



**Raadslede van die Raad van die
Langeberg Munisipaliteit**

Kennis geskied hiermee van 'n Raadsvergadering
van die Raad van Langeberg Munisipaliteit wat gehou sal word op

26 FEBRUARIE 2019 om 10H00

in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson
om oorweging te verleen aan die items op die aangehegte agenda.

...

**Councillors of the Council of the
Langeberg Municipality**

Notice is hereby given of a Council Meeting
of the Municipal Council of the Langeberg Municipality to be held on

26 FEBRUARY 2019 at 10H00

in the Council Chamber, Municipal Offices,
Church Street, Robertson to discuss the items on the appended agenda.

RDH / ALD S.W. VAN EEDEN
SPEAKER

BIRTHDAY LIST 2019

JANUARY	
04	Cllr Bulenlani Nteta
05	Mr Maynard Johnson
15	Cllr Esther Bosjan
17	Cllr Kobus DF van Zyl
FEBRUARY	
09	Mr Dave van Schalkwyk
09	Cllr Lettesia M Swanepoel
24	Mr Theuns Carstens
MARCH	
01	Cllr Wilma Strauss
11	Mr Neil Albertyn
23	Mr Peter W Salman
30	Mr Charl Martin
APRIL	
07	Mr Mava Shude
27	Mrs Celeste Matthys
MAY	
12	Mrs Suzette Kotzé
20	Mr Anton Everson
28	Cllr JJ Januarie
30	Ald Kosie D Burger
JUNE	
05	Mr Bradley Brown
16	Cllr Hetta F Mangenengene
19	Cllr Gideon Joubert
24	Ald Schalk van Eeden
30	Mr Kobus Brand

JULY	
AUGUST	
11	Cllr Mark van der Merwe
14	Mr Glenn Slingers
19	Mr Eugene Jooste
SEPTEMBER	
05	Ald Henry Jansen
07	Mr Zamuxolo Qhanqisa
10	Mr Corné Franken
18	Mr Izak van der Westhuizen
19	Cllr Dendeline B Janse
19	Cllr Samuel du Plessis
22	Cllr Daughwan Kuhn
24	Cllr Judy Mafilika
OCTOBER	
05	Cllr Eric MJ Scheffers
17	Cllr Pauline Hess
NOVEMBER	
02	Cllr Nicky Beginsel
09	Mr Chris Vorster
18	Cllr Jacques Kriel
27	Mr Soyisile A Mokweni
DECEMBER	
05	Mr Sabelo Ngongolo
09	Mr Johan Coetzee
10	Cllr Andile Shibili
26	Cllr Christopher J Grootboom

A G E N D A

~ 26 FEBRUARY 2019 ~

1. Opening / Opening
2. Attendance / Bywoning
3. Applications for leave of Absence / Aansoeke vir verlof tot afwesigheid
4. Approval of Minutes / Goedkeuring van Notule
 - 4.1 Confirmation of the Minutes of an Ordinary Meeting of Council of the Langeberg Municipality held on 29 January 2019 at 10h00 in the Council Chambers, Municipal Offices, Church Street, Robertson. 05 – 17

Bekragting van die Notule van 'n Gewone Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 29 Januarie 2019 om 10h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson.
 - 4.2 Confirmation of the Minutes of a Special Meeting of Council of the Langeberg Municipality held on 12 February 2019 at 14h00 in the Council Chambers, Municipal Offices, Church Street, Robertson. 18 - 19

Bekragting van die Notule van 'n Spesiale Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 12 Februarie 2019 om 14h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson.
5. Statements & Announcements by the Speaker / Verklarings & Mededelings deur die Speaker
6. Interviews with Delegations / Onderhoude met Afvaardigings
None / Geen
7. Statements & Announcements by the Mayor / Verklarings & Mededelings deur die Burgemeester
8. Urgent Matters & Reports, Statements & Announcements submitted by the Municipal Manager
Dringende Aangeleenthede & Verslae, Verklarings & Mededelings voorgelê deur die Munisipale Bestuurder

- 8.1 Matters which must be handled in terms of Section 30(5) of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998), as amended. Aforesaid stipulation reads as follows: (5) Before a municipal council takes a decision on any of the following matters it must first require its executive committee or executive mayor, if it has such a committee or mayor, to submit to it a report and recommendation on the matter: (1) any matter mentioned in Section 160(2) of the Constitution; (2) the approval of an integrated development plan for the municipality, and any amendment to that plan; and (3) the appointment and conditions of service of the municipal manager and a head of a department of the municipality. *Sake wat hanteer moet word in terme van Artikel 30(5) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No 117 van 1998), soos gewysig. Voormelde bepaling lees as volg: (5) Alvorens 'n munisipale raad 'n besluit oor enige van die volgende aangeleenthede neem, moet hy eers sy uitvoerende komitee of uitvoerende burgemeester, indien hy so 'n komitee of burgemeester het, versoek om 'n verslag en aanbeveling oor die aangeleentheid aan hom voor te lê: (1) enige aangeleentheid genoem in Artikel 160(2) van die Grondwet; (2) die goedkeuring van 'n geïntegreerde ontwikkelingsplan vir die munisipaliteit, en enige wysigings van daardie plan; (3) die aanstelling en diensvoorwaardes van die munisipale bestuurder en 'n hoof van 'n departement van die munisipaliteit.*
 - 8.2 Matters which must be handled in terms of Section 32(1) and (2) of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) as amended, and approved per Council Resolution A82 of 19 March 2001. / *Sake wat hanteer moet word in terme van die delegasies toegestaan ingevolge Artikel 32(1) en (2) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No 117 van 1998), soos gewysig en aanvaar per Raadsbesluit A82 van 19 Maart 2001.*
 - 8.3 Report on matters of concern by representatives at the Cape Winelands District Municipality. / *Rapportering aangaande sake van belang deur verteenwoordigers by die Kaapse Wynland Distrikmunisipaliteit.*
 - 8.4 Other Matters / *Ander Sake*

9. Consideration of Notice of Motions / Oorweging van Kennisgewing van Mosies

None / Geen

10. Consideration of Notice of Questions / Oorweging van Kennisgewing van Vrae

None / Geen

11. Consideration of Urgent Motions / Oorweging van Dringende Mosies

None / Geen

12. Consideration of Reports / Oorweging van Verslae

12.1	Reports submitted to Council for consideration (A Items) Verslae voorgelê aan die Raad vir oorweging (A Items)	15
12.2	Reports submitted to Council for consideration (AA Items) Verslae voorgelê aan die Raad vir oorweging (AA-Items)	---
12.3	Reports dealt with in terms of the delegated powers by the Mayoral Committee (B & BB Items) Verslae afgehandel deur die Burgemeesterskomitee in terme van gedelegeerde bevoegdhede (B & BB-Items)	64

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MINUTES OF AN ORDINARY MEETING OF COUNCIL OF THE LANGEBOEG MUNICIPALITY
HELD ON 29 JANUARY 2019 AT 10H00 IN THE COUNCIL CHAMBERS
MUNICIPAL OFFICES, CHURCH STREET, ROBERTSON

1. **Opening / Opening**

The Speaker welcomed the Executive Mayor, the Deputy Executive Mayor, Councillors and the Administration to the meeting. He extended a special word of welcome to the new councillor of COPE, Cllr Daughwan Kuhn.

Heartfelt condolences were conveyed to Cllr Eric Scheffers, whose elderly father passed away after a long illness. May the family receive much love and strength in this time of sorrow.

Reverend Clive Sparkes of the Methodist Church, Robertson opened the meeting with a message and a reading from Matthews 27:44

2. **Bywoning / Attendance**

Ald Van Eeden, SW	Speaker
Ald Jansen, HM	Executive Mayor
Cllr Joubert, GD	Deputy Executive Mayor
Ald Burger, JD	Councillor (Member of the Mayco)
Cllr Janse, DB	Councillor (Member of the Mayco)
Cllr Scheffers, EMJ	Councillor (Member of the Mayco)
Cllr Strauss, SW	Councillor (Member of the Mayco)

Cllr Beginsel, NJ	Councillor
Cllr Bosjan, E	Councillor
Cllr Du Plessis, S	Councillor
Cllr Grootboom, CJ	Councillor
Cllr Hess, P	Councillor
Cllr Januarie, JJ	Councillor
Cllr Kriel, J	Councillor
Cllr Kuhn, DJW	Councillor
Cllr Maflika, JS	Councillor
Cllr Manganengene, HF	Councillor
Cllr Shibili, AJ	Councillor
Cllr Simpson, OC	Councillor
Cllr Swanepoel, LM	Councillor (until 11h48)
Cllr Van Zyl, JDF	Councillor

Mr Mokweni, SA	Municipal Manager
Mr Everson, AWJ	Director Corporate Services
Mr Mgajo, M	Director Community Services
Ms Matthys, CO	Director Strategy & Social Development
Mr Van der Westhuizen, IAB	Director Engineering Services
Ms Kotzé, S	Manager Administrative Support
Ms Burger, E	Chief Clerk General Administration
Mr Qhanqisa, ST	Translator

3. 3.1 **Applications for leave of absence / Aansoek om verlof tot afwesigheid**

Cllr Nteta, BH	Councillor
Cllr Van der Merwe, TM	Councillor
Mr Brown, B	Chief Financial Officer

3.2 Absent without leave / Afwesig sonder verlof

None / Geen

4. Goedkeuring van Notule / Approval of Minutes:

- 4.1 Dat die notule van 'n Gewone Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 10 Desember 2018 om 10h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson goedgekeur en bekragtig word.

That the minutes of an Ordinary Meeting of Council of the Langeberg Municipality held on 31 July 2018 at 10h00 in the Council Chambers, Municipal Offices, Church Street, Robertson be approved and confirmed.

5. Verklarings en Mededelings deur die Speaker / Statements and Announcements by the Speaker

The Speaker welcomed all Councillors back to the business of 2019 and he congratulated Cllrs Nteta, Bosjan and Van Zyl with their birthdays.

6. Onderhoude met Afvaardigings / Interviews with Delegations

None / Geen

7. Verklarings en Mededelings deur die Burgemeester / Statements and Announcements by the Mayor.

Die Uitvoerende Burgemeester het die drie raadslede wat in Januarie verjaar, gelukgewens met hul verjaarsdae en hy het alle teenwoordiges voorspoed toegewens vir 2019. Hy het die hoop uitgespreek dat almal lekker en goed sal saamwerk sodat 2019 gesonde vrugte sal afwerp.

8. Dringende Aangeleenthede en Verslae, Verklarings & Mededelings voorgelê deur die Munisipale Bestuurder.
Urgent Matters and Reports, Statements & Announcements submitted by the Municipal Manager.

The Municipal Manager will deal with an urgent report (A 3755) as part of the agenda

9. Consideration of Notice of Motions / Oorweging van Kennisgewing van Mosies

Geen / None.

10. Oorweging van Kennisgewing van Vrae / Consideration of Notice of Questions

Geen / None

11. Oorweging van Dringende Mosies / Consideration of Urgent Motions

- 11.1 Undrinkable water in Dorpsig, Robertson : 17, 18 January 2019. Cllr S du Plessis inquired about the instance on the night of 17 January 2019 when there was no water in the taps in Robertson. He wanted to know whether the person(s) responsible would be held accountable and that it will not happen again. He received a video from a white lady in Robertson showing the condition of the water coming out of the taps. The Speaker said that this is not a motion and that the Councillor is only bringing something to the attention of Administration. He said that he will allow this and asked whether the Municipal Manager wanted to comment. The Municipal Manager said that he has no knowledge of the incident. The Mayor said that he was informed early on the morning of 18 January 2019 when Councillors sent videos to him. It was an error at the Water Purification Plant which was rectified immediately. Cllr Januarie said the water looked like Jeyes Fluid and the matter should be

investigated so that it cannot happen again. The Mayor agreed with Cllr Januarie and said that volumes of water were registered by these residents' meters as they left it running to flush the dirty water. Their water meters registered the 'consumed' water and this is now reflected in their municipal accounts. This matter is still to be discussed with the Municipal Manager as the financial implications for the consumers must be considered.

11.2 **Late distribution of agenda.** Cllr JJ Januarie said that the agenda was received so late; only on Friday and all the political parties were busy over the weekend and on Monday items were still received for the agenda. This is totally unacceptable as it allows no time to prepare for the meeting if you receive the agenda a day beforehand. Proper input becomes impossible. He requested the Speaker that there will be kept to the rule that the agenda will be distributed 7 days before a meeting. The Director Corporate Services said that in most cases 7 days are not practical as the Mayco was held 7 days ago but that Administration will strive to deliver the agenda sooner.

11.3 **Tools of Trade.** Cllr JJ Januarie said that there are some Councillors who still have not received their electronic tablets. The Director Corporate Services that there is an issue with the tablets. The term of two years has passed for the Councillors who have been here for that long. He has had a discussion with the Municipal Manager and a work session will be set up with Councillors. The matter of the tablets and one or two other points will be discussed, where after decisions will be made. The Speaker requested that the work session be arranged as soon as possible.

12. **Oorweging van Verslae / Consideration of Reports:**

12.1 **Reports submitted to Council for consideration (A Items)** **Verslae voorgelê aan die Raad vir oorweging (A-Items)**

A 3740 **EXCHANGE OF WATER BETWEEN UITSIG FARM ROBERTSON & MEULKLOOF STREAM WATER SOURCE IN DE HOOP REGARDING THE EXCHANGE WITH UITSIG FARM, ROBERTSON (16/1/1) (MANAGER CIVIL ENGINEERING SERVICES)**

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the water agreement between the Municipality and Poekel Bruwer Boerdery be cancelled as the town's water might be at risk.

A 3741 **PROGRESS REPORT ON JOB OPPORTUNITIES CREATED FOR THE PERIOD OCTOBER - DECEMBER 2018 (LED DEPARTMENT) (9/2/1/9)**

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report on job opportunities for the period October - December 2018 be noted.

A 3742 **MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – NOVEMBER 2018 (12/2/3/3) MANAGER: SOCIAL DEVELOPMENT**

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the report from the Local Tourism Associations for November 2018 be noted

**POSSIBLE IMPLEMENTATION OF A TOURISM LEVY FOR THE LANGEBERG MUNICIPAL AREA
(12/2/3/3) MANAGER: SOCIAL DEVELOPMENT**

Cllr JJ Januarie said that spaza shops and foreign traders should also be considered to pay a tourism levy. Wherever we go in the world we pay taxes to start a business. When they come to SA and start a business, they do not pay any taxes; specifically the Chinese. They get their produce and supplies straight from China, they sell it and the money goes back to China. Isn't there a way that we can hold them responsible for a levy? The Municipal Manager said that the shops would fall under the Business Act of the Department of Trade & Industry. It will have to be investigated whether we may raise an extraordinary tax, but you still cannot say it is only for foreign nationals. It will have to be for all shops. The tourism levy is a standard practice and because there is such a demand on the Municipality to do all sorts of things such as upkeep, improvements etc to enhance the tourism factor within the municipal area, it is about time that the tourist contributes to such preparations and not the tax payer. This is an investigation into the tourism infrastructure and will serve before Council again.

Cllr S du Plessis wanted to know how feasible it is, how effective it is and is it implementable within our country? Because the report states that it is implemented in the Netherlands. The Municipal Manager said that it is implemented throughout the world, except for SA. However, certain hotels and B&B's in SA raise a 1% tourism levy on your bill. Eating establishments do not raise a tourism levy. The raising of a tourism levy implies a lot of research, logistics, administration and things to do locally to see how we can effectively implement it. Bearing in mind that as we speak, the tourism industry is reluctant to tell us what the actual tourist statistics in our area are. That will be one of the problems that we shall experience during the investigation. We shall have to go to their members and get them to buy into the idea of a tourism levy. Collection of the data, collection of the levy are matters to be discussed.

This item served before an Ordinary Meeting of Council on 29 January 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019

Eenparig Besluit / Unanimously Resolved

1. That Council support the establishment of a task team to investigate the feasibility of implementing a tourism levy.
2. That the Municipal Manager and the Executive Mayor appoint the members on the task team.
3. That Council be updated on a regular basis as to the progress.

**APPLICATION TO LEASE THE CRICKET FIELD, CLUB HOUSE & 4 TENNIS COURTS SITUATED ON
ERF 590, ASHTON (7/1/4/1/1) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)**

Cllr AJ Shibili expressed his concern with the quality of the ward councillor's comments contained in the report. Cllr NJ Beginsel said that he stands by his comments and added that Zolani CP School should also be included and make use of the facility. The contract with the School Governing Body and what it meant for other schools wanting to use the facilities was discussed.

Cllr CJ Grootboom remarked that for a long time now the official translator, Mr S Qhanqisa, has not translated any of the discussions taking place in meetings. He is here for a reason and should be used for that purpose.

This item served before an Ordinary Meeting of Council on 29 January 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019

Eenparig Besluit / Unanimously Resolved

That the application received from Mr Burger on behalf of the School Governing Body be approved subject to the following conditions:

Dat die aansoek ontvang van Mnr Burger namens die Skool Beheerliggaam goedgekeur word onderworpe aan die volgende voorwaardes:

1. That it be confirmed that the municipal building (club house), cricket field en tennis courts situated on erf 590, Ashton is not needed for the provision of the minimum level of basic municipal services (S14 of the MFMA 2003, Act 56 of 2003).

Dat dit bevestig word dat die munisipale gebou (klubhuis), krieketveld en tennisebane geleë te erf 590,

Ashton nie benodig word vir die verskaffing van die minimum vlak van basiese dienste nie. (S14 van die MFMA, Wet 56 van 2003)

2. That municipal building (club house), cricket field en tennis courts situated on erf 590, Ashton be leased "voetstoots" at a market related rental for a three (3) year period to the School Governing Body on behalf of all schools in the Municipal area and on the provision that no one will be denied using the facility having applied to the Controlling body for the use thereof.

Dat die munisipale gebou (klubhuis), krieketveld en tennisbane geleë te erf 590, Ashton "voetstoots" verhuur word aan die Skoolbeheerliggaam namens al die skole binne die Langeberg Munisipale area vir 'n drie (3) jaar periode teen 'n markverwante huur onderworpe daaraan dat niemand die gebruik van die fasiliteite geweier sal word nie wanneer hulle aansoek doen by die Beheerliggaam.

3. That the rental amount will escalate annually with a percentage that will be determined by the yearly CPIX.

Dat die huurtarief jaarliks sal eskaleer met 'n persentasie wat bepaal word deur die VPI.

4. That the Lessee be responsible for maintenance, repairs, upgrading work to be done to the building, cricketfield and tennis courts.

Dat die Huurder verantwoordelik sal wees vir instandhouding, herstelwerk en opgraderingswerk van die gebou, krieketveld en tennisbane.

5. No alterations may be done to the building without the written consent from the Municipality.

Geen veranderinge mag aan die gebou gemaak word sonder dat skriftelike toestemming van die munisipaliteit verkry is nie.

6. That the building or any part thereof may not be sublet (does not include occasional leasing).

Dat die gebou of 'n enige gedeelte daarvan nie onderverhuur mag word nie (sluit nie geleentheidsverhuring in nie).

7. That the Lessee be responsible for the connection and payment of all services rendered to the facility.

Dat die Huurder verantwoordelik is vir die aansluiting en betaling van alle dienste na die perseel.

8. That Council resolution taken on 27 March 2018 under item A3583 be revoked.

Dat die Raadsbesluit wat geneem is onder item A3583 op 27 Maart 2018 herroep word.

**A 3745 FEEDBACK TO COUNCIL: EXECUTION OF COUNCIL RESOLUTIONS : OCTOBER – DECEMBER 2018
(3/2/1/3) (MUNICIPAL MANAGER)**

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

**A 3746 REQUEST FROM THE ANGLICAN CHURCH, PARISH OF ROBERTSON – ANGLICAN CEMETERY,
WHITE STREET, ROBERSON (ACTING MANAGER PARKS & AMENITIES)**

Cllr AJ Shibili said that they are worried that their people are going to be buried on top of the old graves of their ancestors. These graves are 30 years and older and requests that graveyards be given to churches, will never be

supported by the ANC. The official who spoke to the Church on behalf of the Municipality had no mandate to do so. It cannot be allowed. She must be investigated.

The Municipal Manager clarified a statement in the report – it does not say that it is a policy position of the Municipality. The official states that “*the Municipality might consider transferring...*” and this was said in light of the study identifying new cemeteries, which study in essence says that because the Municipality is facing a critical shortage of space (and this is a practice in law) any grave that is older than 30 years can be reused. Council has not yet taken a decision and it is not yet an official Council position. It is one of the workshops that still has to be done. We are running out of space for people who are alive and we are running out of space for people that have died. An amicable solution must be found – either cremation, reburial etc. All of these are options that are being used throughout the world.

Council might decide to consider the report after the workshop on the Identification of New Cemetery Sites in the Langeberg municipal area has taken place and the whole cemetery issue has been unpacked. This is a scenario that Council might consider. Cllr AJ Shibili said that he recalls the workshop on new cemetery sites and he remembers that all Councillors were highly against the view of reburials. What worries him the most is when an official misrepresents the view of the Council and he does not think she is qualified to do that.

Cllr S du Plessis wanted to know how it is possible that throughout the investigation and the officials own investigation, nobody established who the land belonged to. Why do we not have any records of ownership?

The translator translated.

Pertaining to the background of the cemetery, the Municipal Manager said that there is absolutely no confusion – the cemetery was returned to the Robertson Municipality in 1981. There is no dispute about the ownership of the cemetery.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

1. That the report be referred back.
2. That the report be submitted at the “*Workshop on the Identification of New Cemetery Sites in the Langeberg municipal area*” for consideration and the formulation of a recommendation, where after the report be resubmitted to Council.

A 3747

ROBERTSON, KENANA (ALSO KNOWN AS NKANINI) HOUSING PROJECT: APPLICATION FOR THE APPROVAL OF THE (1) PROVISION OF AN ADDITIONAL 305 ENHANCED SERVICED SITES; AND (2) REVISED FINANCIAL DETAILS OF THE PROJECT, IN TERMS OF THE UPGRADING OF INFORMAL SETTLEMENTS PROGRAMME (UISP) : (DIRECTOR COMMUNITY SERVICES)

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

1. That the provision of an additional 305 enhanced services sites, in the amount of R6 940 141.00 be noted.
2. That the revised financial details for the 200 enhanced serviced sites, in the amount of R5 550 912.00 be noted.
3. That the revised financial details of the project consisting of 505 sites, in the amount of R40 930 028.00 be noted.
4. That Council is in compliance with Circular No.C5 of 2018, *Revised Enhanced Serviced Site Policy Guidelines* approved on 28 March 2018 for the Western Cape.
5. That Council takes note of the fact that provision of funding for enhanced services to 505 sites is subject to Council not constructing houses on these sites for the next 3 years and will only be release on actual claims/verifies for beneficiary submitted by Council.

6. That Council enter into the lease agreements i.e. rental or purchasing of the site, with the non-qualifying beneficiaries of the project.
7. That all the other previously-approved conditions remain unchanged and in effect.
8. That the existing contract agreements be amended accordingly.

A 3748

K 3 GOEIEMAN TRADING: APPLICATION TO LEASE OR PURCHASE MUNICIPAL LAND SITUATED IN MONTAGU (7/2/3/2/4) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

Cllr S du Plessis wished to know whether Council has in the past 3 years sold land privately to any businessman in Montagu. If NO, he would like those records on paper. If YES, he wants to know what types of business people bought land privately. Cllr Du Plessis wanted clarity what individuals may buy land privately from the Municipality and who must buy per public tender. Cllr J Kriel said that he can recall that land has previously been sold privately to 1 or 2 individuals when they were the only persons who could use that land, e.g. if the portion of land was between the buyer's erf and a river. Other than that, he could not recall that Council has ever sold or leased land that could be utilized by other persons, by private tender. Always by public tender.

The Speaker said that it was unfair to expect Administration to answer these questions off the cuff and that they be given time to respond to it.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

1. That the application received from Mr K Goeieman on behalf of K3 Goeieman Trading to lease or purchase municipal land situated on the corner of Muskadel and Wilger Street not be approved due to the fact that a storm water open channel crosses the land and will remain as well as a 200mm water main crosses the proposed land to supply water to Ashbury.

Dat die aansoek van Mnr K Goeieman namens K3 Goeieman Trading vir huur of koop van munisipale grond geleë op die hoek van Muskadel en Wilgerstraat nie goedgekeur word nie inaggenome die feit dat 'n stormwater oop kanaal hierdie gedeelte kruis sowel as 'n 200mm water hooflyn wat Ashbury van water voorsien.

2. That it be confirmed that the municipal land, a portion of erf 4403 (1.11ha), Montagu (alongside Old Brick yard) is not needed for the provision of the minimum level of basic municipal services (S14 of the MFMA 2003, Act 56 of 2003).

Dat dit bevestig word dat die munisipale grond, 'n gedeelte van erf 4403 (1.11ha), Montagu (langs Ou Steenoonde) nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie (S14 van die MFMA 2003, /wet 56 van 2003).

3. That the municipal land situated on a portion of erf 4403 (1.11ha), Montagu (alongside Old Brick yard) be alienated by way of public tender for industrial use subject to the following conditions:

Dat die munisipale grond geleë op gedeelte van erf 4403 (1.11ha), Montagu (langs Ou Steenoonde) vervreem word by wyse van publieke tender vir industriële doeliendes onderworpe aan die volgende voorwaardes:

- 3.1 That the selling price be determined based on a reasonable market value certificate.

Dat die verkoopprijs van die eindom bereken word, baser op 'n billike markwaarde sertifikaat.

- 3.2 That a deposit of 10% be payable at the signing of the deed of sale and that the remainder of the purchase price be payable with registration.

Dat 'n deposito van 10% betaal word by ondertekening van die koopoorreenskoms en dat die restant van die koopprys teen registrasie betaalbaar is.

- 3.3 That the buyer be responsible for all the connection fees for municipal services rendered to the property.

Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.

- 3.4 That the purchaser be responsible for all costs regarding the alienation.

Dat die koper verantwoordelik sal wees vir alle kostes met betrekking tot die vervreemding.

- 3.5 That the purchaser be responsible for all Town Planning the cost which may include rezoning, subdivision, consolidation, application for the closure of public open space, surveying, registration of servitudes and registration of the property in his/her name.

Dat die koper verantwoordelik sal wees vir alle Stadbeplannings kostes wat mag insluit hersonering, onderverdeling, konsolidasie, aansoek om sluiting van openbare plek, landmeter, registrasie van die servitute en registrasie van die eiendom in sy/haar naam.

- 3.6 That the purchase deal be finalized within a period of 8 months after allocation of the property, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 8 maande vanaf datum van toekenning van die erf afgehandel word, by versuim waarvan die aanbod onherroepelik sal verval.

A 3749 UMSIZA PLANNING: APPLICATION TO CLOSE A PORTION OF AN EXISTING ROAD/ CANCELLATION OF SERVITUDE ROAD OVER MUNICIPAL LAND / REMOVAL OF EXISTING LOW WATER BRIDGE OVER KINGNA RIVER SITUATED ON A PORTION OF ERF 1, MONTAGU (7/2/R) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before an Ordinary Meeting of Council on 29 January 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019

Eenparig Besluit / Unanimously Resolved

1. That approval not be granted to Mr Bussell for the closure of the remainder street as this is a functional part of GP Nr 5296/2009.

Dat goedkeuring nie aan Mnr Bussell verleen word om die sluiting van die gedeelte pad nie aangesien dit 'n funksionele gedeelte is van Gp No 5296/2009.

2. That approval be granted for the removal of the servitude note in Deed of Transfer T90845/95.

Dat die verwydering van die servituut nota in Akte T90845/95 goedgekeur word.

3. That the cancellation of the right of way (Rem 1) be approved subject to an application in terms of the Langeberg Municipal By-Law, 2015 as well as the approval of alternative servitudes.

Dat die kansellering van die reg van weg (Rem 1) goedgekeur word onderhewig aan 'n aansoek in terme van Langeberg Munisipaliteit Bywet, 2015 sowel as goedkeuring van alternatiewe servitute.

4. That the removal of the existing low level crossing be approved in principle subject to the approval and construction of the alternative crossing.

Dat die verwydering van die bestaande laagwater brug in beginsel goedgekeur word onderhewig aan die goedkeuring vir die konstruksie van die nuwe alternatiewe kruising.

5. That the cancellation of the servitude diagram be approved subject to an application in terms of the Langeberg Municipal-By Law, 2015.

Dat die kansellasië van die servituut diagram in beginsel goedgekeur word onderhewig aan 'n aansoek in terme van Langeberg Munisipaliteit Bywet, 2015.

6. That all costs as a result of the aforementioned processes be for the account of the applicant.

Dat alle kostes verbonde aan voormelde prosesse sal vir die rekening van die aansoeker wees.

A 3750

FINANCIAL REPORTING IN TERMS OF SECTION 71 FOR THE MONTHLY BUDGET STATEMENT & SECTION 52 (D) FOR THE QUARTERLY BUDGET ASSESSMENT STATEMENT FOR DECEMBER 2018 (9/2/1/3) (CHIEF FINANCIAL OFFICER)

The Executive Mayor presented the Executive Summary to Council.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

A 3751

APPOINTING OF AUDIT & PERFORMANCE COMMITTEE MEMBERS IN COMPLIANCE WITH SECTION 166(5) OF THE MFMA

Cllr DJW Kuhn of COPE says that Mr Omar Valley's curriculum vitae does not reflect that he worked for Ernest & Young, although he did work for them, and that he (Cllr Kuhn) would like clarity on that. He said he has all the proof. The Municipal Manager replied that Mr Valley never worked for Ernest & Young. Cllr Januarie remarked he has seen the name somewhere in reports before and is the Municipal Manager telling the truth or is Councillor Kuhn misleading the Council? Cllr Shibili said that when someone applies for a position and he does not mention a previous job, what is wrong with that? You adapt your CV to the job you are applying for. We cannot reduce the house to debating such issues. The ANC requested a caucus which was granted from 11h01 – 11h08

Upon return, Cllr JJ Januarie said that the ANC will launch their own investigation and put it in a motion. For now, the ANC support the recommendation contained in the report.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That in respect of advertised vacancies of the Audit and Performance Committee in compliance with section 166(5) of the MFMA,

1. Council appoints the following applicants as members of the Audit and Performance Committee as of 01 February 2019.
 - i. Mr Omar Valley;
 - ii. Ms Kirstie Marcha Talmakkies.
2. Council appoints Mr E. Abrahams as the chairperson of the Audit & Performance Committee.

A 3752

AUDIT & PERFORMANCE COMMITTEE: QUARTERLY REPORT AND PERFORMANCE SELF-EVALUATIONS OF THE AUDIT & PERFORMANCE COMMITTEE (5/14/R) (AUDIT & PERFORMANCE COMMITTEE CHAIRPERSON)

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That Council takes note of the following reports:

1. Audit and Performance Committee Quarterly report Q2 of 2018-19
2. Performance Self-Evaluations of the Langeberg Municipality's Audit and Performance Committee 2017/18.

A 3753

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS FOR THE 2018 / 2019 FINANCIAL YEAR (4/5/1)(DIRECTOR CORPORATE SERVICES)

Cllr AJ Shibili said that they have spoken to the national ministers about bursaries for councillors. The report also states that the Municipality must assist us to equip us and it has been 2½ years and nothing has happened. Young councillors wish to equip themselves (with qualifications in line with SAFA) for the future and for the sake of their children. He requests that funds be availed so that councillors may study. In 2018 we also approved the upper limits, and one of those was that ward councillors may use the official municipal letterhead. In the same vein Cllr JJ Januarie requested that ward councillors be issued with official municipal date stamps to use in their official municipal work.

A discussion followed about other details pertaining to the contents of the annexure. The possibility of a Skills Audit of Councillors was discussed, where after a list can be compiled of study courses that will be of value to Councillors to equip themselves. Such a list may then be submitted to Council for approval and should Council approve such a list, the funds may be availed for study.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

1. That the following allowances in terms of the proclamation in terms of Government Notice 1426 in Government Gazette 42134 of 21 December 2018 be approved and made applicable to members of the Municipal Council of Langeberg Municipality, retrospective from 1 July 2018:

Dat die onderstaande toelaes soos afgekondig in terme van kennisgewing 1426 in Staatskoerant 42134 van 21 Desember 2018 goedgekeur en terugwerkend vanaf 1 Julie 2018 op raadslede van Langeberg Munisipaliteit van toepassing gemaak word:

OFFICE	TOTAL REMUNERATION
Executive Mayor	859 471
Speaker	687 575
Deputy Executive Mayor	687 575
Mayoral Committee Member	644 603
Chairperson Sect. 79 Committee	349 055
Councillor	271 990

2. That the monthly cell phone allowances of R3 400.00 be paid.

Dat die maandelikse selfoontoelae van R3 400.00 betaal word.

3. That it be confirmed that the necessary funds has been budgeted for in the 2018/19 budget to pay the allowances.

Dat dit bevestig word dat die voormelde verhogings en daarmee gepaardgaande uitgawes wel voor begroot is in die 2018/19 begroting.

4. That the necessary consultation with the MEC for Local Government in the Western Cape be done

in order to obtain approval for the allowances to be implemented.

Dat die nodige konsultering met die LUR vir Plaaslike Regering gedoen word ten einde goedkeuring te verkry vir implementering van die toelaes.

5. That a Skills Audit of Councillors be done as soon as possible where after a list be compiled of study courses and further training for Councillors to consider.
6. That ward councillors be issued with official municipal date stamps for use in their official municipal work.

A 3754 MID-YEAR PERFORMANCE ASSESSMENT IN TERMS OF SECTION 72 (1) OF THE MFMA FOR 01 JULY 2018 TO 31 DECEMBER 2018 (CHIEF FINANCIAL OFFICER)

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report in terms of section 72(1) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) be noted.

A 3755 NEIGHBOURHOOD DEVELOPMENT PROGRAMME - RURAL TOWNS PROGRAMME (10/3/2) (DIRECTOR: COMMUNITY SERVICES)

Cllr SW Strauss requested that a workshop be presented about this very important matter and Cllr AJ Shibili said that officials already presented a workshop to this effect. Cllr J Kriel questioned why the roll-out of the programme will be only in Robertson and the Director Strategy & Social Development explained that a Township Regeneration Strategy was developed for the Municipality, paid for by National Treasury as far back as 2012. She cited the course and changes the programme underwent through the years up to this current version and why only Robertson has now been selected. The Municipal Manager added to the Director's account and said that for an investor, the important factor in deciding to invest is what would be the economic return on his investment. That implies buying power and for now, such economic return is only justified in Robertson.

Cllr J Kriel requested that in future, Administration should address in reports what is being done to stimulate economic development in the four other towns as well, otherwise economic development will always be focused in Robertson to the detriment of the other towns. Cllr S du Plessis echoed the sentiments of Cllr Kriel.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

1. That Council takes note of the workshop report.
2. That Council supports the implementation of the *Rural Town Concept* in Robertson.
3. That a workshop on the "*Neighbourhood Development Programme - Rural Towns Programme*" be organized for Councillors who are interested in attending.

Cllr LM Swanepoel left the Council Chambers at 11h48

A 3756 EXPENDITURE OF THE 2018/2019 BUDGET MEASURED BY THE TOP LEVEL SDBIP FOR THE SECOND QUARTER (MID YEAR) (5/1/3) (DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That Council notes the contents of the report

RESUBMISSION - TABLING OF THE DRAFT ANNUAL REPORT FOR 2017 / 2018 (5/14/1/1)
(DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)

The Director Strategy & Social Development gave more background to the report.

This item served before an Ordinary Meeting of Council on 29 January 2019
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 Januarie 2019
Eenparig Besluit / Unanimously Resolved

That the Draft Annual Report for 2017 / 2018 be approved in principle by Council and that for oversight purposes, the report be submitted to MPAC and to the Audit Committee for recommendation to Council

Dat die konsep Jaarverslag vir 2017 / 2018 in beginsel aanvaar word deur die Raad en vir oorsigdoeleindes voorgelê word aan die MORK en Oudit Komitees vir aanbeveling aan die Raad.

12.2 Reports submitted to Council for consideration (AA Items)
Verslae voorgelê aan die Raad vir oorweging (AA-Items)

IN-COMMITTEE

All officials and members of the public left the Council Chambers at 11h48 for the discussion of the following confidential item, with the exception of the Municipal Manager and Director Corporate Services who was requested to minute the comments and decision.

12.3

Reports dealt with in terms of the delegated powers by the Mayoral Committee (B & BB Items)
Verslae afgehandel deur die Burgemeesterskomitee in terme van gedelegeerde bevoegdhede (B & BB-items)

Hierdie items het gedien voor 'n Gewone Vergadering van die Raad op 10 Desember 2018
These items served before an Ordinary Meeting of Council on 10 December 2018
Eenparig Besluit / Unanimously Resolved

That Council note the B and BB reports that were dealt with by the Executive Mayoral Committee in terms of the delegated powers.

Dat die Raad kennis neem van die B en BB verslae wat deur die Uitvoerende Burgemeesterkomitee in terme van gedelegeerde bevoegdhede hanteer is.

The meeting ended at 12h15

SPEAKER

DATE

A ITEMS

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QUARTERLY REPORT : BREËRIVIER WYNLAND LANDELIKE ONTWIKKELINGS VERENIGING : 01 OCTOBER 2018 TO 31 DECEMBER 2018 (12/2/3/24) MANAGER: SOCIAL DEVELOPMENT

Purpose of the Report

To submit the quarterly report for the Breërivier Wynland Landelike Ontwikkelings Vereniging, for the period 01 October 2018 to 31 December 2018, to Council for consideration.

Background

The Breërivier Wynland Landelike Ontwikkelings Vereniging was established in 2002 to address the needs of the farming communities and consists of 4 partners, namely: farmers, farm workers, wine cellars and Langeberg Municipality.

The Association is registered as a Section 21 Company (2003/010042/08) and NPO (041-754-NPO).

The current representatives for Langeberg Municipality are: Deputy Executive Mayor, Councillor G Joubert and the Manager: Social Development, Mr. D van Schalkwyk.

Comments

The quarterly report for the period 01 October 2018 to 31 December 2018, as received from the Chairperson, Mr. J Fourie was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 08 - 10).

Recommendations / Aanbevelings

That the quarterly report submitted by the Breërivier Wynland Landelike Ontwikkelings Vereniging, for the period 01 October 2018 to 31 December 2018, be accepted.

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkelings Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That the quarterly report submitted by the Breërivier Wynland Landelike Ontwikkelings Vereniging, for the period 01 October 2018 to 31 December 2018, be accepted.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That the quarterly report of the Breërivier Wynland Landelike Ontwikkelings Vereniging for the period 01 October 2018 to 31 December 2018 be accepted.

QUARTERLY REPORT: LOCAL ECONOMIC DEVELOPMENT: OCTOBER – DECEMBER 2018 (9/2/19).
DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT

Purpose of Submission:

To submit a quarterly progress report on the LED Department to Council for the period October – December 2018.

Background

This report seeks to report the progress of the LED Department for the period of October to December 2018.

1. ENTERPRISE DEVELOPMENT PROGRAMME:

1.1. Seed Fund

Cape Winelands advertised, (Gazette) and provide applications for the SEED FUND 2018/19 to all municipalities, and CWDM offices. The LED Offices informed all smme's on their database telephonically. The Entrepreneurial Seed Fund Programme's funding is for emerging and established businesses/entrepreneurs.

Evaluations for the SEED fund applications took place on the 13th of December at the CWDM offices, Trappe Street, Worcester. Langeberg, Breede Valley Municipality, and Cape Winelands District Municipality, did evaluations of each Municipality.

There were 4 applications from local smme's

1. JJ Proprietary
2. Babalwa's Bed & Breakfast
3. Funky Ideas Event Management
4. Andiswa Mabhoko Trading CC

- Approval depends on findings at site visit.
- The site visits will be on the 15th of January 2019.
- After the site visits these applications will be submitted to Cape Winelands District Municipalities Council for final decision, and approval.

1.2 Small Towns Regeneration Programme (STRP).

Langeberg is one of the 2 Municipalities that will take lead in the Small Towns Regeneration Programme work. A meeting with Treasury National took place on the 4th & 5th of December 2018. The 4th of December was a pre - planning session, and on the 5th of December a Studio session followed with Officials, and Municipal Manager.

The Studio session entailed looking at existing plans, planned projects, and realities of the town which will be the focus of this programme. A Concept was formed which will be developed further with the Municipality into a plan which will go to Council once completed.

1.3 Small Enterprise Development Agency (SEDA)

Attached are the SEDA Quarterly report from October to December 2018 (Mr. Kiewit Mhlongo, Cape Winelands, Overberg & West Coast Branch Manager)

1.4 Co-Operatives and Small Businesses

Dates and Venues are as follow for October – December 2018:

09 October, 06 November, 18 December – MAG Centre, Montagu
 23 October, 20 November, 18 December – Happy Valley Side Hall, B/vale
 11 October, 27 November, 04 December – Community Hall, McGregor
 30 October, 13 November, 11 December – Town Hall, Ashton
 16 October, 27 November, 04 December – Old Council Chambers, R/Son

27 Companies were registered online (CIPC) through SEDA from October till December 2018.

2. **EXPANDED PUBLIC WORKS PROGRAMME**

- Updated projects for October till December monthly progresses on the EPWP System.

2.1 Updated 14 projects and 2 projects registered on EPWP Reporting system for **October month** progress.

- 14 projects have been authorised for National Department of Public works to be verified.
 1. Cleaning of sidewalks and riverbanks (monthly update)
 2. War on leaks (monthly update)
 3. Cleaning garden at Museum office in Robertson (monthly update)
 4. Upgrading of Nkqubela sport field (monthly update)
 5. Security project (monthly updates)
 6. Robertson Compost Plants (monthly update)
 7. Kanana civil services (Monthly updates.)
 8. Construction of new building, Ashton. (monthly update)
 9. Audit administration intern (monthly update)
 10. IT Department interns (monthly update)
 11. Ashton of the Recycling landfill plants (monthly update)
 12. Maintenance on the Irrigation channels (monthly update)
 13. Early Childhood development assistance (monthly update)
 14. Supply and delivery of material of road in Robertson. (monthly update)
 15. Maintenance at the water works purification plant (Registration form, business plan form and beneficiaries form)
 16. Cleaning project for all towns (Registration form, business plan form and beneficiaries form)
- Compiling Ignite report for the progress report of job creation (on EPWP Reporting system)
- Went to the district forum meeting (16 October)
- Attend the EPWP Learning Programme (in Worcester Nekkes, 22 – 26 October, 8H30 – 17H00 Daily) and also attending the Council meeting for quarterly report and job creation

2.2 Updated 9 projects on EPWP Reporting system for **November**, (progress of the system).

1. Cleaning of Sidewalks and Riverbanks (monthly update)
 2. War on Leaks (monthly update)
 3. Cleaning garden at Museum office in Robertson (monthly update)
 4. Robertson Compost Plants (monthly update)
 5. Kanana Civil services (Monthly updates.)
 6. Audit Administration intern (monthly update)
 7. IT Department interns (monthly update)
 8. Ashton of the Recycling landfill plants (monthly update)
 9. Early childhood development assistance (monthly update)
- 9 projects have been authorized for National Department of Public Works.
 - Compiled Ignite report for the progress of job creation (EPWP Reporting system)

2.3 Updated 9 projects on EPWP Reporting system for December, (progress of the system). 9 projects have been authorized for National Department of Public works.

1. Cleaning of Sidewalks and Riverbanks (monthly update)
2. War on Leaks (monthly update)
3. Cleaning garden at Museum office in Robertson (monthly update)
4. Robertson Compost Plants (monthly update)
5. Kanana Civil services (Monthly updates.)
6. Audit Administration intern (monthly update)
7. IT Department interns (monthly update)
8. Ashton of the Recycling landfill plants (monthly update)
9. Early childhood development assistance (monthly update)

Compiled Ignite report for the progress report of job creation (on EPWP Reporting system)

3. ARTS AND CULTURE PROGRAMME

Attached are the Quarterly Reports for October to December 2018 of RAD Foundation (Mrs. Helen Gooderson), and Dancescape S.A (Mr. Mitya Sargeant).

4. CONSULTATIONS

28 Consultations were done from October to December 2018.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 14 - 55)

Recommendation/ Aanbeveling

That Council note the contents of the report for the period October to December 2018.

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That Council note the contents of the report for the period October to December 2018.

This Item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That Council notes the contents of the report for the period October to December 2018.

**MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – DECEMBER 2018 (12/2/3/3) MANAGER:
SOCIAL DEVELOPMENT**

Purpose of the Report

To submit the monthly reports to the Portfolio Committee for notification purposes

Background

In accordance with the amended memoranda of agreement between the Local Tourism Associations and Langeberg Municipality, for the period 1 July 2018 to 30 June 2019, the Local Tourism Associations must submit a monthly report by the 10th of each month.

A template was compiled and provided to the Local Tourism Associations to be used as a guideline when submitting the reports.

Comments

The monthly reports for the period December 2018, as received from the Local Tourism Associations, are attached to this report.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 57 - 82)

Recommendation

That the report from the Local Tourism Associations for December 2018 be noted

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That the report from the Local Tourism Associations for December 2018 be noted

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That the report from the Local Tourism Associations for December 2018 be noted

OVERSIGHT REPORT IN RESPECT OF 2017 / 2018 ANNUAL REPORT FOR THE LANGEBERG MUNICIPALITY (DIRECTOR STRATEGY AND SOCIAL DEVELOPMENT)

1. PURPOSE OF THE REPORT

To enable the Committee to execute its oversight responsibility in considering the Langeberg Municipality's Annual Report in terms of Section 129 of the Local Government: Municipal Finance Management Act (Act 56 of 2003) (MFMA)

2. BACKGROUND

The draft Annual Report for 2017 / 2018 is available as a drop box link to all councilors:

<https://www.dropbox.com/s/76rypc92jyg5zgm/APR%2017-18.pdf?dl=0>

STRATEGIC INTENT

Organisational Transformation and Good Corporate Governance

3. LEGAL IMPLICATIONS

- 3.1 Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003)
- 3.2 Local Government: Municipal System Act ,2000 (Act 32 of 2000) Chapter 6, as read with the Local Government: Municipal Systems Amendment Act, 2003 (Act 44 of 2003)
- 3.3 Local Government: Municipal Structures Act, 1998 (Act 117 of 1998)

4. FOR DECISION

Council

5. EXECUTIVE SUMMARY

- 5.1 The Municipality's Annual Report process has been prepared according to Section 121 (1) of the MFMA, which prescribes that, every municipality must for each financial year prepare an annual report. The council of a municipality must within nine months after the end of a financial year deal with the annual report of the municipality in accordance with section 129
- 5.2 **In terms of Section 129 of the MFMA**, the council must consider the annual report of the municipality, and by no later than two months from the date which the annual report was tabled in the council, adopt an oversight report containing the council's comments on the annual report, which must include a statement whether the council-
 - (a) Has approved the annual report with or without reservations
 - (b) Has reject ted the annual report; or
 - (c) Has referred the annual report back for revision of those components that can be revised.

5.3 MFMA Circular number 32 recommends the establishment of an oversight committee for the detailed analysis and review of the annual report (s), following their tabling in Council, receiving and reviewing representations made by the public, inputs from other councillors and Council Portfolio Committees and then drafting and oversight report that may take to full Council for discussion.

5.4 In terms of the MFMA Circular Number 32, in order to approve the Annual Report without reservations, Council should be able to agree that the information contained in the reports is a fair and reasonable record of the performance of the municipality in the financial year reported upon. Approval means that the executive and administration have discharged in full, their accountability for decisions and actions and that their performance meets the criteria set by performance objectives and measures and is also acceptable in the community.

5.5 Auditor-General (Annexure A)

The Annual report was electronically submitted to the Auditor General on 12 December 2018

Good day All

Please find attached Adjustment Budget 2018/2019 with Council Resolution A 3737 and Council Resolution A 3739: Tabling of the Draft Annual Report 2017/2018, that serves before the Council meeting of 10 December 2018.

Also find below links on our website:

The Draft Annual Report 2017/2018 is open for public comments until 01 February 2019

https://www.langeberg.gov.za/municipal-documents/langeberg-annual-report/doc_download/3018-draft-annual-report-20172018-open-for-public-comments

The Adjustment Budget 2018/2019

https://www.langeberg.gov.za/municipal-documents/langeberg-budget/doc_download/3021-adjustments-budget-december-2018

You are hereby kindly requested to acknowledge receipt of this e-mail.

Kind regards

Jo'selina Buis
Personal Assistant (Finance)

5.6 National and Provincial Treasury

5.6.1 The Annual Report was submitted to National and Provincial Treasury office on the 12 December 2018

Comments were received from Provincial Treasury via email and attached to this report as Annexure B

Subject: RE: Draft APR Re-submission - January 2019

From: Malcolm Booysen

To: Celeste Matthys

CC: Mava Shude ,Duwayne Lakey ,Tembela Nabe ,Soyisile Mokweni

Dear Celeste,

Please find Provincial Treasury's comments in this regard.

Kind regards

Malcolm

Mr Malcolm Booysen

Senior Manager: Local Government Budget Office

Western Cape Government

Provincial Treasury

3rd Floor, 7 Wale Street, Cape Town

Tel: +27 21 483 3386

Mobile: 082 895 1798

E-mail: malcolm.booysen@westerncape.gov.za

Website: www.westerncape.gov.za

From: Celeste Matthys [<mailto:CMatthys@langeberg.gov.za>]

Sent: 29 January 2019 04:45 PM

To: Malcolm Booysen <Malcolm.Booyesen@westerncape.gov.za>; Tembela Nabe <Tembela.Nabe@westerncape.gov.za>

Cc: Mava Shude <mshude@langeberg.gov.za>; Duwayne Lakey <dlakey@langeberg.gov.za>

Subject: FW: Draft APR Re-submission - January 2019

Good afternoon Malcolm

Please find below the resubmission with the Council resolution for the draft Annual Report

https://www.langeberg.gov.za/municipal-documents/langeberg-annual-report/cat_view/5-municipal-publications/15-annual-report/222-annual-report-20172018

The original that was tabled in December included the audited AFS and APR, the outstanding information was the final audit report.

Until Council meeting this morning the final Audit report was not available due to a dispute between the AG and Municipality

Once the final report is received we will take it to the Audit committee and MPAC for Oversight purposes and the finalisation of the oversight report.

Regards

From: Willy-John Gordon

Sent: Tuesday, 29 January 2019 4:23 PM

1.1 Social Media

- 1.1.1 Municipal website: **No comments were received** (Tabling of Draft Annual Report 17/18 was uploaded on 12 December 2018 and were downloaded 88 times)



Draft APR Re-submission - January 2019

Draft APR Re-submission - January 2019

new!	
Date added:	01/29/2019
Date modified:	01/29/2019
Filesize:	8.59 MB
Downloads:	6

[Download](#)

[Details](#)



Draft Annual Report 2017/2018 open for public comments

Comment on the Draft Annual Report for the 2017/2018 financial year.

Closing date: 01 February 2019

Date added:	12/10/2018
Date modified:	12/13/2018
Filesize:	7.73 MB
Downloads:	88

[Download](#)

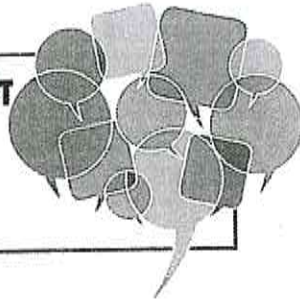
[Details](#)

NOTICE: Members of the public and communities within the Langeberg Municipality, Government Institutions, the private sector and organs of the civil society, are hereby invited to comment on the Draft Annual Report for the 2017/2018 financial year.

The report can be viewed here: bit.ly/APR201718.

Hard copies are also available for comments and viewing at the Langeberg Municipal Offices.... See More

**DRAFT ANNUAL REPORT
2017/2018
OPEN FOR PUBLIC
COMMENTS**



1,061
People Reached

57
Engagements

Boost Post

Betty Fiellies, Montagu 6720 ZA and 4 others

2 Shares



Like



Comment

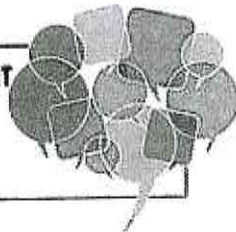


Share



Langeberg Municipal Notice: You are hereby invited to view the Draft Annual Report for the 2017 - 2018 financial year on the website (langeberg.gov.za) or at Municipal offices. Please submit written comments on the report by 1 February 2019.

**DRAFT ANNUAL REPORT
2017/2018
OPEN FOR PUBLIC
COMMENTS**



5:11 AM · 12 Dec 2018



Add comment

- 1.1.2 Facebook: **No comments were received**
- 1.1.3 Twitter: **No comments were received**
- 1.1.4 Through the municipal Archive system

No written comment was received (see email from Mrs Kotze Annexure C)

NOTE: The annexure was distributed as part of the agenda for the MPAC Committee meeting of 12 Feb 2019 (pg 23 – 28 & drop boxes)

RECOMMENDATIONS: Municipal Public Accounts Committee (MPAC) / OVERSIGHT COMMITTEE

That the annual report for 2017/2018 be considered and adopted by Council without reservations.

Dat die Jaarverslag vir 2017/2018 oorweeg word en sonder voorbehoud aanvaar word deur die Raad

This item served before the Municipal Public Accounts Committee (MPAC) on 12 February 2019
Die item het voor die Munisipale Openbare Rekeninge Komitee (MORK) gedien 12 Februarie 2019
Recommendation / Aanbeveling

That the Annual Report for 2017/2018 be considered and adopted by Council without reservations.

Dat die Jaarverslag vir 2017/2018 oorweeg word en sonder voorbehoud aanvaar word deur die Raad

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That the Annual Report for 2017/2018 be considered and adopted by Council without reservations.

Dat die Jaarverslag vir 2017/2018 oorweeg word en sonder voorbehoud aanvaar word deur die Raad

REQUEST TO RETRACT THE REVERSIONARY CLAUSE ~ ALLOCATION OF THE GELUKSHOOP FARM TO BONNIEVALE WORKERS EMPOWERMENT TRUST (17/7/1) (MANAGER: SOCIAL DEVELOPMENT)

Purpose of the Report

To submit a request to Council regarding the retraction of the reversionary clause on the farm, Gelukshoop, allocated to the Bonnievale Workers Empowerment Trust.

Background

When the Department: Environmental Affairs and Development Planning issued the "Record of Decision" on the 31 August 2005, for the approval of the Silverstrand Golf and River Estate, an item was included which read as follows:

- 2.1) *A provision that 33ha of medium to high potential agricultural land with water, which presently belongs to the Municipality, to be provided elsewhere for small scale farmers, free of charge, shall be made available through a formal contract by the Municipality.*

A portion of land, Remainder of Portion 1 (Doornbosch Dam) of the farm Gelukshoop A No 226, was purchased by the developer of the Silverstrand Golf and River Estate and transferred to Langeberg Municipality.

Through a rigorous adjudication process the farm was allocated to the Bonnievale Workers Empowerment Trust, per Council resolution B2895, dated 18 March 2008.

Item 5 of the Council resolution stated: ***That the transfer of the farm be subject to a reversionary clause stipulating that the farm will revert back to the Municipality if the farm is not a commercially viable venture within the next 10 years and that the beneficiaries may not sell the farm within this period of ten (10) years. If the Municipality takes back the possession as indicated above, the Municipality will compensate the beneficiaries for all improvements.***

The Bonnievale Workers Empowerment Trust occupied the farm on 01 June 2008 and officially took transfer of the farm in May 2010. The reversionary clause, therefore, lapses in May 2020.

The beneficiaries changed the name of the farm from Gelukshoop to Elethu.

Comments

Since taking ownership of the farm the Bonnievale Workers Empowerment Trust has spent R5.4 million replanting 16ha of vines, replacing farm implements and upgrading of the existing farm worker housing. There is also 18ha of lucerne under irrigation.

To date the Bonnievale Workers Empowerment Trust have complied with Item 5 of Council resolution B2895 by ensuring that the farm is economically viable, that the farm has no debt and that the beneficiaries constitute the majority of the Trustees.

The Bonnievale Workers Empowerment Trust wish to establish a further 19ha of vineyards and to complete essential infrastructure on the farm. The cost implication as provided by the Bonnievale Workers Empowerment Trust, amounts to R10 million.

In order to plant the additional 19ha, these vines need to be ordered by March 2019, 18 months before the expected planting date which is August/September 2020.

With this in mind the Bonnievale Workers Empowerment Trust request that the reversionary clause be retracted at the end of the May 2020.

Letter dated 7 January 2019, from the Bonnievale Workers Empowerment Trust, and signed by the beneficiaries is attached to this report.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 85 - 86)

Recommendation

1. That the request from the Bonnievale Workers Empowerment Trust to have the reversionary clause retracted at the end of the 10-year period, that is, end of May 2020, be supported and approved.
2. That thereafter the Municipality will have no further legal obligations over the farm Remainder of Portion 1 (Doornbosch Dam) of the farm Gelukshoop A No 226.

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That the Bonnievale Workers Empowerment Trust be invited to do a presentation to Council about the state of the affairs of the Gelukshoop Farm, which presentation should include the most recent financial statements.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

1. That a visit to the Gelukshoop Farm be arranged for interested Councillors during March 2019.
2. That the Bonnievale Workers Empowerment Trust be invited to do a presentation to Council on 26 March 2019 about the state of the affairs of the Gelukshoop Farm, which presentation should include the most recent financial statements.

DONATIONS IN TERMS OF THE GRANT-IN-AID PROCESS (5/15/1/2) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)

Purpose of the report

To submit a report to Council to note the beneficiaries of the Grant-in-Aid funds.

Background

An advertisement was placed in the "Breederivier Gazette" on 7 August 2018 where institutions were invited to apply for Grant-in-Aid. Applications closed on Friday 28 September 2018 and a total of 50 applications were received. E-mails were sent to the ward councillors to confirm the existence and functioning of the organizations in the respective wards.

Attached as Annexure 1 copy of Advertisement and copy of Grant in Aid Policy.

Ward 1 – Cllr J Burger – No written comments received

- Gravity Pool Club
- Robertson bejaarde Klub
- Robertson Krieketklub
- The Mila Foundation

Ward 2 – Cllr A Shibili - written comments received

1. Bamanye Farming and Community Development Project- Not active

2. Ilanga Rural Business Development- Operates more as a business, therefore do not qualify as per Grant in Aid policy.

The rest of the applicants are active and I therefore would like to support their applications.

- Avuya Educare and Aftercare Care
- Bamanye Farming and Community Development Project
- Buhle Day Care
- Elukhanyeni Daycare Centre
- Ikhaya Labantwana Educare Centre
- Ilanga Rural Business Development
- Liverpool Football Club
- Little Stars Day care Centre
- Lingelihe Care Centre
- Likhoni Langa Care Centre
- Masibambaneni Ngothando Educare and Aftercare
- Olothando Edu and Aftercare
- Phumelela Educare and Aftercare
- Raiders Krieketklub
- Lihle Educare
- Soyakhuthaza Educare and After Care
- Siyakha Daycare Centre
- Sunshine Star Daycare
- Young Chiefs FC

Ward 3 – Cllr P Hess – written comments received

Al die organisasies in wyk 3 bestaan en is aktief betrokke in die gemeenskap. Ek het geen beswaar teen hul aansoeke nie.

- Anne Fredericks Pre-Primêr
- New Generation Art Development Studio
- Robertson Atletiekklub
- Robertson community Brass Band
- Superstars Krieket Klub

Ward 4 – Cllr J Januarie – no written comments received

- Promised Land Creche
- Teletubbies Creche
- The Roxy Foundation

Ward 5 – Cllr S W Strauss – written comments received

Aanbeveel.

- Friends of Care
- McGregor Primêre Skool
- The Breede Centre Trust (Educare)

Ward 6 – Cllr D Jansen – no written comments received

- Chennai Superkids Cricket Club
- Khoisan First Nation
- Robertson Softball Cricket Union
- Sonstraal Dagsorg Sentrum

Ward 7 – Cllr Kriel – No written comments received

- Springroses Dienssentrum
- Villagers Rugby Voetbal Klub

Ward 8 – Cllr S van Eeden – written comments received

Hiermee kan ek bevestig dat kapteintjies en bonnie people wel in my wyk is en daaglik baie doen.

Altwee is besig met baie goeie werk in gemeenskap

- Bonnie People
- Kapteintjies Daycare Centre

Ward 9 – Cllr N Beginzel – no written comments received

- Tinkie Winkie dagsorg Sentrum

Ward 10 – Cllr Nteta – written comments received

This correspondence serves to confirm that all the organisation listed who applied for the Grant in Aid from Zolani (ward 10) are existing.

- Luxolo Gospel Choir
- Lingelihle Old Age Home
- Mabuthile Community Project

- Masiyembo Art and Craft Community Project
- Phakamani Creche
- Siyakhula Edu and Aftercare
- Vulindlela Educare Centre

The shortlisting was done by Mrs C Matthys, Mrs A Wantza and Mrs W Marais, in accordance with the Grant In Aid Policy, and the final selection is as follows:

<u>APPLICATIONS : GRANT-IN-AID 2018/2019 : PER WARD</u>		
WARD 1 – CLLR J BURGER		
Name of Organization	Comments	
Gravity Pool Club	First Time Application	Support
Robertson Bejaarde Klub	First Time Application	Support
Robertson Krieketklub	Audited Financial Statements included	Support
The Mila Foundation	First Time Application -	Support
WARD 2 – CLLR A SHIBILI		
Name of Organization	Comments	
Avuya Educare and Aftercare Centre	No Audit Financial statements attached or proof/invoice of how grant was spent in 17/18	Not Support
Bamanye Farming & Community Development Project	Comment from Cllr Shibili - not active	Not Support
Buhle Day Care	Indicated they bought a bungalow but upon investigations no new bungalow could be found – no AFS attached	Not Support
Elukhanyeni Daycare Centre	No AFS but proof (invoice) of grant spent and deposito of grant included (no pics)	Support
Ikhaya Labantwana Educare Centre	Old Audited Fin Statements included - No proof (invoice) of year spending of grant	Not Support
Illanga Rural Business Development	Not supported by Councillor – indicated it operates as a business	Not Support
Liverpool Football Club	Proof of Deposit and photos but no invoice as proof of grant spent in 2017/18	Not Support
Little Stars Day care Centre	Provide old Audited Financial Statements 16/17 – no proof (invoice) of grant spent	Not support
Lingelihe Care Centre	Provide old AFS (16/17) – no proof (invoice) of what grant was spent on	Not support
Likhoni Langa Care Centre	No proof (invoice) of what 17/18 grant was spend on – no AFS attached	Not Support
Masibambaneni Ngothando Educare and Aftercare	Provide Proof of deposit of grant but no invoice as proof of grant spent	Not Support
Olothando Edu and Aftercare	No proof of what 17/18 grant was spend on – not reflected in Audit Financial Statements – confirmation letter that money was spent on operational costs but no invoices	Not Support
Phumelela Educare and Aftercare	First Time Application	Support
Lihle Educare	First Time Application	Support
Siyakhuthaza Educare and After Care	Submitted Audited Financial Statements and blue invoice for making of clothes	Support
Siyakha Daycare Centre	First Time Application	Support
Sunshine Star Daycare	No Audited Financial Statements, received funding in 17/18 but submitted no	Not Support

	bankstatement or AFS – Deposito of grant and proof of grant spend attached	
Young Chiefs FC	Received funding in 17/18 – no Bankstatement or Audited Financial Statements – no invoice as proof of grant spent	Not Support
WARD 3 – CLLR P HESS		
Name of Organization	Comments	
Anne Fredericks Pre-Primêr	First Time Application	Support
New Generation Art development studio	Bankstatement and proof / invoice of what grant was spent on	Support
Robertson Atletiekklub	Audited Financial Statements included – proof of deposito and photos but no invoice as proof of grant spent	Support
Robertson Community Brass Band	No funding received in 17/18 – included bank statements (30/5/2018 – 20/8/2018) Deposito of grant attached but no invoice as proof of grant spent in 16/17	Not Support
Superstars Krieket Klub	No Audited Financial Statements for funding in 17/18 . Photo included but no invoice as proof of grant spent	Not Support
Raiders Krieketklub	Proof of deposit of grant, No constitution, no bankstatement or AFS attached, invoice of R80-00 spent attached	Not Support
WARD 4 – CLLR J JANUARIE		
Name of Organization	Comments	
Promised Land Creche	First Time Application	Support
Teletubbies crèche	First Time Application	Support
The Roxy Foundation	Audited Financial Statements and proof / invoices of expenditure attached	Support
WARD 5 – CLLR SW STRAUSS		
Name of Organization	Comments	
Friends of Care	Audited Financial Statements 17/18 attached	Support
McGregor Primêre Skool	School received government funds Sec 5c(11) of Grant in Aid Policy	Not support
The Breede Centre Trust (Educare)	Audited Financial Statements 17/18, proof of expenditure	Support
WARD 6 – CLLR D JANSEN		
Name of Organization	Comments	
Chennai Superkids Cricket Club	No Audited Financial Statements – proof of deposit and photos of clothing bought and proof of payment to P E M Sport	Support
Khoisan First Nations	Mrt 2017 Audited Financial Statements included (received funding in 2010/11)	Support
Robertson Softball Cricket Union	Sport organization – received funding in 16/17 – no proof provided / no AFS	Not Support
Sonstraal Dagsorg Sentrum	No Audited Financial Statements received for funding of 17/18, Deposito slip, photo and invoice / proof of spending money attached	Support
WARD 7 – CLLR J KRIEL		
Name of Organization	Comments	
Springroses Dienssentrum	First Time Application	Support

Villagers Rugby Voetbal Klub	First Time Application	Support
WARD 8 – CLLR S VAN EEDEN		
Name of Organization	Comments	
Bonnie People	First Time Application	Support
Kapteintjies Daycare Centre	Submitted Audited Financial Statements (2/16/2017) - Received funding in 17/18 – no proof/invoice provided of how money was spent	Not Support
WARD 9 – CLLR N BEGINSEL		
Name of Organization	Comments	
Tinkie Winkie Dagsorg Sentrum	Receive funding in 17/18 – did not submit Annual Financial Statements but proof/invoice of purchases made and deposito slip	Support
WARD 10 – CLLR B NTETA		
Name of Organization	Comments	
Luxolo Gospel Choir	First Time Application	Support
Lingelihle Old Age Home	Audited Financial Statements submitted with no proof of grant or how money was spent or used for (received also money from Lotto and Social Dev)	Not Support
Mabuthile Community Project	No Audited Financial Statements or proof of expenditure of 17/18 grant	Not Support
Masiyembo Art and Craft Community Project	No Audited Financial Statements or proof of expenditure of 17/18 grant	Not Support
Phakamani crèche	First Time Application	Support
Siyakhula Edu and Aftercare	No Audited Financial Statements or proof of expenditure of 17/18 grant, deposit slip attached	Not Support
Vulindlela Educare Centre	Audited Financial statement submitted – last received funding in 10/11 financial year -	Support

Recommendation

That Council approves the following:

1. That the applications that are not supported as per Grant in Aid Policy not be considered for a grant-in-aid based on the feedback received. A Total of 23 of the 50 applications.
2. That the application of **Friends of Care** organization be considered for a grant-in-aid donation of R15 000.00, as this organization is working with stray animals in the McGregor area.
3. That all other 26 applicants receive a Grant-in-Aid donation of R5 000.00 each.

Total amount: 26 X R5 000.00	=	R130 000.00
		<u>15 000.00 (Friends of Care)</u>
Total amount		<u>R145 000.00</u>

4. That a service level agreement be signed by the authorized representative of the organization with the Langeberg Municipality.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 93 – 104)

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That Council approves the following:

1. That the applications that are not supported as per Grant in Aid Policy not be considered for a grant-in-aid based on the feedback received. A Total of 23 of the 50 applications.
2. That the application of **Friends of Care** organization be considered for a grant-in-aid donation of R15 000.00, as this organization is working with stray animals in the McGregor area.
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		<u>15 000.00 (Friends of Care)</u>
Total amount		<u>R145 000.00</u>

4. That a service level agreement be signed by the authorized representative of the organization with the Langeberg Municipality.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That Council approves the following:

1. That the applications that are not supported as per Grant in Aid Policy not be considered for a grant-in-aid based on the feedback received. A Total of 23 of the 50 applications.
2. That the application of **Friends of Care** organization be considered for a grant-in-aid donation of R15 000.00, as this organization is working with stray animals in the McGregor area.
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Total amount: 26 X R5 000.00	=	R130 000.00
		<u>15 000.00 (Friends of Care)</u>
Total amount		<u>R145 000.00</u>

4. That a service level agreement be signed by the authorized representative of the organization with the Langeberg Municipality.

REPORT-BACK: RWANDAN VISIT BY DELEGATION FROM LANGEBERG MUNICIPALITY ~ 19 TO 22 NOVEMBER 2018

Purpose of report

To submit a report to Council regarding the Rwandan visit from 19 to 22 November 2018 by the Deputy Executive Mayor, Dr G D Joubert and the Director Strategy & Social Development, Mrs C O Matthys.

Background

A visit to Rubavu in Rwanda from 18 November to 22 November 2018 was arranged for the kick-starting of the Rheden-Langeberg-Rubavu partnership on working together on possible Tourism and other projects. The delegation from Langeberg Municipality left from Cape International Airport on Sunday 18 November 2018 and arrived at Kigali Airport later that day.

This report informs Council about the day to day visits and meetings which were held in Rwanda.

Comments

Attached, please find the programme and the report on the Rwanda visit.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 Feb 2019 (pg 106 – 116 & Part 2)

Recommendation / Aanbeveling:

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

This item served before the Strategy & Social Development Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Februarie 2019.
Aanbeveling / Recommendation

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

**APPLICATION TO PURCHASE A PORTION OF ERF2 (± 3074M²), NKQUBELA ROBERTSON (7/2/3/2/5)
(PRINCIPAL CLERK: PROPERTY ADMINISTRATION)**

Purpose of report

To submit a report to the Mayoral Committee for consideration regarding an application received from Ms N Mbinda.

Background

The following letter was received from Ms N Mbinda

" I Nandipha Mbinda writing this letter to you in order to express my interest in your land property (± 3074m²) located in Hani Street in Nkqubela Township, the vacant space is at the back of African Church located in Hani Street and Likhona Ilanga Care Centre in the exit of Mthuthise and Ntonzima Street.

I attached the map and indicated the specific area I am interested in. I have been in researching about this land property for a while now, seeing that no one occupied the land currently and it's more like a dumping zone, that's why I saw a purpose for me that I should put a proposal to buy the above for the purpose of utilising it for Rental Flats.

I am a resident of Nkqubela and live with my family in 25 Ngonyama Street. This land seems perfectly suited for my purpose and I am in desperate in need for this land. If you approve, I will personally will be responsible for all the connection fees for municipal services rendered to the property. I will also be liable to pay the rates and taxes on the property calculated on the date of occupation.

It is trusted that you find the above in order."

Comments:

A location map is attached.

The Directors and relevant Managers were requested to comment not later than 02 November 2018. The following comments were received:

Comments: Manager: Electrical Engineering Services

The Goedemoed and McGregor 11 kV lines cross the area marked in red.
The proposed erf must be at least a horizontal distance of 4 meters from the overhead lines.

Comments: Manager: Civil Engineering Services

The Civil Engineering department do not have any objections regarding the application. Water- and sewer network is available. Access to the property is available from Ekhpumeleni street. A servitude must be registered for the main sewer line that crosses the piece of land on the western side.

Comments: Manager: Town Planning

The principle of providing rental flats on vacant, well-located, and serviceable land within Nkqubela is supported.

However, the zoning of the identified site is "Undetermined", and development of this site is restricted by existing services (particularly electrical lines, a storm-water drain, and lack of suitable road access).

The identified property should only be made available to the applicant subject to the following conditions from a town planning perspective:

- A surveyor's sketch plan must be provided for comment by the Town Planning and Engineering Depts, showing the following: the boundaries of the site proposed to be sold; the boundaries of all adjoining erven and lease areas (Likhona Llange); the positioning of all existing engineering services; and proposed road access.
- Application must be lodged in terms of the LLUP Bylaw, 2015 for rezoning and subdivision of the portion, as identified on the surveyor's sketch plan, and the sale of the land may only be concluded if said applications are approved.

Comments: Director: Strategy & Social Development

The request can only be considered via a public tender process

Comments: Chief Financial Officer

Alienation of any capital asset takes place in compliance with Section 14 of the Municipal Finance Management Act, 2004. The Act states that the municipality may not alienate any capital asset required to provide a minimum level of service. The municipality may alienate any other capital asset, provided the Council has considered the fair market value and the economic and community value to be received in exchange for the asset. In the event of alienation or leasing it must take place in accordance with Section 14 of the MFMA as the asset must not be used to provide a minimum level of service. The process must fair, open, competitive, transparent and market related rates must be used.

Comments: Cllr Shibili

I think its proper that the portion of land be advertised.

Comments: Manager: Administrative Support

Taking the comments into consideration, is it recommended that a portion of erf 2, Nkqubela ($\pm 3\,074\text{m}^2$) be alienated by way of public tender subject to the normal conditions applicable for the alienation of Municipal property.

Recommendation/Aanbeveling

1. That it be confirmed that a portion of erf 2, ($\pm 3\,074\text{m}^2$) Nkqubela, Robertson is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA 2003, Act 56 of 2003)
Dat dit bevestig word dat 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)
2. That the application of Ms N Mbinda to purchase a portion of erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson not be approved.
Dat die aansoek van Me N Mbinda om 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson te koop nie goedgekeur word.
3. That a land surveyor be appointed to provide a sketch plan showing the boundaries of the site proposed to be sold, the boundaries of all adjoining erven and lease areas, the positioning of all existing engineering services and proposed road access.

Dat 'n landmeter aangestel word om 'n sketsplan te voorsien wat die grenslyne van die voorgestelde terrein wat vervreem gaan word aandui, die grenslyne van alle aanliggende erwe en huur areas, the posisie van alle bestaande ingenieursdiens sowel as die voorgestelde toegang na die erf.

4. That the portion of land as identified on the sketch plan of the land surveyor be alienated by way of public tender subject to the following conditions:

Dat die gedeelte grond soos identifiseer op die liggingsplan van die landmeter by wyse van publieke tender verkoop word onderworpe aan die volgende voorwaardes:

- 4.1 That the selling price be determined based on a reasonable market value certificate.

Dat die verkoopprys van die eiendom bereken word, basseer op 'n billike markwaarde sertifikaat.

- 4.2 That a deposit of 10% be payable at the signing of the deed of sale and that the remainder of the purchase price be payable with registration.

Dat 'n deposito van 10% betaal word by ondertekening van die koop-ooreenkoms en dat die restant van die koopprys teen registrasie betaalbaar is.

- 4.3 That the purchaser lodge an application in terms of LLUP Bylaw, 2015 for rezoning and subdivision of the portion of land as identified on the surveyor's sketch plan for his/her own account. The sale of land will only be concluded once the applications have been approved.

Dat die koper aansoek doen in terme van LLUP Bywet, 2015 vir hersonering en onderverdeling van die gedeelte soos identifiseer op die sketsplan van die landmeter vir sy/haar rekening. Die verkoop van die grond sal slegs finaliseer word nadat die nodige goedkeuring ontvang is.

- 4.4 That the purchaser be responsible for all the connection fees for municipal services rendered to the property.

Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.

- 4.5 That the purchase deal be finalized within a period of 8 months in which all Town Planning approvals have to be finalized after allocation of the property, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 8 maande vanaf datum van toekenning van die erf afgehandel word waarbinne alle Stadbesplanningsgoedkeurings verkry moet word, by versuim waarvan, die aanbod onherroeplik verval.

NOTE: The annexure was distributed as part of the agenda for the Corporate Services Portfolio Committee meeting of 12 Feb 2019 (pg 38, 39)

This item served before the Corporate Services Portfolio Committee on 12 February 2019
Hierdie item het gedien by die Korporatiewe Dienste Portefeulje Komitee op 15 Februarie 2019
Aanbeveling / Recommendation

1. That it be confirmed that a portion of erf 2, ($\pm 3\,074\text{m}^2$) Nkqubela, Robertson is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA 2003, Act 56 of 2003)

Dat dit bevestig word dat 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson nie benodig word vir

die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

2. That the application of Ms N Mbinda to purchase a portion of erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson not be approved.

Dat die aansoek van Me N Mbinda om 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson te koop nie goedgekeur word.

3. That a land surveyor be appointed to provide a sketch plan showing the boundaries of the site proposed to be sold, the boundaries of all adjoining erven and lease areas, the positioning of all existing engineering services and proposed road access.

Dat 'n landmeter aangestel word om 'n sketsplan te voorsien wat die grenslyne van die voorgestelde terrein wat vervreem gaan word aandui, die grenslyne van alle aanliggende erwe en huur areas, the posisie van alle bestaande ingenieursdiens sowel as die voorgestelde toegang na die erf.

4. That the portion of land as identified on the sketch plan of the land surveyor be alienated by way of public tender subject to the following conditions:

Dat die gedeelte grond soos identifiseer op die liggingsplan van die landmeter by wyse van publieke tender verkoop word onderworpe aan die volgende voorwaardes:

- 4.1 That the selling price be determined based on a reasonable market value certificate.

Dat die verkoopprijs van die eiendom bereken word, baseer op 'n billike markwaarde sertifikaat.

- 4.2 That a deposit of 10% be payable at the signing of the deed of sale and that the remainder of the purchase price be payable with registration.

Dat 'n deposito van 10% betaal word by ondertekening van die koop-ooreenkoms en dat die restant van die koopprijs teen registrasie betaalbaar is.

- 4.3 That the purchaser lodge an application in terms of LLUP Bylaw, 2015 for rezoning and subdivision of the portion of land as identified on the surveyor's sketch plan for his/her own account. The sale of land will only be concluded once the applications have been approved.

Dat die koper aansoek doen in terme van LLUP Bywet, 2015 vir hersonering en onderverdeling van die gedeelte soos identifiseer op die sketsplan van die landmeter vir sy/haar rekening. Die verkoop van die grond sal slegs finaliseer word nadat die nodige goedkeuring ontvang is.

- 4.4 That the purchaser be responsible for all the connection fees for municipal services rendered to the property.

Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.

- 4.5 That the purchase deal be finalized within a period of 8 months in which all Town Planning approvals have to be finalized after allocation of the property, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 8 maande vanaf datum van toekenning van die erf afgehandel word waarbinne alle Stadbesplanningsgoedkeurings verkry moet word, by versuim waarvan, die aanbod onherroeplik verval.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

1. That it be confirmed that a portion of erf 2, ($\pm 3\,074\text{m}^2$) Nkqubela, Robertson is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA 2003, Act 56 of 2003)
Dat dit bevestig word dat 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)
2. That the application of Ms N Mbinda to purchase a portion of erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson not be approved.
Dat die aansoek van Me N Mbinda om 'n gedeelte van erf 2 ($\pm 3\,074\text{m}^2$), Nkqubela, Robertson te koop nie goedgekeur word.
3. That a land surveyor be appointed to provide a sketch plan showing the boundaries of the site proposed to be sold, the boundaries of all adjoining erven and lease areas, the positioning of all existing engineering services and proposed road access.
Dat 'n landmeter aangestel word om 'n sketsplan te voorsien wat die grenslyne van die voorgestelde terrein wat vervreem gaan word aandui, die grenslyne van alle aanliggende erwe en huur areas, the posisie van alle bestaande ingenieursdiens sowel as die voorgestelde toegang na die erf.
4. That the portion of land as identified on the sketch plan of the land surveyor be alienated by way of public tender subject to the following conditions:
Dat die gedeelte grond soos identifiseer op die liggingsplan van die landmeter by wyse van publieke tender verkoop word onderworpe aan die volgende voorwaardes:
 - 4.1 That the selling price be determined based on a reasonable market value certificate.
Dat die verkoopprijs van die eiendom bereken word, basseer op 'n billike markwaarde sertifikaat.
 - 4.2 That a deposit of 10% be payable at the signing of the deed of sale and that the remainder of the purchase price be payable with registration.
Dat 'n deposito van 10% betaal word by ondertekening van die koop-ooreenkoms en dat die restant van die koop-prijs teen registrasie betaalbaar is.
 - 4.3 That the purchaser lodge an application in terms of LLUP Bylaw, 2015 for rezoning and subdivision of the portion of land as identified on the surveyor's sketch plan for his/her own account. The sale of land will only be concluded once the applications have been approved.
Dat die koper aansoek doen in terme van LLUP Bywet, 2015 vir hersonering en onderverdeling van die gedeelte soos identifiseer op die sketsplan van die landmeter vir sy/haar rekening. Die verkoop van die grond sal slegs finaliseer word nadat die nodige goedkeuring ontvang is.
 - 4.4 That the purchaser be responsible for all the connection fees for municipal services rendered to the property.

Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.

- 4.5 That the purchase deal be finalized within a period of 8 months in which all Town Planning approvals have to be finalized after allocation of the property, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 8 maande vanaf datum van toekenning van die erf afgehandel word waarbinne alle Stadbesplanningsgoedkeurings verkry moet word, by versuim waarvan, die aanbod onherroeplik verval.

PROGRESS REPORT - NOTIFICATION & APPROVAL OF THE NEW HOUSING PIPELINE (ACTING MANAGER HOUSING : DEPARTMENT COMMUNITY SERVICES)

Purpose of the Report

To submit a progress report from the Housing Department in the Langeberg Municipality area to the Council for notification and consideration.

Background

The Western Cape Department of Human Settlement addressed an e-mail, dated 7 January 2019, to the Acting Manager of Housing to inform the Municipality of the progress of projects on the existing housing pipeline.

To complete the housing pipeline, 3 additional projects were identified and added. This report is attached separately as an Excel document.

Comments

The housing pipeline cannot be prioritized, because the approval periods of the projects differ from one another for various reasons. This affects the prioritizing.

An addition of 3 extra projects to the housing pipeline (Council resolution A3669) is made namely Zandvliet, Bruwer's Land (portion of Erf 197) and Strydom Street (14).

Recommendations / Aanbevelings

1. That an addition of 3 projects be made namely Bruwer's Grounds (portion erf 197), Zandvliet & Strydom Street, to the Housing Pipeline as approved by Council Resolution A3669 of 31 July 2018, as reflected in the attached Progress Report.

Dat 'n addisionele 3 projekte toegevoeg word, naamlik Bruwer Gronde (gedeelte erf 197), Zandvliet & Strydomstraat, tot die Behuisingspyplyn soos goedgekeur deur Raadsbesluit A3669 van 31 Julie 2018 en soos weerspieël in die aangehegte Vorderingsverslag.

2. That Council takes note of the content of the New Housing Pipeline progress report as submitted.

Dat die Raad kennis neem van die inhoud van die Nuwe Behuisingspyplyn vorderingsverslag soos voorgelê.

NOTE: The annexure was distributed separately as an Excel document as part of the email and agenda for the Community Services Portfolio Committee meeting of 12 Feb 2019.

This item served before the Community Services Portfolio Committee on 12 February 2019.
Hierdie item het gedien by die Gemeenskapsdienste Portefeulje Komitee op 12 Februarie 2019
Recommendation / Aanbeveling

That the New Housing Pipeline not be approved and that clarity about all the details of the Pipeline be provided at the workshop of 21 February 2019.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

That the New Housing Pipeline not be approved and that clarity about all the details of the Pipeline be provided at the workshop of 21 February 2019.

RISK MANAGEMENT COMMITTEE - RISK IDENTIFICATION AND ASSESSMENT METHODOLOGY; FRAUD PREVENTION AND RESPONSE PLAN; RISK MANAGEMENT COMMITTEE REPORT FOR QUARTER 2; AND RISK REGISTER – 2018 / 2019 (5/14/R) (CHIEF AUDIT EXECUTIVE)

Purpose of report

To submit the newly developed Risk Identification & Assessment Methodology, and Fraud Prevention & Response Plan to Council for approval.

The second quarter Risk Management Committee Report and updated Risk Register are also submitted to Council for information purposes.

Background

Section 62 (1) (c) (i) of the MFMA states that:

*“(1) the Municipal Manager of a municipality is responsible for managing the financial administration of the municipality, and must for this purpose take all responsible steps to ensure –
(c) that the municipality has and maintains effective, efficient and transparent systems –
(i) of financial and **risk management** and internal control”.*

Furthermore, it is also states in the Risk Management Policy, page 6 that:

“Council takes an interest in risk management to the extent necessary to obtain comfort that properly established and functioning systems of risk management are in place to protect the Langeberg Municipality against significant risks”.

The Risk Management Committee (RMC) approved the Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan and were accepted by the Municipal Manager.

The Audit & Performance Committee recommended the Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan to Council for approval.

The Risk Identification & Assessment Methodology, Fraud Prevention & Response Plan, Risk Management Committee Report for Quarter 2, and Risk Register are attached to this report.

Recommendation

1. That the newly developed Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan of 2018/19 be approved by Council.
2. That the contents of the Risk Management Committee Report for Quarter 2 of 2018/19 and the updated Risk Register be noted by Council.

NOTE: The annexure was distributed as part of the agenda for the MPAC Committee meeting of 12 Feb 2019 (pg 30 - 48)

This item served before the Municipal Public Accounts Committee (MPAC) on 12 February 2019
Die item het voor die Munisipale Openbare Rekeninge Komitee (MORK) gedien 12 Februarie 2019
Recommendation / Aanbeveling

1. That the newly developed Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan of 2018/19 be approved by Council.
2. That the contents of the Risk Management Committee Report for Quarter 2 of 2018/19 and the updated Risk Register be noted by Council.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

1. That the newly developed Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan of 2018/19 be approved by Council.
2. That the contents of the Risk Management Committee Report for Quarter 2 of 2018/19 and the updated Risk Register be noted by Council.

**COMPILING OF THE 2017/2018 ADJUSTMENT BUDGET ~ UNAUTHORISED EXPENDITURE AND APPROVAL
IRREGULAR OR FRUITLESS AND WASTEFUL EXPENDITURE (- 2017/2018) (CHIEF FINANCIAL OFFICER)**

Purpose of Report

The purpose of the report is to submit an adjustment budget for 2017/2018 to Council for consideration and for Council to write off irregular expenditure.

Background

As some votes on the 2017/2018 budget need to be adjusted as a result of overspending of votes (unauthorised expenditure) with the finalization of the 2017/2018 financial statements, the attached Adjustment Budget has been compiled and are submitted to Council for consideration.

Legal Framework

Section 28 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

Municipal adjustments budgets

- 28.**
- (1) A municipality may revise an approved annual budget through an adjustments budget.
 - (2) An adjustments budget —
 - (a) must adjust the revenue and expenditure estimates downwards if there is material under-collection of revenue during the budget year;
 - (b) may appropriate additional revenues that have become available, over and above those anticipated in the annual budget, but only to revise or accelerate spending programmes already budgeted for;
 - (c) may, within a prescribed framework, authorise unforeseeable and unavoidable expenditure recommended by the mayor of the municipality;
 - (d) may authorise the utilisation of projected savings in one vote towards spending under another vote;
 - (e) may authorise the spending of funds that were unspent at the end of the financial year preceding the budget year, where the under-spending could not reasonably have been foreseen at the time when the annual budget for the budget year was approved by the council;
 - (f) may correct any errors in the annual budget; and
 - (g) **may provide for any other expenditure within a prescribed framework.**

Section 32(2)(a)(i) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

A municipality must recover unauthorised expenditure, irregular or fruitless and wasteful expenditure from the person liable for that expenditure unless the expenditure -

- (a) In the case of unauthorised expenditure, is –
 - (i) authorised in an adjustments budget; or
 - (ii) certified by the municipal council, after investigation by a council committee, as irrecoverable and written off by the council; and
- (b) In the case of irregular or fruitless or fruitless and wasteful expenditure, is, after investigation by a council committee, certified by the council as irrecoverable and written off by council.

Section 23(6) of the Municipal Budget and Reporting Regulations read as follows:

"An adjustment budget contemplated in section 28(2)(g) of the Act may only authorise unauthorised expenditure as anticipated by section 32(2)(a)(i) of the Act, and must be -

- (a) *dealt with as part of the adjustments budget contemplated in subregulation (1); and*
- (b) *a special adjustments budget tabled in the municipal council when the mayor tables the annual report in terms of section 127(2) of the Act, which may only deal with unauthorised expenditure from the previous financial year which the council is being requested to authorise in terms of section 32(2)(a)(i) of the Act.*

Comments

Unauthorised Expenditure

Unauthorised operational expenditure of R 6 447 312 has been disclosed in the 2017/2018 financial statements. This over expenditure is on the operating budget vote for Community Services Vote, however the total operating budget of the municipality was not overspent. The amount of R 6 447 312 under Community Services is relates to the non-cash accounting entries processed to record the transfer of completed houses to beneficiaries on the McGregor housing project.

It is therefore proposed that the unauthorised expenditure be authorised and that the 2017/2018 adjustment budget for increasing the budgeted amounts for the vote Community Services with R 6 447 312, be approved.

Irregular Expenditure

A list of Irregular Expenditure was identified by the AGSA during the Regulatory Audit of the 2017/2018 financial year; and that in terms of Section 32 (2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), after investigation by a council committee, it be certified by Council as irrecoverable and written off by Council.

During the testing of compliance to the Supply Chain Management Regulations and the Supply Chain Management Policy the following instances of non-compliance was identified by the AGSA.

Irregular Expenditure	Audited AFS	Audit Finding:	Management Response	Auditor's Conclusion
COMAF 11 GYNE INTERNATIONAL	340,964.91	<p>The deviation relates to a forensic investigation into allegations of irregularities in the Housing Department of Langeberg Municipality. The municipality indicated that the service was required as soon as possible, and required to be kept discrete and therefore it was impractical to follow the normal procurement process.</p> <p>Gynel International was also used in 2010 to conduct an investigation into housing and were aware of the previous housing policies at the Langeberg Municipality and the municipality was satisfied with the investigation performed.</p> <p>In our assessment of the above reasons, other suppliers who employ persons with forensic qualifications and experience could have performed the investigation, if given an opportunity to make an offer to the municipality and the specifications could have been written discretely.</p> <p>Based on this assessment, it was not impractical to follow the competitive bidding process and consider other suppliers.</p> <p>The deviation relates to Internal Audit & Risk Management Software. The reason documented for the deviation in the report to request approval is that, based on the research performed by internal audit, ACL is the only software package that caters to the current requirements of the unit, i.e. requirement of hosting the software on the cloud and provision of audit & risk management & data analytics in one system.</p> <p>Only 3 suppliers were contacted directly by the municipality and included in the research and one supplier was subsequently selected.</p> <p>Based on our assessment above, and due to the fact that the award was over R200 000, the specifications should have been compiled to indicate the requirements of the municipality in terms of the procurement and a competitive bidding process followed.</p> <p>It was therefore not impractical to follow a competitive bidding process.</p> <p>This results in non-compliance with Supply Chain Management regulation 36(1)(a) and amounts to irregular expenditure of R499 100.</p>	<p>The dates stipulated by the AGSA are incorrect because firstly the work commenced on the 7th of May 2018 and not on the 2nd of May 2018. On the 2nd of May 2018 only then the signed engagement letter was sent to Langeberg Municipality and Gynel International explicitly stated in their report that they will only be commencing with the work on the 7th of May 2018 which was after the verification of the tax returns of Gynel International. See attached email from Gynel International confirming the aforementioned.</p> <p>Furthermore, to say that the MM approved the award before the commencement date is fundamentally wrong as from the same attached letter dated 26 April 2018 from Gynel International it is clear that the MM by the 26 April 2018 had already approved the appointment as the letter states "Confirmation of our appointment" and this letter was addressed to the MM which clearly means the MM had approved as it was the addressee.</p> <p>The declaration of interest was also signed on the 26 April 2018 (see attached) which is before the commencement of work.</p> <p>The AGSA saying that the Municipality should have advertised the specifications discreetly makes in no way any sense. Firstly, the sentence in its self is an irony. To advertise and to be discrete are two different things which mean absolutely the opposite of each other. Secondly, when following the competitive bidding process, the municipality should be transparent. This is per the principles of competitive bidding stipulated in the regulations and in the MFMA. Now for the AGSA to recommend that the municipality should have followed a competitive bidding process and at the same time that the municipality should have been discrete in the specifications is fundamentally in contravention of the principles of competitive bidding as per the SCM regulations and the MFMA. Therefore, the municipality was well within its rights to deviate from competitive bidding.</p> <p>After performing a market analysis, it was concluded that ACL is the only supplier that is able to host the software on the cloud instead of a server and at the same time also provides both Audit & risk management and Data analytics in one system and also be cloud based and provide desktop licenses. This means with the use of ACL there will be no dependence on IT resources and in-house IT service costs. ACL also provides customer services that are web based. A server will mean additional costs and will also need extra controls to manage and maintain the server. Extra costs of acquiring a dedicated server for a software were attached in the cost comparison schedule. These were included in the calculations to indicate their effect.</p> <p>After thorough consideration of the different packages it was decided that it would be impractical for the municipality to source different systems for internal audit, risk management and data analytics as these fall in the ambit of one unit in the municipality which is the internal audit and risk management unit. The use of one system that caters for all these modules will increase efficiencies due to integration and will allow for seamless reporting and flow of information between the different modules.</p> <p>Another added benefit is that should adjustments or updates need to be done on one module, the other modules will also automatically be aligned and thus cause less system frustrations. This will also eliminate the risk of one vendor blaming the other should the systems not integrate seamlessly. All supporting documents pertaining to this were already submitted to the AGSA.</p> <p>Furthermore, Cape Nature in 2016 also conducted a research on internal audit software and came to the same conclusion as Langeberg that it is impractical to go on a competitive bid as ACL is the only software that is cloud based. This further indicates that the research conducted by Langeberg was adequate. The AGSA also selected this deviation from Cape Nature and did not raise a finding meaning that the deviation was valid.</p> <p>The municipality would appreciate if the AGSA could base its finding on facts and proof that other suppliers could have provided the municipality with a similar product to what Langeberg obtained, because contrary with the AGSA being able to prove their stance with factual evidence the finding is frivolous and unsubstantiated.</p> <p>Disagree with the finding as per below facts The bid specifications for our 16 Channel VHF Analog (upgradable to Digital – TDMA) Radios falls outside the scope of the Radios Designation, by National Treasury. Therefore, there is no Local Content threshold requirement on the 16 Channel VHF Analog (upgradable to Digital – TDMA) Radios.</p> <p>As our specifications were different from the requirement of the local content we acquired: 16 Channel VHF Analog (upgradable to Digital – TDMA) Radios complete with rapid charger, battery and antenna with the following specifications: 16 Channel VHF Analog (upgradable to Digital – TDMA) Radios Designation. - Frequency 135 – 174 MHz - Transmitter Power 5 Watt - Receiver Sensitivity (12 dB SINAD) 0.3 uV / 0.22 uV (typical) - Channel Spacing 12.5 kHz / 20 KHz / 25 kHz - Rated audio 0.9W (internal) - Voice Announcement - Digital Mobile Radio (DMR) Standards Compliant - IP54 Rated</p> <p>None of the above requirements are the same as the NT instruction notes for Local Content. Therefore, our specifications were duly different from the Radio Designated by National Treasury.</p>	<p>Since the tax clearance certificate and declaration of interest was submitted and approved after the work commenced, this is in contravention of SCM regulation 43 and SCM regulation 13 and results in irregular expenditure of R388 700.</p> <p>Management response is noted.</p> <p>However, the market analysis was only based on three selected suppliers with professional judgement by internal audit indicated as a basis for the selection of the 3 suppliers. This is not in accordance with fairness and transparency.</p> <p>Additionally, there is no valid reason on submitted by management for why the requirements of the award could not have been included in the specifications and then a competitive bidding process followed.</p> <p>Conclusion: This award was therefore not impractical to follow a competitive bidding process and is in contravention of SCM regulation 36 and therefore amounts to irregular expenditure</p> <p>NT Designated Sectors Instruction Number 1 of 2016/17 and it states that radio terminals are the network components of a two-way radio configuration that the dfl has designated as local content. Radio terminals include portable radios, mobile radios and fixed station radios. The 16 Channel VHF Analog (upgradable to Digital – TDMA) Radio is therefore not excluded from the designated sector and local content requirements should be considered during the procurement process. No exclusions were listed in this instruction note.</p>
COMAF 17 Local Content	57,735.86 838,507.89	<p>57,735.86 838,507.89</p>		

Recommendation

1. That the unauthorised expenditure of R 6 447 312 be authorised in terms of Section 32(2)(a)(i) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) and that the 2017/2018 adjustment budget be approved in terms of Section 23(6) of the Municipal Budget and Reporting Regulations.
2. That the irregular expenditure amount of R 836 508 in terms of Section 32 (2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), after investigation by a council committee, be certified by Council as irrecoverable and be written off by Council.

This item served before the Municipal Public Accounts Committee (MPAC) on 12 February 2019

Die item het voor die Munisipale Openbare Rekeninge Komitee (MORK) gedien 12 Februarie 2019

Recommendation / Aanbeveling

1. That the unauthorised expenditure of R 6 447 312 be authorised in terms of Section 32(2)(a)(i) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) and that the 2017/2018 adjustment budget be approved in terms of Section 23(6) of the Municipal Budget and Reporting Regulations.
2. That the irregular expenditure amount of R 836 508 in terms of Section 32 (2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), after investigation by a council committee, be certified by Council as irrecoverable and be written off by Council.

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019

Aanbeveling / Recommendation

1. That the unauthorised expenditure of R 6 447 312 be authorised in terms of Section 32(2)(a)(i) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) and that the 2017/2018 adjustment budget be approved in terms of Section 23(6) of the Municipal Budget and Reporting Regulations.
2. That the irregular expenditure amount of R 836 508 in terms of Section 32 (2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), after investigation by a council committee, be certified by Council as irrecoverable and be written off by Council.

ROBERTSON CONCERNED RESIDENTS ASSOCIATION: HEYL LAND - WOLFKLOOF (10/3/4)
(MUNICIPAL MANAGER)

PURPOSE OF THE REPORT

To submit a report to Council about a letter received from the Robertson Concerned Residents Association.

BACKGROUND

On 18 October 2018 the Municipality received the attached letter (*Acquisition & development of Heyl Land – Wolfkloof*) from the Robertson Concerned Residents Association. On 19 October 2018 the Municipality requested the Organization to submit its constitution.

The Constitution was received on 28 November 2018 and **was distributed as part of the Mayoral Committee agenda of 19 February 2019 (pg 77 - 88).**

Comments: Municipal Manager

Various issues raised in the letter need Council's clarity and decision in order to respond to the organization.

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Aanbeveling / Recommendation

1. That Council notes the contents of the report.

Dat die Raad kennis neem van die inhoud van die verslag

2. That the Robertson Concerned Residents Association be invited to present their case directly to Council at a future meeting about the reasons why they should be formally registered as an interested and affected party vis-à-vis the development of the Heyl land.

A 3771

FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – JANUARY 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)

Purpose of report

To submit a report in terms of the Monthly Budget Statement of the Local Government: Municipal Finance Management Act, 2003 to Council for information.

Comments

The report, as submitted to the Executive Mayor, National Treasury and Provincial Treasury, **was distributed as part of the Finance Services Portfolio Committee agenda of 21 February 2019 (pg 06 - 91).**

Aanbeveling / Recommendation

That the contents of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

This item served before the Finance Portfolio Committee on 21 February 2019
Hierdie item het gedien voor die Finansies Portefeulje Komitee op 21 Februarie 2019
Recommendation / Aanbeveling

That the contents of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

COMPILING OF THE 2018 / 2019 ADJUSTMENT BUDGET (5/1/1 - 2018/2019) (CHIEF FINANCIAL OFFICER)

Purpose of Report

The purpose of the report is to submit an Adjustment Budget for 2018 / 2019 to Council for consideration.

Background

As some votes on the 2018 / 2019 budget need to be adjusted as a result of operating requirements, **the attached Adjustment Budget** has been compiled and is submitted to Council for consideration.

The Medium Term Revenue and Expenditure Framework (MTREF) report, which is compiled in terms of the Municipal Budgeting and Reporting Regulations, will be distributed to council before the meeting of 26 February 2019.

Legal Framework

Section 28 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

Municipal adjustments budgets

28. (1) A municipality may revise an approved annual budget through an adjustments budget.
(2) An adjustments budget —
- (a) must adjust the revenue and expenditure estimates downwards if there is material under-collection of revenue during the budget year;
 - (b) may appropriate additional revenues that have become available, over and above those anticipated in the annual budget, but only to revise or accelerate spending programmes already budgeted for;
 - (c) may, within a prescribed framework, authorise unforeseeable and unavoidable expenditure recommended by the mayor of the municipality;
 - (d) may authorise the utilisation of projected savings in one vote towards spending under another vote;
 - (e) may authorise the spending of funds that were unspent at the end of the financial year preceding the budget year, where the under-spending could not reasonably have been foreseen at the time when the annual budget for the budget year was approved by the council;
 - (f) may correct any errors in the annual budget; and
 - (g) may provide for any other expenditure within a prescribed framework.

Comments

OPERATING BUDGET

TRANSFERS

The transfer of funds between municipal votes that are proposed; (Transfer within departments are not listed as it is a delegated function.) will be included as Schedule B 3 in The Medium Term Revenue and Expenditure Framework (MTREF) report, which is compiled in terms of the Municipal Budgeting and Reporting Regulations, that will be distributed to council before the meeting of 26 February 2019. Section 28 (2) (d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) is applicable.

The transfer of funds between revenue and expenditure lines that are proposed; (Transfer within departments are not listed as it is a delegated function.) will be included as Schedule B 4 in The Medium Term Revenue and Expenditure Framework (MTREF) report, which is compiled in terms of the Municipal Budgeting and Reporting Regulations, that will be distributed to council before the meeting of 26 February 2019. Section 28 (2) (d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) is applicable.

CAPITAL BUDGET

TRANSFERS DUE TO SAVINGS

The attached Capital Budget (Annexure A) transfer of funds between departments are proposed. Section 28 (2) (d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) refers.


VIREMENTS

Please refer to **the Medium Term Revenue and Expenditure Framework (MTREF) report**, which is compiled in terms of the Municipal Budgeting and Reporting Regulations and which **will be distributed** before the council meeting of 26 February 2019.

Aanbeveling / Recommendation

That the Adjustments budget for 2018 / 2019 as submitted, be approved.


Dat die Aansuiweringsbegroting vir 2018 / 2019 soos voorgelê, goedgekeur word.

ANNEXURE A		 LANGABERE MUNICIPALITY MASIPALA		PROPOSED ADJUSTED CAPITAL BUDGET		
Vehicle number	Project	Ward	Annual/ Adjusted Budget	3rd Adjustments Budget Adjustments	Total Budget	SOURCE
VOTE 1: FINANCIAL SERVICES DIRECTORATE						
Finance						
9/170-277-277	ERP system	All	4,000,000	-4,000,000.00	-	CRR
9/170-278-278	Security Equipment Cashiers	All	250,000	-250,000.00	-	CRR
9/170-279-279	New vehicle meter reader	All	250,000	-66,238.00	183,762.00	CRR
9/170-275-275	Total Finance		4,500,000	-4,316,238.00	183,762.00	
TOTAL - FINANCIAL SERVICES DIRECTORATE			4,500,000	-4,316,238.00	183,762.00	
VOTE 3: CORPORATE SERVICES DIRECTORATE						
Traffic						
9/112-307-307	Alterations/Upgrading of Ashton Traffic Offices	All	570,000	-	570,000.00	CRR
9/112-395-395	Alterations/Upgrading of Ashton Traffic Offices	All	162,000	-	162,000.00	CRR
	Total Traffic		732,000	0.00	732,000.00	
Property Building and Maintenance						
9/111-36-36	Alterations/Upgrading of Municipal Offices	All	500,000	-150,000.00	350,000.00	CRR
	Total Property Building and Maintenance		500,000	-150,000.00	350,000.00	
Corporate Services						
9/110-313-313	Office Equipment	All	500,000	150,000.00	650,000.00	CRR
	Total Corporate Services		500,000	150,000.00	650,000.00	
TOTAL - CORPORATE SERVICES DIRECTORATE			1,732,000	0.00	1,732,000.00	
VOTE 4: STRATEGY & SOCIAL DEVELOPMENT DIRECTORATE						
Strategy & Social Development						
9/181-286-286	Equipment	All	500,000	235,000.00	735,000.00	CRR
	Total Strategy & Social Development		500,000	235,000.00	735,000.00	
Information Technology						
9/180-280-280	General ICT Needs	All	800,000	418,929.00	1,218,929.00	CRR
9/180-193-193	Upgrade ICT Infrastructure	All	1,000,000	443,423.00	1,443,423.00	CRR
	Total Information Technology		1,800,000	862,352.00	2,662,352.00	
TOTAL - STRATEGY & SOCIAL DEVELOPMENT DIRECTORATE			2,300,000	862,352.00	3,162,352.00	

(A 3772)

PROPOSED ADJUSTED CAPITAL BUDGET

NOTE 5: ENGINEERING SERVICES DIRECTORATE						
Vote number	Project	Ward	Annual Adjusted Budget	3rd Adjustments Budget	Total Budget	SOURCE
Water						
9/160-309-309	Water Testing Equipment	All	200,000	-	200,000.00	CRR
9/140-172-172	Purchase of New Digger Loader	All	935,000	-210,000.00	725,000.00	CRR
9/160-393-393	Establishment of Boreholes	All	-	172,183.00	172,183.00	CRR
	Establishment of Boreholes	All	4,200,000	-	4,200,000.00	Provincial Grant Disaster Relief Grant
	Total Water		5,335,000	-37,817.00	5,297,183.00	
Cleaning						
9/120-46-46	Purchase of Wheelie Bins	All	760,000	1,000,000.00	1,760,000.00	CRR
9/120-47-47	Install two Groundwater Boreholes at the Ashton Waste Disposal Facility	9,10	180,000	-	180,000.00	CRR
9/120-42-42	Upgrading of public drop off McGregor	5	700,000	-	700,000.00	CRR
9/120-45-45	Double Axle High Lifter Compactor - Refuse Removal Truck	All	2,415,000	-421,540.00	1,993,052.00	CRR
9/120-399-399	Ashton Facilities	9,10	301,780	-	301,780.00	CRR
	Total Cleaning		4,356,780	578,062.00	4,934,832.00	
Town Planning						
9/183-314-314	Replacement of Vehicle	All	180,000	-37,102.00	142,898.00	CRR
	Total Town Planning		180,000	-37,102.00	142,898.00	
Roads & Storm Water						
9/150-242-242	Robertson: Upgrading of Roads & Stormwater in Robertson	1,2,3,6	13,381,580	-306,090.00	13,075,490.00	MIG
9/150-228-228	Upgrade of roads CBD	1	3,917,000	3,334,000.00	7,251,000.00	CRR
	Total Roads & Storm Water		17,298,580	3,027,910.00	20,326,490.00	
Electrical Engineering						
9/130-79-79	Electrification of Komana	2	3,500,000	-600,000.00	2,900,000.00	CRR
9/130-91-91	Install 11KV Switchgear in Brinks Substation	6,7	830,000	-732,685.00	117,315.00	EFF
9/130-92-92	Replace Safety Test Equipment (loaders, linklets, earthing)	All	236,700	40,000.00	276,700.00	CRR
9/130-81-81	McGregor Electrification	5	400,000	-345,147.00	54,853.00	CRR
9/130-96-96	New Elec Connections	All	500,000	758,000.00	1,258,000.00	CRR
9/130-106-106	Replace 11KV Oil Insulated Switchgear	9	169,330	-109,330.00	60,000.00	EFF
9/130-110-110	Replace 11KV Oil Insulated Switchgear 2	6,7	338,670	-251,670.00	87,000.00	EFF
9/130-116-116	Replace 11KV Oil Insulated Switchgear 3	1,2,3,4,5	903,120	-693,120.00	210,000.00	EFF
9/130-104-104	Replace 11KV Switchgear Ashton Main Substation	4,8	169,340	-169,340.00	-	EFF
9/130-114-114	Replace 6KV Switchgear (Goudyn Le Chasseur Substation)	9,10,11	4,536,900	-4,036,900.00	500,000.00	EFF
9/130-124-124	Replace 6KV Transformers at Robertson Main Substation	5	650,000	-487,850.00	162,150.00	EFF
9/130-100-100	Replacement and Repairs Network	1	2,000,000	-1,550,000.00	450,000.00	EFF
9/130-84-84	Replacement of Prepaid Meters Bulk Supply Meters to reduce losses	All	1,346,560	270,000.00	1,616,560.00	CRR
9/130-94-94	Replacement of Prepaid Meters Bulk Supply Meters to reduce losses	All	473,400	-	473,400.00	CRR
9/130-98-98	Replacement and Repairs Street Lights	All	245,000	200,000.00	445,000.00	CRR
9/130-113-113	Re-route McGregor 11KV Line at McGregor Sportfields	All	677,340	-	677,340.00	EFF
9/130-77-77	Upgrade 11 KV Line to Butekamstraat, Mc Gregor	5	953,340	-753,340.00	200,000.00	CRR
9/130-93-93	Upgrade 11KV Cable Feeder from White Str Subst to Van Zylstr	5	1,683,190	-851,585.00	831,605.00	EFF
9/130-87-87	Upgrade 11KV Line Stockwell	11	1,323,300	-266,300.00	1,057,000.00	EFF
9/130-108-108	Upgrade 11KV Line to Poortliffesloof	12	1,202,280	-300,570.00	901,710.00	EFF
9/130-118-118	Upgrade Bonnievale Main Substation	4,8	3,402,680	-2,922,680.00	480,000.00	EFF
9/130-120-120	Upgrade Goedemoed 11KV Line	6	1,016,010	-	1,016,010.00	EFF
9/130-112-112	Upgrade McGregor/Boesmansrivier 11KV Line	5,8	1,202,280	-	1,202,280.00	EFF
9/130-394-394	Electrification Projects	All	338,000	-338,000.00	-	EFF
	Total Electrical Engineering		28,117,440	-13,140,497.00	14,976,943.00	
Infrastructure Development						
9/105-305-305	Robertson Nabela Sport Grounds	2	1,500,000	1,015,215.44	2,515,215.44	CRR
9/140-166-166	Robertson Nabela Sport Grounds	2	9,742,892	306,090.00	10,048,982.00	MIG
9/140-195-195	Installation of Bulk Services	All	8,950,000	-1,060,448.00	7,889,552.00	CRR
9/140-197-197	Installation of Basic Services for Internal Settlements - Water Infrastructure	All	1,000,000	-	1,000,000.00	CRR
9/140-281-281	Installation of Basic Services for Internal Settlements - Refuse Removal	All	1,000,000	-1,000,000.00	-	CRR
	Total Infrastructure Development		22,192,892	-759,142.56	21,433,749.44	
TOTAL - ENGINEERING SERVICES DIRECTORATE			77,480,692	-10,368,596.56	67,112,095.44	

ANNEXURE A		 LANGEBERG MUNISIPALITEIT MUNICIPALITY MASIPALA		PROPOSED ADJUSTED CAPITAL BUDGET			
Vote number	Project	Ward	By Adjustments Budget			SOURCE	
			Annual/ Adjusted Budget	Adjustments	Total Budget		
VOTES: COMMUNITY SERVICES DIRECTORATE							
Community Halls							
9/101-13-13	Fencing at Bernard Community Halls	9	100,000	-	100,000.00	CRR	
9/101-5-5	Fencing at Happy Valley Community Halls	4,8	150,000	14,386.00	164,386.00	CRR	
9/101-11-11	Fencing at Zolani Community Halls	10	100,000	-	100,000.00	CRR	
9/101-15-15	Paving the Parking at Montagu Hall	7,11&12	100,000	-	100,000.00	CRR	
9/101-39&396	Car ports, fencing and shading	3	250,000	-	250,000.00	CRR	
	Total Community Halls		710,000	14,386.00	724,386.00		
Environmental Services							
9/103-17-17	Purchase of Horticultural equipment	All	150,000	-	150,000.00	CRR	
	Total Environmental Services		150,000	0.00	150,000.00		
Cemeteries							
9/100-19&199	Purchase of a Digger Loader for the Cemeteries	All	969,000	244,000.00	725,000.00	CRR	
	Total Cemeteries		969,000	-244,000.00	725,000.00		
Sportsfields							
9/105-29&293	Installation of Safety Gates at Calle de West Robertson	1,2,3,6	80,000	-	80,000.00	CRR	
9/105-30&303	King Edward upgrade	7,11,12	450,000	-	450,000.00	CWDM	
9/105-397-397	Upgrading of Cloack Rooms at Cognamkood Sports Grounds	9	100,000	-	100,000.00	CRR	
9/105-39&398	CWDM Upgrade of Ablution Facilities at King Edward Sport Gro	7,11,12	50,000	-	50,000.00	CWDM (Roll-Over)	
9/105-400-400	Upgrading of Ablution Facilities Happy Valley Sports Grounds	4	32,540	-	32,540.00	CRR	
	Total Sportsfields		712,540	0.00	712,540.00		
Fire Brigade							
9/102-11-6&1	Fire Services Equipment	All	140,702	-	140,702.00	FSCBG (Roll-Over)	
9/102-12-6&2	Fire Services Equipment	All	-	15,000.00	15,000.00	CRR	
	Total Fire Brigade		140,702	15,000.00	155,702.00		
Housing							
9/104-191-191	Bulk Services - Kenana	2	28,588,947	-360,084.00	28,228,863.00	Provincial Grant Housing	
9/160-28&288	Acceleration of Housing Delivery - Kenana	2	273,700	-	273,700.00	Provincial Grant for the Acceleration of Housing Delivery (Roll-Over)	
	Total Housing		28,862,647	-360,084.00	28,502,563.00		
TOTAL - COMMUNITY SERVICES DIRECTORATE			31,644,888	-674,698.00	30,970,191.00		
GRAND TOTAL			117,557,581	-15,886,384.56	101,670,696.44		

KEY PERFORMANCE INDICATORS TO BE INCLUDED / AMENDED - THE TOP LAYER SDBIP (2018 / 2019)
(DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)

Purpose of the Report

To submit a report to Council to consider the inclusion / amendment of KPI's to the 2018 / 2019 Top Layer SDBIP (Service Delivery Budget Implementation Plan).

Background

The adjustment budget will be compiled and submitted to Council on for consideration.

Legal Framework

Section 28 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

Municipal adjustments budgets

28. (1) A municipality may revise an approved annual budget through an adjustments budget.
 (2) An adjustments budget —
- (a) must adjust the revenue and expenditure estimates downwards if there is material under-collection of revenue during the budget year;
 - (b) may appropriate additional revenues that have become available, over and above those anticipated in the annual budget, but only to revise or accelerate spending programmes already budgeted for;
 - (c) may, within a prescribed framework, authorise unforeseeable and unavoidable expenditure recommended by the mayor of the municipality;
 - (d) may authorise the utilisation of projected savings in one vote towards spending under another vote;
 - (e) may authorise the spending of funds that were unspent at the end of the financial year preceding the budget year, where the under-spending could not reasonably have been foreseen at the time when the annual budget for the budget year was approved by the council;
 - (f) may correct any errors in the annual budget; and
 - (g) may provide for any other expenditure within a prescribed framework.

S54 “Budgetary Control and early identification of financial problems”

On receipt of a statement or report submitted by the Accounting Officer of the municipality in terms of S71 and 72 the Mayor must: -

- (a) Consider the report;
- (b) Check whether the municipality's approved budget is implemented in accordance with the service delivery and budget implementation plan;
- (c) **Consider and, if necessary, make any revisions to the service delivery and budget implementation plan, provided that revisions to the service delivery targets and performance indicators in the plan may only be made with the approval of the council following approval of an adjustments budget;**
- (d) Issue any appropriate instructions to the accounting officer to ensure-
 - (i) That the budget is implemented in accordance with the service delivery and budget implementation plan; and
 - (ii) That spending of funds and revenue collection proceed in accordance with the budget;

Comments

The 2018/19 TOP LAYER SDBIP was approved by the Executive Mayor on 08 June 2018. There are KPI's that must be amended and Council's approval is requested to change these KPI's in the TL SDBIP for 2018 / 2019. The following KPI's must be amended:

KPI'S TARGETS TO BE AMENDED ON THE TOP LAYER SDBIP:

1.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid meters as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid meters as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

2.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 59	Finance	Revenue Services	Number of formal residential properties connected to the municipal electrical infrastructure network and which are billed for electricity or have pre paid meters as (Excluding Eskom areas) at 30 June 2019	19 000	19 000	19 000	19 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid	15 000	15 000	15 000	15 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

			meters as at 30 June 2019					
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3.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 60	Finance	Revenue Services	Number of formal residential properties connected to the municipal waste water sanitation/sewerage network for sewerage service, irrespective of the number of water closets (toilets) and which are billed for sanitation/sewerage as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid meters as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

4.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 61	Finance	Revenue Services	Number of formal residential properties for which refuse is removed once per week and which are billed for refuse removal as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 61	Finance	Revenue Services	Number of formal residential properties for which refuse is removed once per week and which are billed for refuse removal as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

KPI'S TO BE INCLUDED ON THE TOP LAYER SDBIP:

KPI Ref.	Directorate	Sub directorate	KPI	Unit of measurement	Reason for inclusion	Targets	
						Q3	Q4
-	Community Services	Fire and Disaster Management	Spend 100% of the total amount budgeted to purchase Fire Service Equipment by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	Fire Fighters in need of protective clothing.	0%	100%
TL36	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 11Kv switchgear of Ashton Main Substation by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL37	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line in Stockwill by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL38	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the installation of the 11Kv switchgear in Brinks Substation by 30 June 2019 {(Total actual expenditure for the projects/Total amount budgeted for the projects)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL39	Engineering Services	Electrical Engineering	Purchase and Replace 11Kv Oil Insulated Switchgears by 30 June 2019	Number of Oil Insulated Switchgears purchased	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL40	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line to Poortjieskloof by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL41	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade the	% of budget spent	KPI was part of the original budget.	0%	100%

KPI Ref.	Directorate	Sub directorate	KPI	Unit of measurement	Reason for inclusion	Targets	
						Q3	Q4
			McGregor/Boesmansrivier 11Kv Line by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}		Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.		
TL42	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 66Kv Switchgear (Goudmyn and Le Chasseur Substations) by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL43	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade Bonnievale Main Substation by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL44	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to re-route the McGregor 11Kv Line at McGregor Sport fields by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL45	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade the 11Kv Cable Feeder from White Street Substation to Van Zyl Street Hospital Substation by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL46	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the Goedemoed 11Kv Line by 30 June 2019 {{Total actual expenditure for the project/Total amount budgeted for the project}x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL47	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 66Kv Transformers at Robertson Main Substation by 30 June 2019 {{Total actual expenditure for the project/Total amount	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be	0%	100%

KPI Ref.	Directorate	Sub directorate	KPI	Unit of measurement	Reason for inclusion	Targets	
						Q3	Q4
			budgeted for the project)x100}		returned to the SDBIP.		
TL48	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line at Buitekantstraat in McGregor by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL49	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the INEP GRANT electrification projects by 30 June 2019 {(Total actual expenditure for the projects/Total amount budgeted for the projects)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%

Recommendation / Aanbeveling

That Council approves the inclusion / amendment to the KPI's on the Top level SDBIP's for 2018 / 2019, as reflected in the report.

SLEGS VIR KENNISNAME • FOR INFORMATION ONLY

B & BB ITEMS

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B & BB ITEMS

- B 5462 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR DECEMBER 2018
DIRECTORATE: CORPORATE SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.

- B 5463 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR DECEMBER 2018
DIRECTORATE: COMMUNITY SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.

- B 5464 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR DECEMBER 2018
DIRECTORATE: ENGINEERING SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.

- B 5465 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR DECEMBER 2018 OFFICE OF
THE MUNICIPAL MANAGER (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.

- B 5466 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR DECEMBER 2018
DIRECTORATE: FINANCIAL SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 19 February 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That the application from Bonnievale Squash Club to renew their lease agreement to utilize the squash courts at the Chris van Zyl Hall, Bonnievale be approved for a 3-year period subject to the following conditions:

Dat die aansoek van die Bonnievale Muurbalkklub om die hernuwing van hulle huurooreenkoms ten einde die Muurbalbane te Chris van Zylsaal, Bonnievale te gebruik goedgekeur word vir 'n 3 jaar periode onderhewig aan die volgende voorwaardes:

- 1.1 That the building be leased at a market related tariff.

Dat die gebou verhuur word teen 'n markverwante tarief.

- 1.2 The rental amount will escalate annually with a percentage that will be determined by the yearly CPI.

Dat die huurtarief jaarliks sal eskaleer met 'n persentasie wat bepaal word deur die VPI.

- 1.3 That the upgrading and maintenance of the inside of the building be for the account of the Lessee.

Dat die opgradering en instandhouding van die binnekant van die gebou vir die rekening van die Huurder sal wees.

- 1.4 No alterations may be done to the building without the written consent from the Municipality.

Geen veranderinge mag aan die gebou gemaak word sonder dat skriftelike toestemming van die munisipaliteit verkry is nie.

- 1.5 That the building or any part thereof may not be sublet.

Dat die gebou of 'n enige gedeelte daarvan nie onderverhuur mag word nie.

- 1.6 That the Lessee be responsible for the payment of all services rendered to the facility.

Dat die Huurder verantwoordelik is vir die betaling van alle dienste na die perseel.

- 1.7 That the lease of the building is not to the exclusion of any other person of the use of the Squash Court.

Dat die verhuring van die Muurbalbaan aan die Huurder nie lede mag uitsluit van die gebruik daarvan

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That the application from Robertson Squash Club to renew their lease agreement to utilize the squash courts at the Callie de Wet Sportsground, Robertson be approved for a 3 year period subject to the following conditions:

Dat die aansoek van die Robertson Muurbalkklub om die hernuwing van hulle huurooreenkoms ten einde die Muurbalbane te Callie de Wet Sportgronde, Robertson te gebruik goedgekeur word vir 'n 3 jaar periode onderhewig aan die volgende voorwaardes:

- 1.1 That the building be leased at a market related tariff.

Dat die gebou verhuur word teen 'n markverwante tarief.

- 1.2 The rental amount will escalate annually with a percentage that will be determined by the yearly CPIX.
Dat die huurtarief jaarliks sal eskaleer met 'n persentasie wat bepaal word deur die VPI.
- 1.3 That the upgrading and maintenance of the inside of the building be for the account of the Lessee.
Dat die opgradering en instandhouding van die binnekant van die gebou vir die rekening van die Huurder sal wees.
- 1.4 No alterations may be done to the building without the written consent from the Municipality.
Geen veranderinge mag aan die gebou gemaak word sonder dat skriftelike toestemming van die munisipaliteit verkry is nie.
- 1.5 That the building or any part thereof may not be sublet.
Dat die gebou of 'n enige gedeelte daarvan nie onderverhuur mag word nie.
- 1.6 That the Lessee be responsible for the payment of all services rendered to the facility.
Dat die Huurder verantwoordelik is vir die betaling van alle dienste na die perseel.
- 1.7 That the lease of the building is not to the exclusion of any other person of the use of the Squash Court.
Dat die verhuring van die Muurbalbaar aan die Huurder nie lede mag uitsluit van die gebruik daarvan nie.

B 5469 PHAKAMANI CRÛCHE: APPLICATION TO RENEW LEASE AGREEMENT FOR THE MUNICIPAL BUILDING SITUATED ON ERF 158, ZOLANI ASHTON (7/2/3/1/1) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that the municipal building situated on erf 158, Zolani, Ashton is not needed for the provision of the minimum level of basic municipal services (S14 of the MFMA 2003, Act 56 of 2003)
Dat dit bevestig word dat die munisipale gebou geleë te erf 158, Zolani, Ashton nie benodig word vir die verskaffing van die minimum vlak van basiese dienste nie. (S14 van die MFMA, Wet 56 van 2003)
2. That the building situated on erf 158, Zolani, Ashton be leased to Phakamani Crèche for a period of three (3) years at a nominal rent of R325.40 (VAT incl.) per annum subject to the normal conditions applicable to the leasing of Municipal buildings.
Dat die gebou geleë te erf 158, Zolani, Ashton verhuur word aan Phakamani Kleuterskool vir 'n periode van drie (3) jaar teen 'n nominale bedrag van R325.40 (BTW ing.) per jaar onderhewig aan die normale voorwaardes soos van toepassing op die verhuring van Munisipale geboue.
- 2.1 That the rental amount escalates annually with 10% and the Lessee is responsible for the payment of the insurance of the building, which is calculated as a percentage of the municipal insurance portfolio.
Dat die huurbedrag jaarliks eskaleer met 10% en dat die Huurder verantwoordelik is vir die betaling van die versekering van die gebou, wat bereken word as 'n persentasie van die munisipale versekeringsportefeulje.
- 2.2 That the Lessee be responsible for maintenance, repairs, upgrading work to be done to the building.
Dat die Huurder verantwoordelik sal wees vir instandhouding, herstelwerk en opgraderingswerk van die gebou.

- 2.3 That no alterations be done to the building without the written consent of the Municipality.
Dat geen veranderings aan die gebou aangebring word sonder dat skriftelike goedkeuring van die Munisipaliteit verkry is nie.
- 2.4 That the Lessee be responsible for the payment of all services rendered to the facility.
Dat die Huurder verantwoordelik is vir die betaling van alle dienste na die perseel.
- 2.5 That the Lessee complies with all the conditions as contained in the Health By-Laws and further conditions set by the Cape Winelands District Municipality and relevant Provincial departments from time to time.
Dat die Huurder voldoen aan die vereistes ssos vervat in die Gesondheidsverordeninge en verdere vereistes wat van tyd tot tyd deur die Kaapse Wynland Distriksmunisipaliteit en ander relevante Provinsiale departemente gestel word.
- 2.6 That the Lessee complies with all the conditions as contained in the Health By-Laws, National Building Regulations and Standards, fire emergency requirements, Health Regulations and any other conditions applicable for the usage of this building for a crèche purpose.
Dat die Huurder voldoen aan al die vereistes ssos vervat in die Gesondheidsverordeninge, Nasionale Bouregulasies en Bou Standaarde, nood brand vereistes, Gesondheidsregulasies en enige ander vereiste van toepassing vir die gebruik van hierdie gebou as 'n kleuterskool.
- 2.7 That the Lessee shows proof of the facility registration with Grassroots as a crèche before the lease agreement is signed by the Municipal Manager.
Dat die Huurder bewys lewer van registrasie vir die fasiliteit soos uitgereik deur Grassroots as 'n kleuterskool voordat die huurooreenkoms deur die Munisipale Bestuurder onderteken word.
- 2.8 That the Lessee shows proof of the facilities certificate of Acceptability issued by the Cape Winelands District Municipality as meals are prepared, served and consumed on the premises before the lease agreement is signed by the Municipal Manager.
Dat die Huurder bewys lewer van die Geskiktheidsertifikaat vir 'n Voedselperseel soos uitgereik deur die Kaapse Wynlandse Distriks Munisipaliteit aangesien etes, voorberei, bedien en verbruik word op die perseel voordat die huurooreenkoms deur die Munisipale Bestuurder onderteken word.

B 5470 APPLICATION FOR THE RENEWAL OF LEASE AGREEMENT FOR UITSPAN KIOSK SITUATED AT THE BARNARD HALL, ASHTON (7/1/4/1/1) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that the Uitspan Kiosk situated at the Barnard Hall, Ashton is not needed for the provision of the minimum level of basic municipal services (S14 of the MFMA 2003, Act 56 of 2003)
Dat dit bevestig word dat die Uitspan Kiosk geleë te Barnardsaal, Ashton nie benodig word vir die verskaffing van die minimum vlak van basiese dienste nie. (S14 van die MFMA, Wet 56 van 2003)
2. That the application received from Mr SMR Islam for the renewal of the lease agreement for Uitspan kiosk situated at the Barnard Hall, Ashton be leased for a 3 year period subject to the following conditions:
Dat die aansoek ontvang vanaf Mnr SMR Islam vir die hernuwing van die huurooreenkoms vir die Uitspan Kiosk geleë te Barnardsaal, Ashton verhuur word vir 'n 3 jaar periode onderworpe aan die volgende voorwaardes:

- 2.1 That the kiosk be leased at a market related amount per month and the lease amount escalate yearly with a percentage that will be determined by the yearly CPIX.
Dat die Kiosk verhuur word teen 'n markverwante bedrag per maand en die huurbedrag jaarliks eskaleer met 'n persentasie wat bepaal word deur die VPI.
- 2.2 That the Lessee be responsible for the payment of all municipal services rendered to the facility.
Dat die Huurder verantwoordelik is vir die betaling van alle munisipale dienste gelewer by die perseel.
- 2.3 That the Lessee must at all times comply with the Health Regulations
Dat die Huurder moet ten alle tye aan alle Gesondheidsregulasies voldoen.
- 2.4 No alterations may be made to the kiosk without the written consent of the Lessor.
Geen verandering mag aan die Kiosk gemaak word sonder die skriftelike toestemming van die Verhuurder nie.
- 2.5 The Lessee is responsible for the insurance of the building and the insurance of the content of the kiosk.
Die Huurder is aanspreeklik vir die versekering van die gebou sowel as die versekering van die inhoud van die Kiosk.
- 2.6 That the Lessee be responsible for the maintenance, repairs, upgrading work to be done to the building.
Dat die Huurder verantwoordelik is vir die instandhouding, opgradering en herstelwerk van die gebou.
- 2.7 That no structures may be erected on the premises without the written approval of the Municipality
Dat geen structure op die perseel opgerig mag word sonder die skriftelike goedkeuring van die Munisipaliteit nie.
- 2.8 That no portion of the property be sublet.
Dat geen gedeelte van die eiendom onderverhuur word nie.
- 2.9 The Lessee must, in accordance with the Business Act, 1991 (Act 71 of 1991) apply at the Municipality for a business licence and always be in possession of a business licence .
Die Huurder moet ingevolge die Wet op Besighede, 1991 (Wet 71 van 1991) by die Munisipaliteit aansoek doen vir 'n handelslisensie en moet ten alle tye in besit wees van so handels lisensie.
- 2.10 The Lessee must also apply to the Cape Winelands District Municipality for a Certificate of Acceptability in accordance with Regulation R962- "Regulations Governing General Hygiene requirements for Food Premises and the Transport of Food. The Lessee must at all times be in possession of a Certificate of Acceptability.
Die Huurder moet ook by die Kaapse Distriks Munisipaliteit aansoek doen vir 'n Geskiktheids Sertifikaat ingevolge Regulasie R962- "Regulasie op Algemene Hygiëne Vereistes van Voedsel Persele en die Vervoer van Voedsel". Die Huurder moet ten alle tye in besit wees van 'n Geskiktheids Sertifikaat.

B 5473 MONTHLY REPORT: DIRECTORATE ENGINEERING SERVICES: DECEMBER 2018

This item served before the Executive Mayoral Committee on 19 February 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediens op 19 Februarie 2019

Enparig Besluit / Unanimously Resolved

That the monthly report of the Directorate Engineering Services for December 2018 be noted.