

MINUTES OF THE COUNCIL MEETING OF WITZENBERG MUNICIPALITY, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL OFFICES, 50 VOORTREKKER STREET, CERES ON FRIDAY, 30 JANUARY 2015 AT 10:00

PRESENT

Councillors

TT Godden (Speaker)
JNED Klazen (Executive Mayor)
R Badela
JJ du Plessis
MC du Toit
WJ Hanekom
BC Klaasen
S Louw
JS Mouton
SM Ndwanya
JT Phungula
MI Saula
EM Sidego
RJ Simpson
HJ Smit
D Swart
JJ Visagie

Officials

Mr D Nasson (Municipal Manager)
Ms J Krieger (Director: Community Services)
Mr HJ Kritzinger (Director: Finance)
Mr M Mpeluzi (Director: Corporate Services)
Mr J Barnard (Director: Technical Services)
Mr G Louw (Head: Internal Audit)
Mr R Rhode (Acting Manager: Administration)
Ms M Arendse (Principal Administrative Officer)
Mr C Titus (Committee Clerk)
Ms P Nomboyeka (Interpreter)

Other representatives

Mr P Minnaar (Independent Electoral Commission)

1. OPENING AND WELCOME

The Speaker welcomed everyone present and requested Reverend P Minnaar to open the meeting with prayer.

NOTED.

2. **CONSIDERATION OF APPLICATION FOR LEAVE OF ABSENCE, IF ANY**
(3/1/2/1)

Applications for leave of absence from the meeting were received from Councillors K Adams, L Salmon and B Chaaban.

RESOLVED

That the applications for leave of absence from the meeting, received from Councillors K Adams, L Salmon and B Chaaban, be approved.

3. **MINUTES**

3.1 **Approval of minutes**
(3/1/2/3)

The minutes of the council meeting, held on 10 December 2014, are attached as annexure 3.1.

The resolution of item 9.1 of the meeting held on 10 December 2014 must read:

"That Council goes in recess for the festive season from 15 December 2014 until 19 January 2015."

RESOLVED

That the minutes of the council meeting, held on 10 December 2014, as amended, be approved and signed by the Speaker.

3.2 **Outstanding matters**
(3/3/2)

File reference number	Item no. and date of meeting	Subject of item	Resolution	Responsibility	Remarks
5/12/1/3	8.1.5 of 10-12-2014	Writing off of household debt & other irrecoverable outstanding amounts	Matter be held in abeyance.		Referred by Municipal Manager to CFO & Head: Internal Audit for reports

RESOLVED

That cognisance be taken of the outstanding matters.

4. STATEMENTS, ANNOUNCEMENTS OR MATTERS RAISED

**4.1 Gratitude, Congratulations and Commiseration
(11/4/3)**

Councillor H Smit conveyed Council's congratulations to the following councillors and spouses on their birthdays:

❖	Councillor BC Klaasen	8 January
❖	Councillor R Badela	14 January
❖	Councillor JT Phungula	15 January
❖	Ms F Adams	24 January
❖	Ms C Godden	25 January

NOTED.

**4.2 Matters raised by the Speaker
(09/1/1)**

The Speaker requested ward councillors to notify ward committee members when they convene ward committee meetings and that ward councillors should distance themselves from politics.

The Speaker requested ward councillors to consider using their allocated funds to make a donation to the organisation for the disabled as they urgently require funding to cover their expenses.

The Speaker announced that Councillor J Veschini has resigned as a councillor of Witzenberg Municipality. The Municipal Manager will declare a vacancy with the Independent Electoral Commission.

NOTED.

**4.3 Matters raised by the Executive Mayor
(09/1/1)**

The Executive Mayor conveyed his appreciation for the work done in 2014 and wish everyone a prosperous 2015.

NOTED.

5. MOSIES EN KENNISGEWINGS VAN VOORSTELLE

Geen.

AANGETEKEN.

6. INTERVIEWS WITH DELEGATIONS

None.

NOTED.

7. GEDELEGEERDE BEVOEGDHEDE / DELEGATED POWERS

None.

NOTED.

8. GERESERVEERDE BEVOEGDHEDE / RESERVED POWERS

8.1 Direktooraat Finansies / Directorate Finance

8.1.1 Mid-year Budget Statement and Performance Assessment for period 1 July to 31 December 2014
(9/1/1 & 5/1/5/7)

Item 7.1.4 of the Executive Mayoral Committee meeting, held on 28 January 2015, refers.

The following memorandum, dated 23 January 2015, was received from the Director: Finance:

"Purpose

The purpose of this report is to submit the Mid-year Report for 2014/2015 to Council.

Legislature framework

In terms of Section 72 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003):

'(1) The accounting officer of a municipality must by 25 January of each year –
(a) Assess the performance of the municipality during the first half of the financial year'

And

'Thereafter, the mayor must, in terms of Section 54(1) of the act:
(f) Submit the report to the council by 31 January of each year.'

Discussion

The Mid-year report for 2014/2015 is attached as **annexure 8.1.1.**"

The Executive Mayoral Committee resolved on 28 January 2015 that cognisance be taken of the Mid-year Budget Statement and Performance Assessment for the period 1 July to 31 December 2014.

RESOLVED

- (a) *That cognisance be taken of the Mid-year Budget Statement and Performance Assessment for the period 1 July to 31 December 2014.*
- (b) *That a workshop be arranged to deliberate the matter of illegal connection of electricity.*

**8.1.2 Annual Report: 2013/2014
(5/14/2 & 9/1/1)**

The following reports are attached:

- (a) Annual Report for 2013/2014: **Annexure 8.1.2(a)**
- (b) Oversight Report 2013/2014: **Annexure 8.1.2(b)**

RESOLVED

That the Annual Report for 2013/2014 be approved without any reservations.

8.2 Direktooraat Tegnieste Dienste / Directorate Technical Services

Geen.

AANGETEKEN.

8.3 Direktooraat Gemeenskapsdienste / Directorate Community Services

**8.3.1 Purchasing of Nuykintaba Community Hall, Op-die-Berg for purpose of skills and multipurpose centre
(17/8/1)**

Item 7.3.1 of the Executive Mayoral Committee meeting, held on 28 January 2015, refers.

A memorandum from the Director: Community Services, dated 13 January 2015, is attached as **annexure 8.3.1**.

The Executive Mayoral Committee resolved on 28 January 2015 to recommend to Council:

- (i) That Council purchases the Nuykintaba Hall at Op-die-Berg.
- (ii) That the Municipal Manager be mandated to sign the contract on behalf of Council.
- (iii) That the transfer will commence on 1 March 2015.

RESOLVED

- (a) *That Council purchases the Nuykintaba Hall at Op-die-Berg.*
- (b) *That the Municipal Manager be mandated to sign the contract on behalf of Council.*
- (c) *That the transfer will commence on 1 March 2015.*

8.4 Direktoraat Korporatiewe Dienste / Directorate Corporate Services

**8.4.1 Second Bi-Annual Performance Management Report: 2013/2014
(5/14/4)**

The Second Bi-Annual Performance Management Report for 2013/2014 from the Performance, Risk and Audit Committee, dated November 2014, is attached as **annexure 8.4.1**.

RESOLVED

That the Second Bi-Annual Performance Management Report for 2013/2014 be approved.

**8.4.2 Vakature: Verteenwoordiger te Kaapse Wynland Distriksmunisipaliteit
(3/1/1/5)**

Item 5.1 van die raadsvergadering, gehou op 10 Desember 2014, verwys.

Die Raad het op 10 Desember 2014 besluit:

- (a) Dat die mosie om raadslid P Heradien as die Munisipaliteit Witzenberg se verteenwoordiger te die Kaapse Wynland Distriksmunisipaliteit te herroep, aanvaar word.
- (b) Dat die Onafhanklike Verkiesingskommissie onmiddellik in kennis gestel word van die besluit ten einde 'n nuwe verteenwoordiger by die volgende raadsvergadering te kies.

Mnr. P Minnaar van die Onafhanklike Verkiesingskommissie meld dat die Demokratiese Alliansie 'n verteenwoordiger op die Kaapse Wynland Distriksmunisipaliteit moet aanwys.

Raadslid H Smit (DA) stel voor dat raadslid D Swart (DA) demokraties aangewys word om die Raad op die Kaapse Wynland Distriksmunisipaliteit te verteenwoordig.

BESLUIT

Dat raadslid D Swart demokraties aangewys word om die Raad van Munisipaliteit Witzenberg op die Kaapse Wynland Distriksmunisipaliteit te verteenwoordig.

**8.4.3 Request for release of an undivided portion of remainder erf 1001 Ceres and a portion of the remainder of erf 2890, Ceres
(7/1/4/2)**

Item 7.4.2 of the Executive Mayoral Committee meeting, held on 28 January 2015, refers.

The following memorandum, dated 26 January 2015, was received from the Municipal Manager:

"A written request was received from the Commission on Restitution of Land Rights, requesting the municipality to consider the release of an undivided portion of remainder erf 1001 Ceres and a portion of the remainder of erf 2890, Ceres.

A full report of the Commission is attached as **annexure 8.4.3.**"

The Executive Mayoral Committee resolved on 28 January 2015 that the matter pertaining to the request for the release of an undivided portion of remainder erf 1001 Ceres and a portion of the remainder of erf 2890, Ceres be held in abeyance until the next Executive Mayoral Committee meeting.

RESOLVED

That cognisance be taken that the matter is being held in abeyance by the Executive Mayoral Committee.

9. URGENT MATTERS SUBMITTED AFTER DISPATCHING OF THE AGENDA

None.

NOTED.

10. FORMAL AND STATUTORY MATTERS

None.

NOTED.

11. QUESTIONS and/or MATTERS RAISED by COUNCILLORS

Councillor J Mouton informed the meeting that she had submitted a letter requesting office space.

The Municipal Manager and Speaker mentioned that they did not receive the letter and that they will follow up on the matter.

Councillor J Phungula pointed out that the dress code of certain officials of the organisation is a matter of concern.

Councillor J Mouton informed the meeting that certain officials do not address councillors in an appropriate and professional manner.

Councillor M du Toit enquired about the availability of the Samsung tablet covers. The Municipal Manager mentioned that a request was forwarded to Supply Chain Management to procure the tablet covers.

NOTED.

12. COUNCIL-IN-COMMITTEE