



**STELLENBOSCH**  
STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNICIPALITY • UMASIPALA • MUNISIPALITEIT

Ref no.3/4/1/5

2016-10-28

## **MINUTES**

### **3<sup>RD</sup> COUNCIL MEETING**

**2016-10-26 AT 15:00**

Detailed account of the meeting proceedings is available on audio recording, which is obtainable from The Municipal Manager's Office per Request for Information (RFI).

**MINUTES**  
**3<sup>RD</sup> MEETING OF THE COUNCIL**  
**OF STELLENBOSCH MUNICIPALITY**  
**2016-10-26**  
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**MINUTES OF THE 3<sup>RD</sup> MEETING OF STELLENBOSCH COUNCIL HELD ON  
2016-10-26 AT 15:00 IN THE COUNCIL CHAMBER, TOWN HOUSE, PLEIN STREET,  
STELLENBOSCH**

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**PRESENT:** The Speaker, Cllr DD Joubert [**Chairperson**]  
The Executive Mayor, Alderwoman G Van Deventer (Ms)  
The Deputy Executive Mayor, Cllr N Jindela

**ALDERWOMAN** JP Serdyn (Ms)

**COUNCILLORS**

F Adams	MC Johnson
DS Arends	NS Louw
FJ Badenhorst	N Mananga-Gugushe (Ms)
GN Bakubaku-Vos (Ms)	C Manuel
FT Bangani-Menziwa (Ms)	LM Mqeba
PW Biscombe	NE McOmbring(Ms)(from 15:35)
PR Crawley (Ms)	RS Nalumango (Ms)
A Crombie (Ms)	N Olayi
MB De Wet	MD Oliphant
R Du Toit (Ms)	SA Peters
E Groenewald (Ms)	WC Petersen (Ms)
A Florence	MM Pietersen
AR Frazenburg	WF Pietersen
E Fredericks (Ms)	SR Schäfer
JG Hamilton (from 16:13)	N Sinkinya (Ms)
AJ Hanekom	P Sitshoti (Ms) (from 15:08)
DA Hendrickse (till 18:15)	Q Smit
JK Hendriks	E Vermeulen (Ms)
LK Horsband (Ms)	

**Officials:** Acting Municipal Manager (R Bosman)  
Chief Financial Officer (M Wüst)  
Director: Community and Protection Services (G Esau)  
Director: Economic Development and Planning (D Lombaard)  
Director: Human Settlements (T Mfeya)  
Acting Director: Strategic and Corporate Services (V Bowers)  
Acting Director: Infrastructure (J Coetzee)  
Chief Audit Executive (F Hoosain)  
Head: Committee Services (EJ Potts)  
Committee Clerk (B Mgcushe (Ms))  
Interpreter

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1.	<b>OPENING AND WELCOME</b>
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The Speaker, Councillor DD Joubert, welcomed all present, and requested that a moment of silent reflection be observed. Thereafter Mr. Simon Morris opened the meeting with a scriptural message and a prayer.

2.	<b>COMMUNICATIONS</b>
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2.1	<b>MAYORAL ADDRESS</b>
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“Goeie middag, good afternoon, molweni, as-salaam alaikum.

Met Oktober amper verby, lê net November tussen ons en die einde van 2016. Met die plaaslike regeringsverkiesings wat so laat plaas gevind het, het ons termyn met die spreekwoordelike “bang” begin en ek is bly om te sê ons kan reeds ‘n positiewe verskil sien in die uitvoer van ons pligte.

An important new forum is the Mayor Meets Business initiative. The first meeting for this initiative is taking place on Thursday, 27 October. The purpose of this initiative is to create and build strong relationships with business, to ensure mutual cooperation. This will create economic opportunities that will benefit the broader community and the region. This forum will create the opportunity for us to engage with business representatives from the greater Stellenbosch area, so that we can discuss opportunities as well as address obstacles to growth and opportunity. It is important to have the input of business on issues and the environment that directly affects them. Their inputs are extremely valuable in creating a favourable economic climate.

Ek het ook die Swart Besigheidsforum ontmoet as deel van my plan vir nouer samewerking tussen die plaaslike regering en besigheid. Hierdie besigheidsforum verteenwoordig baie klein en mikro besighede wat deel uitmaak van die informele sektor in Stellenbosch. Hierdie klein en mikro besighede, wat ook bekend staan as SMME’s, maak ‘n geweldige groot bydrae tot die informele ekonomie. In 2013, het die Afrika Ontwikkelingsbank gevind dat ongeveer 55% van Sub-Sahara Afrika se BBP vanaf die informele sektor af kom en dit dan deur middel van SMME’s. Mense wat in hierdie areas werksaam is, verteenwoordig ook dikwels van die mees kwesbare groepe in ons samelewing naamlik vrouens en kinders. Daarom is internaksie en samewerking met die besigheidskomponent van ons dorpe, uiters belangrik.

Ek sal deurlopend terugvoer bied oor hierdie interaksies om seker te maak die gemeenskap weet watter vordering ons maak.

During October Stellenbosch Municipality hosted the International Disaster Risk Reduction Day at Klappmuts. The theme for this year is **Live to Tell**. The focus is to reduce the number of fatalities during any disaster by being better prepared to prevent and/or manage disasters that occur. By preparing for every eventuality and educating the public we can prevent loss of life during times of disasters. It is important for all role-players and stakeholders to actively participate in disaster prevention and management. As a municipality, we perform exceptionally well in times of disaster, doing everything possible to minimise the loss of property and lives. With another dry season starting, we again face the risk of fires. I urge all our residents to act responsibly at all times.

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Moenie sigaretstompies by motorruite uitgooi nie. Moenie rommel strooi nie; wees versigtig wanneer u vuurmaak om kos voor te berei, veral in winderige toestande. Maak seker dat alle kole goed geblus word wanneer jy klaar is. Dit is klein goedjies wat 'n lewe kan spaar. Baie dankie aan ons toegewyde rampbestuurspanne op provinsiale en distriksvlak. Ons eie Wetstoepassings- en Brandweerdienste lewer ook uiters waardevolle bydraes tydens enige rampe. Sterkte vir die nuwe brandseisoen wat voorlê. Onthou Rampbestuur is ons almal se verantwoordelikheid!

Met die oog op die ontwikkeling en vooruitgang van ons Dorpe sowel as ons industrië het die Burgemeesterskomitee, Maandag, vergader met Alan Winde, die Wes-Kaapse Minister vir Ekonomiese Ontwikkeling en Toerisme asook Landbou. Die gesprek het gefokus op geleenthede vir besigheid, toerisme en landbou en watter samewerkingsgeleenthede daar is met ander rolspelers in die privaat sowel as openbare sektor. Ek moet sê, die vergadering het interresante moontlikhede opgelewer en ek is baie opgewonde om hierdie moontlikhede te begin verken. Ek sal u beslis op hoogte hou wanneer ons hierdie moontlikhede in realiteite begin omskep. Wees verseker, daar lê opwindende tye voor wat 'n baie positiewe uitwerking op die gemeenskap sal hê.

In our efforts to create a healthier society, I would like to remind you that November is also Movember! Movember is an international initiative to raise awareness about men's health, especially cancers affecting men. Men's health is an issue that is not talked about enough because it creates the perception of weakness. The Movember Campaign aims to change this negative stereotype and to get people talking about men's health and how it affects the greater society. To show you support for men's health, men are encouraged to grow a moustache for November. Spread the message by posting a picture with your moustache on social media, and have a look at the Movember South Africa website on how you can give support to this cause.

Soos julle sou agterkom, is ons aan die begin van die somer. Hierdie somer sal egter ook 'n uitdaging wees vir ons as regering. Die winterseisoen het nie genoeg reën gebring nie en alhoewel ons damvlakke gestyg het gedurende die reenseisoen, is die vlakke reeds laer as wat dit dieselfde tyd verlede jaar was. Die stad Kaapstad besluit vandag tydens hul raadsvergadering oor die implementering van vlak 3 waterbeperkings. Indien hulle vlak 3 beperkings implementeer sal dit ons ook raak en sal ons as Raad ook die besluit in die gesig staar binne die volgende maand of wat. Inwoners word gemaan om asseblief spaarsamig met water te werk en hulle te bepaal by waterbeperkings. Die situasie word in 'n ernstige lig beskou en indien ons nie die nodige beperkings kan bewerkstellig nie, sal dit nodig wees om strenger alternatiewe te oorweeg. Gaan die ekstra myl en spaar asseblief water.

We take our obligations to protect the environment very seriously! That is why I am so pleased to share with you that Stellenbosch Municipality won the award for innovation at the recently held provincial Greenest Municipality Award. We received this award specifically for our Green Filter Project; the Adopt a River project which focuses on river stewardship; the Free 2 Grow project that looks at food security; and our collaboration with Global Carbon Exchange for the pilot of the installation of the bio-digester at Spier. Stellenbosch also received recognition as the municipality that made the greatest improvement in green leadership, compliance, institutional arrangements and public participation. Congratulations and thank you to the officials who made this possible. Please, keep up the wonderful work. It makes a difference in the legacy we leave our children.

'n Laaste woord van gelukwense gaan ook aan die uitvoerende Onder-Burgemeester, Nyaniso Jindela, wat verkies is as 'n lid van die nasionale uitvoerende komitee van SALGA, asook die Speaker, Donovan Joubert wat verkies is tot lid van die provinsiale uitvoerende komitee van SALGA. Dis wonderlik om te weet ons belange word goed verteenwoord.

Baie dankie, thank you, enkosi khakulu".

<b>2.2</b>	<b>COMMUNICATION BY THE SPEAKER</b>
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- 2.2.1 The Speaker, Councillor DD Joubert, reminded Councillors of their honorable role as community leaders, and he emphasized the need to act as such.
- 2.2.2 With specific reference to Rule 10.4.1 of the Rules of Order By-Law, the Speaker pointed out that any councillor who fails to be present at the start of a meeting is in breach of the Rules, and could be considered as absent without leave. The Speaker requested that Councillors pay particular attention to the matter of punctuality; any disrespect in this regard henceforth, will not be tolerated.
- 2.2.3 All leave of absence must be applied for through the Chief Whip's Office, with the appropriate forms duly filled out, whereafter the Speaker will consider the granting of approval or not. (Reference Rule 10.3).
- 2.2.4 Citing Rule 12 of the Rules of Order By-Law, the Speaker stressed the importance of Council being provided with sufficient and complete information in order for Council to take informed decisions on all matters to be transacted.
- 2.2.5 With regard to the compilation of the Council Agenda, the Speaker made the following remarks: It is the Speaker's responsibility to approve the Council Agenda; Councillors must desist from interfering with the administrative and executive protocols and processes for the formulation of the agenda.
- 2.2.6 The Speaker drew attention to Rules 18 and 21 of the Rules of Order By-Law, reminding Councillors to strictly adhere to the guidelines for tabling Motions and Questions; In general, Councillors were urged to acquaint themselves with the full set of Rules as contained in the Rules of Order By-Law.

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<b>2.3</b>	<b>COMMUNICATION BY THE ACTING MUNICIPAL MANAGER</b>
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NONE

<b>3.</b>	<b>OFFICIAL NOTICES</b>
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<b>3.1</b>	<b>DISCLOSURE OF INTERESTS</b>
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**(3/6/2/2)**

Councillor SR Schäfer requested to be excused when item 8.6 is being discussed.

<b>3.2</b>	<b>APPLICATIONS FOR LEAVE OF ABSENCE</b>
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**(3/4/1/6)**

The following applications for leave of absence were approved in terms of the Rules of Order of Council:-

- |     |                     |   |                 |
|-----|---------------------|---|-----------------|
| (1) | Cllr JN De Villiers | - | 26 October 2016 |
| (2) | Cllr XL Mdemka (Ms) | - | 26 October 2016 |

4.	<b>CONFIRMATION OF MINUTES</b>	<b>(3/4/1/5)</b>
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- 4.1 The minutes of the 2<sup>nd</sup> Council Meeting held on 2016-10-05 was **confirmed as correct.**

5.	<b>STATUTORY MATTERS</b>	<b>(3/4/1/4)</b>
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NONE

6.	<b>REPORT/S BY THE MUNICIPAL MANAGER RE OUTSTANDING RESOLUTIONS TAKEN AT PREVIOUS COUNCIL MEETINGS</b>	<b>(3/4/2/5)</b>
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NOTED

7.	<b>CONSIDERATION OF ITEMS BY THE EXECUTIVE MAYOR: (ALD G VAN DEVENTER (MS))</b>
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7.1	<b>COMMUNITY DEVELOPMENT AND COMMUNITY SERVICES: CLLR AR FRAZENBURG</b>
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7.1.1	<b>EPWP JOB OPPORTUNITIES CREATED</b>
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#### 1. PURPOSE OF REPORT

To inform Council on the successful implementation of the Expanded Public Works Programme (EPWP) and the achievement of the Provincial target for the number of work opportunities created. (See **APPENDICES 1 & 2**).

#### 2. BACKGROUND

Stellenbosch Municipality acknowledges that unemployment is a major contributing factor to the social decay of our communities in the Greater Stellenbosch. The EPWP programme is a fraction in restoring dignity and pride in the well-being of our citizens. The aim of the programme is to provide short term opportunities, transfer skills and reposition the participants to take part in the mainstream economy. The programme is a key government initiative, which contributes to Government's Policy Priorities in terms of decent work & sustainable livelihoods, education, health; rural development; food security & land reform and the fight against crime.

#### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 7.1.1

#### RESOLVED

that the EPWP Report, **be noted.**

<b>Meeting: Ref No:</b>	Council: 2016-10-26 4/5/8/3	<b>Submitted by Directorate: Author: Referred from:</b>	Community Development G Esau Mayco: 2016-10-19
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7.2	<b>CORPORATE AND STRATEGIC SERVICES: (CLLR E GROENEWALD (MS))</b>
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NONE

7.3	<b>ECONOMIC DEVELOPMENT AND PLANNING: (CLLR JP SERDYN (MS))</b>
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7.3.1	<b>STELLENBOSCH MUNICIPALITY: AIR QUALITY MANAGEMENT &amp; NOISE CONTROL</b>
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#### 1. PURPOSE OF REPORT

To request Council's designation of an Air Quality Officer and a Noise Control Officer to allow Stellenbosch Municipality to execute its obligated functions in terms of the National Environmental Management: Air Quality Act, 39 of 2004, and the Western Cape Noise Control Regulations, P.N. 200/2013.

#### 2. BACKGROUND

Stellenbosch Municipality has a defined responsibility in terms of the National Environmental Management: Air Quality Act, 39 of 2004, and the Western Cape Noise Control Regulations, P.N. 200/2013. Giving effect to the recommendations put forward in this report will result in Stellenbosch Municipality being compliant in terms of such responsibilities and being able to execute its obligated functions in terms of the said legislation and regulations.

#### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 7.3.1

##### RESOLVED (majority vote)

- (a) that Council designates the incumbent of the position Air Quality Control Officer (post 2.4.4.1) as Air Quality Officer in terms of the National Environmental Management: Air Quality Act, 39 of 2004, and
- (b) that Council designates the incumbent of the position of Air Quality Control Officer (post 2.4.4.1) as Noise Control Officer in terms of the Western Cape Noise Control Regulations, P.N. 200/2013.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 1/1/16	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Economic Development &amp; Planning Environmental Planner Mayco: 2016-10-19</i>
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7.3.2	<b>REQUEST FOR COMMENCEMENT OF PUBLIC PARTICIPATION ON THE DRAFT INTEGRATED ZONING SCHEME BY-LAW FOR STELLENBOSCH MUNICIPALITY (WC024)</b>
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### 1. PURPOSE OF REPORT

To obtain approval from Council to commence with Public Participation of the Draft Integrated Zoning Scheme By-law (10.3a) for Stellenbosch Municipality (WC024) in line with the Municipal Systems Act (2000), read together with the new planning dispensation, which includes the Western Cape Land Use Planning Act No 3 of 2014, the Spatial Planning and Land Use Planning Act, No 16 of 2013 and the Stellenbosch Municipal Land Use Planning By-Law (2015).

### 2. BACKGROUND

Stellenbosch Municipality implemented the above new planning dispensation on 01 December 2015 through Provincial Gazette Notice, number 7539 by repealing the Land Use Planning Ordinance, Nr 15 of 1985 (LUPO). All applications thus submitted since 01 December 2015 has to be submitted in terms of the Land Use Planning By-law which is aligned with the new planning dispensation (LUPA and SPLUMA). With the enactment of the new planning dispensation, Council must adopt a single zoning scheme for its entire municipal area.

A zoning scheme is a by-law adopted by the Municipality, which describes how land may be used and developed. It also contains a zoning map which depicts the zoning of each property. A zoning scheme must ensure the orderly development of an area, and aims to promote and enable the implementation of the municipality's development vision. It must also be consistent with the national and provincial planning legislation and development principles set out in SPLUMA and LUPA.

### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 7.3.2

#### RESOLVED (majority vote)

- (a) that Council authorises the Municipal Manager to:
  - (i) proceed with public participation of the Draft Integrated Zoning Scheme By-law (10.3a) as per attached **APPENDIX 1** read together with paragraph 3.5;
  - (ii) proceed with LUPA Section 27 submitting the Draft Integrated Zoning Scheme By-law (10.3a) to the Provincial Minister for written comment as part of the public participation process;
- (b) that the Draft Integrated Zoning Scheme By-law be resubmitted to Council after the public participation process for final consideration; and
- (c) that the public participation period be for 120 days subsequent to the approval by Council.

*Note: Councillor F Adams supports the recommendation with reservations.*

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Mqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	<i>Council: 2016-10-26 PL183S</i>	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Economic Development &amp; Planning D Lombaard Mayco: 2016-10-19</i>
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<b>7.4</b>	<b>FINANCIAL SERVICES: [CLLR S PETERS]</b>
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NONE

<b>7.5</b>	<b>HUMAN SETTLEMENTS: [CLLR PW BISCOUBE]</b>
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NONE

<b>7.6</b>	<b>INFRASTRUCTURE: [CLLR J DE VILLIERS]</b>
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NONE

<b>7.7</b>	<b>PROTECTION SERVICES: [PC: CLLR Q SMIT]</b>
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NONE

<b>7.8</b>	<b>YOUTH, SPORTS AND CULTURE: [PC: XL MDEMKA (MS)]</b>
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NONE

8.	CONSIDERATION OF REPORTS, COMMUNICATIONS, PETITIONS AND APPLICATIONS SUBMITTED BY THE MUNICIPAL MANAGER
8.1	STRUCTURING OF COUNCIL: ESTABLISHMENT OF SECTION 79 -/ STATUTORY COMMITTEES
8.1.1	ESTABLISHMENT OF A MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) AND OVERSIGHT COMMITTEE

### 1. PURPOSE OF REPORT

For Council to establish a Municipal Public Accounts Committee (MPAC) and Oversight Committee.

### 2. BACKGROUND

The former Council had established an 8-member Municipal Public Accounts Committee (MPAC), which was fully functional. As per the Establishment Notice of Stellenbosch Municipality the Chairperson of MPAC was a full-time Councillor. For transparency, ethics and good governance, the Chairperson was from an opposition party.

By virtue of the termination of the 2011-2016 Council's term of office, the former MPAC has also dissolved. Council is obliged to re-establish MPAC as an oversight committee to exercise oversight over the executive obligations of council.

### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.1.1

#### RESOLVED (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/3/3/6/7	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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<b>8.1.2</b>	<b>ESTABLISHMENT OF A RULES COMMITTEE</b>
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**1. PURPOSE OF REPORT**

For Council to establish a Rules Committee for the Stellenbosch Council.

**2. BACKGROUND**

By virtue of the termination of the 2011-2016 Council's term of office, the former Rules Committee has also dissolved. It is prudent for the newly elected Council to establish a multi-party Rules Committee to be responsible for developing Rules of Order and amendments thereto, and to recommend same to Council for adoption.

The former Council had established an 8-member multi-party Rules Committee, with The Speaker serving as its Chairperson.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.1.2****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/P/8 x 3/4/2/6	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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<b>8.1.3</b>	<b>ESTABLISHMENT OF A DISCIPLINARY COMMITTEE</b>
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**1. PURPOSE OF REPORT**

For Council to establish a Disciplinary Committee for the Stellenbosch Council.

**2. BACKGROUND**

By virtue of the termination of the 2011-2016 Council's term of office, the former 6-member Disciplinary Committee has also dissolved. It is prudent for the newly elected Council to establish a Disciplinary Committee to assist in the discipline of Councillors by conducting disciplinary hearings and to make recommendations to Council in terms of its findings.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.1.3****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/3/3/6/16	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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<b>8.1.4</b>	<b>ESTABLISHMENT OF APPEAL AUTHORITY (SECTION 62: SYSTEMS ACT)</b>
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**1. PURPOSE OF REPORT**

For Council to establish an Appeal Authority in terms of Section 62 of the Municipal Systems Act.

**2. BACKGROUND**

By virtue of the termination of the 2011-2016 Council's term of office, the former Council Appeal Committee has dissolved, which now necessitates the establishment of a new Appeal Committee. During the previous term, 7 (seven) Councillors were appointed to serve on the Council Appeal Committee, with the Speaker appointed as Chairperson.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.1.4****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/P/8	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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8.1.5	<b>APPOINTMENT OF COUNCILLORS TO SERVE ON THE LOCAL LABOUR FORUM</b>
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**1. PURPOSE OF REPORT**

For Council to consider the appointment of Councillors to serve on the Local Labor Forum.

**2. BACKGROUND**

The termination of the 2011-2016 Council's term of office necessitates the appointment of Councillors to represent the Employer on the Local Labour Forum.

As per the SALGBC Main Collective Agreement, the Employer representatives shall consist of at least 2 (two) Councillors, and Management.

During the previous term of office, 6 (six) Councillors were appointed to serve on the Local Labour Forum.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.1.5****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/3/3/6/4	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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8.2	<b>STRUCTURING OF COUNCIL: ESTABLISHMENT OF SECTION 80 COMMITTEES (PORTFOLIO COMMITTEES)</b>
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## 1. LEGAL FRAMEWORK

### 1.1 Section 80 Committees

In terms of Section 80 of the Structures Act, if a municipality has an Executive Committee or Executive Mayor, it may appoint Committees of Councillors to assist the Executive Committee or Executive Mayor.

Such Committees may not in number exceed the number of members of the Executive Committee or Mayoral Committee.

The Executive Committee or Executive Mayor, *inter alia*:-

- appoints a Chairperson for each Committee; and
- may delegate any powers and duties of the Executive Committee or Executive Mayor to the Committee.

Such Committee(s) must report to the Executive Committee or Executive Mayor in accordance with the directions of the Executive Committee or Executive Mayor.

### 1.2 Composition of Committees

In terms of Section 160(8) of the Constitution of the Republic of South Africa, members of a municipal Council are entitled to participate in its proceedings and those of its Committees in a manner that, *inter alia*:-

- (a) allows parties and interests reflected within the Council to be fairly represented; and
- (b) is consistent with democracy.

The allocation of Councillors to the various Section 80 Committees shall be such that every Councillor, with the exception of the Executive Mayor, the Deputy Executive Mayor, the Speaker and the Single Whip, is allocated to at least one of the Committees.

## 2. Status Quo

The Portfolio Committees operational during the 2011-2016 term of office were:-

- Finance, Strategic and Corporate Services;
- Engineering Services and Human Settlements;
- Planning, Economic and Community Development; and
- Community and Protection Services.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.2****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	<i>Council: 2016-10-26</i>	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05</i>
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<b>8.3</b>	<b>APPOINTMENT OF REPRESENTATIVES ON SALGA – WESTERN CAPE</b>
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**1. PURPOSE OF REPORT**

For Council to appoint representatives and secundi to serve on the various SALGA Provincial Working Groups.

**2. BACKGROUND**

The Council must appoint representatives to serve on the various SALGA provincial working groups.

The following are the SALGA Working Groups on which nominated councillors from Stellenbosch Municipality should serve:

<b>SALGA Provincial Working Groups</b>	
1	Economic Development and Planning
2	Municipal Finance
3	Community Development
4	Human Resource Development and Collective Bargaining
5	Municipal Infrastructure and Related Services [which includes] – <ul style="list-style-type: none"> <li>• Climate Change, Environmental Affairs and Sustainability</li> <li>• Municipal Infrastructure Planning</li> <li>• Municipal Trading Services</li> </ul>
6	Governance, Intergovernmental and International Relations

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.3****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/6/3	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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8.4	<b>APPOINTMENT OF COUNCILLORS TO SERVE ON EXTERNAL BODIES</b>
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**1. PURPOSE OF REPORT**

For Council to consider the appointment of Representatives of Council to serve on external bodies.

**2. BACKGROUND**

The table below indicates the various external bodies where the former Council was represented:

BODY/INSTITUTE	Number of Council Reps
Jan Marais Nature Reserve Advisory Committee	1
Mont Rochelle Nature Reserve Advisory Committee	2
Pension Fund and Retirement Fund	1
Stellenbosch Tourism and Information Bureau	2
Stellenbosch Museum Trustee	1
Franschhoek Museum	1
Franschhoek Valley Tourism	2
Community Police Forum Stellenbosch	3
Community Police Forum Kayamandi	3
Community Police Forum Franschhoek	2
Community Police Forum Klapmuts	2
Community Police Forum Cloetesville	2
Community Police Forum Groot Drankenstein	1
SWOKK (Stellenbosch Welsyns en Ontwikkelings-koördinerings Komitee)	3
FREMCO Trust	3
Hospital Board	1
University Board	1
Winelands Water Utilisation Association	1
Dilbeek Trust Committee	3

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.4****RESOLVED** (majority vote)

that this item be referred back to allow the Administration to obtain a legal opinion and the applicable Terms of Reference.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors F Adams; GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Maqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/6/3	<b>Submitted by Directorate: Author: Referred from:</b>	Office of the Municipal Manager Acting MM: (R Bosman) Council: 2016-10-05
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<b>8.5</b>	<b>ESTABLISHMENT OF WARD COMMITTEES</b>
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**1. PURPOSE OF REPORT**

To inform Council of the process and the progress toward establishing ward committees within the Stellenbosch Municipal area.

**2. BACKGROUND**

At the Council meeting held on 2016-10-05, it was resolved

- (a) that Council notes that, in terms of Section 73 of the Municipal Structures Act, Ward Committees must be established for each ward;
- (b) that, in terms of the Municipality's System of Delegations (72-75), Council designates the Speaker to facilitate the establishment of Ward Committees in line with the provisions and stipulations of the Municipal Structures Act and Council's policy for the establishment of Ward Committees; and
- (c) that the Speaker reports back to Council by the end of January 2017 on the progress of the establishment of the Ward Committees.

At an All Ward Councillors' meeting held on 17 October 2016, consensus was reached regarding the type of electoral system to be used. All Councillors present indicated a preference for the geographical electoral system.

An indicative time-table has been developed and will be confirmed with each individual ward councillor.

A single ward committee election will be held with the required transport and logistical arrangements to ensure the attendance of community members and registered voters in the different parts of a particular ward.

An update on the progress of the establishment of ward committees will be submitted to the January 2017 Council meeting.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.5**

**RESOLVED** (majority vote)

- (a) that Council approves the recommendation that all ward committees be established according to the geographical electoral system in line with the consultation that was done with Ward Councillors on 17 October 2016;
- (b) that Council takes note of the policy guidelines and procedures, as well as the communication activities and timelines outlined above; and
- (c) that the election of ward committees may commence during the week of 12 January 2017.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/3/1/1	<b>Submitted by Directorate: Author: Referred from:</b>	Corporate and Strategic Services Act. Director: Strat & Corp: (V Bowers)
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<b>8.6</b>	<b>FIXING OF CONTRAVENTION LEVY IN TERMS OF SECTION 40(3) OF THE LAND USE PLANNING ORDINANCE 15 OF 1985 IN RESPECT OF THE FARM NO 1353/1, PAARL DIVISION AS WELL AS THE DETERMINATION OF A DEEMED ZONING IN TERMS OF SECTION 40(4)(C) OF THE LAND USE PLANNING ORDINANCE 15 OF 1985</b>
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## 1. PURPOSE OF THE REPORT

This report was compiled by the Manager: Land Use Management (the Manager) to be considered by Council after re-consideration for the following matters:

- 1.1 The fixing of a Contravention Levy in terms of Section 40(3) of the Land Use Planning Ordinance No. 15 of 1985 (the "LUPO") payable by the owner (Brashville Properties 51 (Pty - "Brashville") Ltd) of Farm No. 1353/1, Paarl Division (the "Property");
- 1.2 The determination of a deemed zoning of a portion of the Property in terms of section 40(4)(c) of the LUPO.

## 2. BACKGROUND

The factual background to this matter will be evident for the members of the COUNCIL from the **APPENDICES** available for perusal and the members are requested to have due and proper regard to all the appendices. It should be noted that although appendices 1 to 7 are not referred to in the body of this document under the section background, such appendices still form an integral part of this report.

On 8 November 2015 COUNCIL resolved that this matter be referred back to the COUNCIL after outstanding information has been obtained.

### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.6

Before the matter was debated, Councillor SR Schäfer recused himself.

#### **RESOLVED** (majority vote)

that this matter be referred back for further deliberation, and that the compact disc containing the information be distributed to all the Councillors within seven days.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 PL1353/1P	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Economic Development &amp; Planning Dir: Plan &amp; Econ Dev: (D Lombaard)</i>
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<b>8.7</b>	<b>MFMA SECTION 116 (3) – EXTENSION OF THE CURRENT NETWORKED MULTI-FUNCTIONAL PRINTER &amp; SCANNING CONTRACT TO 31 DECEMBER 2018</b>
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**1. PURPOSE OF REPORT**

To obtain approval from Council to follow the MFMA S116 (3) process to extend the existing networked multi-functional printer and scanning contract for a further period of 24 months.

**2. BACKGROUND**

Council resolved at a meeting on 30 March 2016 that the existing multi-functional printer and scanning contract be extended for a period of six months until 31 December 2016.

The process outlined in the S116 (3) of the MFMA was then duly followed. No objections or comments were received following the notice that was placed on the Eikestad News on 19 May 2016. **(APPENDIX 1)**

The contract was extended for 6 months and the printing and scanning facilities will lapse on the 31 December 2016.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.7**

**RESOLVED** (majority vote)

that this item be withdrawn.

*Councillors DA Hendrickse and LK Horsband (Ms) requested that their votes of dissent be minuted.*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 13/6 x 6/4/1	<b>Submitted by Directorate: Author: Referred from:</b>	Corporate Services Manager: ICT (B Mkaza)
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<b>8.8</b>	<b>BUSINESS CASE FOR RESEARCH AND ASSESSMENT OF AN ALTERNATIVE ICT ENTERPRISE RESOURCE PLAN SOLUTION (ERP)</b>
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**1. PURPOSE OF REPORT**

To provide recommendations to Council on the outcome of the research and assessment that was conducted by Zimele Technologies for an alternative Enterprise Resource Planning (ERP) solution in compliance with National Treasury system requirements.

**2. BACKGROUND**

An Enterprise Resource Planning (ERP) system is an application that replaces many standalone systems of individual departments – such as finance, budget, procurement, customer billing, project accounting, grants management, payroll and human resource management. It integrates the functions into a single, automated system that runs off a single database.

On the 30 March 2016, Council took a strategic resolution to extend all ICT contracts for only six (6) months pending research and assessment of alternative ERP solution in compliance with National Treasury requirements. See Appendix 1: Minutes of the 39<sup>th</sup> Meeting of the Council of Stellenbosch Municipality – 2016-03-30.

Subsequently, Zimele was appointed through the proper SCM tender process to conduct the research and assessment of an alternative ERP solution and produce a business case for Council approval and all ICT contracts were approved for 6 months from (1 July 2016 – 31 December 2016).

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.8****RESOLVED** (majority vote)

that this item be withdrawn.

*The following Councillors requested that their votes of dissent be minuted:*

*Councillors GN Bakubaku-Vos (Ms); FT Bangani-Menziwa (Ms); DA Hendrickse; LK Horsband (Ms); N Mananga-Gugushe (Ms); LM Mqeba; MD Oliphant; RS Nalumango (Ms); N Sinkinya (Ms) and P Sitshoti (Ms).*

<b>Meeting: Ref No:</b>	Council: 2016-10-26 7/4/1/1/2	<b>Submitted by Directorate: Author: Referred from:</b>	Corporate Services Manager: ICT (B Mkaza)
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<b>8.9</b>	<b>COUNCIL TO CONSIDER AND APPROVE REQUEST FOR FURTHER EXTENSION OF THE AGREEMENT FOR ACTING MUNICIPAL MANAGER</b>
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**1. PURPOSE OF THE REPORT**

To obtain approval from Council for the extension of the secondment term of the Acting Municipal Manager, Mr Richard Bosman, for one month i.e. November 2016.

**2. BACKGROUND**

The agreement of Mr R Bosman as Acting Municipal Manager expires on 31 October 2016 [**APPENDIX 1**].

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.9**

Before this matter was debated, the Acting Municipal Manager, Mr R Bosman recused himself. Mr G Esau was designated to serve as acting MM for the duration of this item.

**RESOLVED** (nem con)

- (a) that Council approves the request to extend the agreement of Mr R Bosman for another 1 month;
- (b) that the request for extension be submitted to the office of the MEC as well as the City of Cape Town for approval;
- (c) that in the event of the extension not being approved by the MEC, the directors be appointed to act as Municipal Manager on a rotational basis until the approved Municipal Manager is appointed.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 4/1/5/5	<b>Submitted by Directorate: Author: Referred from:</b>	Director: Corporate and Strategic Services
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<b>8.10</b>	<b>AMENDMENT OF CONTRACT: DEMAND-SIDE MANAGEMENT PROJECT FOR A PERIOD OF 37 MONTHS</b>
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**1. PURPOSE OF THE REPORT**

To inform Council of the extension of the contract with Powertech System Integrators (PTSI) for a period of 37 months (01 January 2017 – 01 February 2020) as per Section 116(3) of the Municipal Finance Management Act (Act 56 of 2003) (Refer to **APPENDIX 1**).

**2. BACKGROUND**

Stellenbosch Municipality was approached by the National Energy Regulator of South Africa (NERSA) and Eskom (a joint initiative) with a proposal to implement a load reduction system whereby the electricity demand of the Municipality can be shifted from peak to off peak periods to reduce the pressure on the National Electricity grid when required.

The proposal was finally approved by Council on 24 November 2011 (5<sup>th</sup> Council meeting) and authority was granted to the Municipal Manager (Mr David Daniels) to enter into an agreement with Eskom regarding the implementation of all aspects of the Demand-side Management project, better understood as the Residential Hot Water Load Control project to all affected clients.

Following the implementation/installation, testing, commissioning, measurement and verification stages of the project, it was successfully handed over to the Municipality of Stellenbosch on Thursday, 25 February 2016. At this time, the project was already fully functional for twelve months prior to the hand-over date and Eskom therefor agreed in writing to commence the five year commitment period as from 01 February 2015 leaving the Municipality with a current remaining commitment period of three years and three months as from 01 November 2016 (**refer to APPENDIX 4**). The final agreed upon demand to be shifted was calculated (averaged after a 12 month monitoring period) to be 2.277MW on average per evening and must be successfully maintained by the Municipality until 01 February 2020.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 8.10****RESOLVED** (nem con)

- (a) that Council notes the reasons for the proposed extension of the contract/agreement for a period of 37 months;
- (b) that the local community be given reasonable notice of the intention to extend the contract/agreement and be invited to submit representations to the municipality; and
- (c) that Council be informed of representation received from the public.

<b>Meeting: Ref No:</b>	Council: 2016-10-26	<b>Submitted by Directorate: Author: Referred from:</b>	
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9.	MATTERS FOR NOTIFICATION
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9.1	REPORT ON DECISIONS TAKEN BY THE EXECUTIVE MAYOR
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NONE

9.2	REPORT BY THE MUNICIPAL MANAGER
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9.2.1	QUARTERLY REPORT OF THE AUDIT AND PERFORMANCE AUDIT COMMITTEE FOR THE PERIOD: 01 JULY 2016 TO 30 SEPTEMBER 2016
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#### 1. PURPOSE OF REPORT

To inform Council of the activities of the Audit and Performance Audit Committee for the period 01 July 2016 till 30 September 2016 (1<sup>st</sup> Quarter). The Minutes of the meetings held for this period mentioned is herewith attached as **APPENDICES 1 and 2 respectively** which outline the activities of the Audit and Performance Audit Committee and the Internal Audit Unit.

#### 2. BACKGROUND

The Audit and Performance Audit Committee has executed its duties and responsibilities during the period under review in accordance with its terms of reference as they relate to Council's accounting, internal auditing, internal control and financial reporting practices.

#### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 9.2.1

#### RESOLVED (nem con)

that the concerns, the report and the minutes of the meetings of the Audit Committee for the period 01 July 2016 till 30 September 2016, **be noted**.

Meeting: Ref No:	Council: 2016-10-26 3/5/4/1/AUDIT_COMMITTEE	Submitted by Directorate: Author: Referred from:	Municipal Manager Office Chief Audit Executive: (F Hoosain) Mayco: 2016-10-19
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<b>9.2.2</b>	<b>SUPPLY CHAIN MANAGEMENT 1st QUARTER IMPLEMENTATION REPORT FOR THE 2016/2017 FINANCIAL YEAR</b>
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**1. PURPOSE OF REPORT**

To comply with Regulation 6(2) (a) (and 6(3) of the Municipal Supply Chain Management Regulations, by reporting on the state of the implementation of Supply Chain Management Policy of the Stellenbosch Municipality.

**2. DISCUSSION**

The Supply Chain Management 1st Quarter Implementation Report for the financial year 2016/2017 is attached (**APPENDIX A**) which contains detailed discussion.

**3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 9.2.2****RESOLVED** (nem con)

that the Supply Chain Management 1st Quarter Implementation Report for the financial year 2016/2017, **be noted**.

<b>Meeting:</b>	<i>Council: 2016-10-26</i>	<b>Submitted by Directorate:</b>	<i>Chief Financial Officer</i>
<b>Ref No:</b>	<i>8/1/Financial</i>	<b>Author:</b>	<i>Manager: Supply Chain Management</i>
		<b>Referred from:</b>	

9.2.3	<b>QUARTERLY BUDGET STATEMENTS REPORTING: JULY 2016 – SEPTEMBER 2016</b>
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### 1. PURPOSE OF REPORT

To comply with the requirements of Section 52 (d) of the Municipal Finance Management Act, 56 of 2003, dealing with the general responsibilities of the mayor of a municipality by reporting to Council on the financial position and financial performance measured against the approved budget for the 1<sup>st</sup> quarter as at 30 September 2016.

### 2. DISCUSSION

This report illustrates the implementation of the budget for the relevant quarter and the financial state of the municipality.

The Operating expenditure reflects a **1.22%** under spending for the year to date.

The **37.06%** under spending of the year to date capital budget is of great concern. Capital Expenditure Report for September 2016 is attached as Appendix A to the Quarterly report.

The Office of the CFO is currently, in terms of s126 (1) (a) of the MFMA, preparing the annual financial statements for the financial period ended 30 June 2016. It is important to note that the information in this report are preliminary results and may not be an accurate reflection of the financial position of the municipality as same will materially be influenced by year-end journals and processes still to be finalised which will influence the financial position. The latter process alluded to will only be finalised by the end of August 2016.

The Financial Services Quarterly Report for July 2016 – September 2016 is attached as **APPENDIX A**.

### 3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 9.2.3

#### RESOLVED (nem con)

that the Quarterly Report (**APPENDIX A**) as envisaged by Section 52 of the MFMA detailing the implementation of the budget and the financial state of affairs of the municipality, **be noted**.

<b>Meeting:</b>	Council: 2016-10-26	<b>Submitted by Directorate:</b>	Chief Financial Officer
<b>Ref No:</b>	8/1/Financial QUARTERLY BUDGET	<b>Author:</b>	CFO: M Wüst
		<b>Referred from:</b>	

10.	<b>CONSIDERATION OF NOTICES OF QUESTIONS AND NOTICES OF MOTIONS RECEIVED BY THE SPEAKER</b>
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10.1	<b>MOTION BY COUNCILLOR DA HENDRICKSE: SURVEY: LIVING CONDITIONS OF PEOPLE LIVING IN THE HOSTELS LOCATED IN KAYAMANDI</b>
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A Notice of a Motion, dated 2016-10-11 was received from Councillor DA Hendrickse regarding a request to conduct a survey of the living conditions of people living in the Hostels located in Kayamandi.

The said Motion is attached as **APPENDIX 1**.

### **3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 10.1**

The Speaker allowed Councillor DA Hendrickse to put his Motion, duly seconded. After the Motion was motivated, the Speaker allowed debate on the matter.

The matter was put to the vote yielding a result of 13 in favour and 28 against.

**RESOLVED** (majority vote)

that this Motion not be accepted.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/4/1/4	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Office of Municipal Manager Acting MM: (R Bosman)</i>
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<b>10.2</b>	<b>MOTION BY COUNCILLOR DA HENDRICKSE: ALTERNATIVE WAY OF RECOVERING OUTSTANDING DEBT</b>
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A Notice of a Motion, dated 2016-10-11 was received from Councillor DA Hendrickse regarding a request not to block electrical prepaid metres and disconnect people's electrical supply, but to find an alternative way of recovering outstanding debt.

The said Motion is attached as **APPENDIX 1**.

### **3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 10.2**

The Speaker allowed Councillor DA Hendrickse to put his Motion, duly seconded. After the Motion was motivated, the Speaker allowed debate on the matter.

The matter was put to the vote yielding a result of 13 in favour and 28 against.

**RESOLVED** (majority vote)

that this Motion not be accepted.

<b>Meeting: Ref No:</b>	Council: 2016-10-26 3/4/1/4	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Office of Municipal Manager Acting MM: (R Bosman)</i>
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11.	<b>URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER</b>
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NONE

12.	<b>CONSIDERATION OF MOTION OF EXIGENCY</b>
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12.1	<b>MOTION BY COUNCILLOR F ADAMS: TEMPORARY MORATORIUM ON THE BENEFICIARIES OF THE JAMESTOWN HOUSING PROJECT</b>
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A Notice of a Motion, dated 2016-10-26 was received from Councillor F Adams regarding a temporary moratorium on the beneficiaries of the Jamestown housing project.

The said Motion is attached as **APPENDIX 1**.

### **3<sup>RD</sup> COUNCIL MEETING: 2016-10-26: ITEM 12.1**

Councillor F Adams provided a brief background on the urgency of the matter relating to a temporary moratorium on the beneficiaries of the Jamestown Housing Project.

The matter was put to the vote yielding a result of 8 votes for and 28 votes against.

The Motion therefore did not carry.

**RESOLVED** (majority vote)

that this matter not be debated.

<b>Meeting: Ref No:</b>	<i>Council: 2016-10-26 3/4/1/4</i>	<b>Submitted by Directorate: Author: Referred from:</b>	<i>Office of Municipal Manager Acting MM: (R Bosman)</i>
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13.	CONSIDERATION OF REPORTS
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13.1	CONSIDERATION OF REPORTS SUBMITTED BY THE SPEAKER
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NONE

13.2	CONSIDERATION OF REPORTS SUBMITTED BY THE EXECUTIVE MAYOR
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NONE

14.	MATTERS TO BE CONSIDERED IN-COMMITTEE
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NONE

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The meeting adjourned at 19:25.

**CHAIRPERSON:** .....

**DATE:** .....

**Confirmed on** ..... **with/without amendments.**