



STELLENBOSCH
STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNICIPALITY • UMASIPALA • MUNISIPALITEIT

Ref. no.3/4/1/5

2021-01-27

MINUTES

40TH MEETING OF THE COUNCIL OF STELLENBOSCH MUNICIPALITY

2021-01-27 AT 11:00

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
MEETING OF THE COUNCIL OF STELLENBOSCH MUNICIPALITY
2021-01-27

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PRESENT The Speaker, Cllr Cllr WC Petersen (Ms)
The Executive Mayor, Ald G Van Deventer (Ms)
The Deputy Executive Mayor, N Jindela [Chairperson]

COUNCILLORS

F Adams (until 13:00)	DD Joubert
FJ Badenhorst	C Manuel
Ald PW Biscombe	NE Mcombring (Ms)
G Cele (Ms)	XL Mdemka (Ms)
PR Crawley (Ms)	C Moses (Ms)
R Du Toit (Ms)	N Olayi
J Fasser	MD Oliphant
A Florence	SA Peters
AR Frazenburg	WF Pietersen
E Fredericks (Ms)	SR Schäfer
T Gosa	Ald JP Serdyn (Ms)
E Groenewald (Ms)	N Sinkinya (Ms)
JG Hamilton	Q Smit
AJ Hanekom	LL Stander
LK Horsband (Ms)	MC Johnson
MC Johnson	

Officials: Acting Municipal Manager (Ms A De Beer)
Chief Financial Officer (K Carolus)
Director: Infrastructure Services (D Louw)
Director: Planning and Economic Development (AP Barnes)
Director: Community and Protection Services (G Boshoff)
Chief Audit Executive (F Hoosain)
Manager: Secretariat (EJ Potts)
Senior Administration Officer (T Samuels (Ms))

1.	OPENING AND WELCOME
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The Speaker, Cllr WC Petersen (Ms) welcomed all present at the 40th Council meeting via livestream.

2.	MAYORAL ADDRESS
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“Speaker, Munisipale Bestuurder, Burgemeesterskomiteelede, Direkteure

Goeiedag, Good Morning, Molweni, As-salaam Alaikum

- Welcome back to the Speaker, the Deputy Mayor, Municipal Manager Mayco Members, Councillors, Directors and other officials.
- May this New Year bring us more joy and good news than sorrow and hardship.
- I hope everyone who took some downtime during the Festive Season feels well rested.
 - 2021 will be another busy and challenging year.
 - Thank you to all our officials who continued to work throughout the festive season to ensure service delivery continues uninterrupted.
 - It is a big sacrifice and on behalf of this Council I want to ensure you that it has not gone unnoticed.
- It is my sad duty to formally communicate to Council the passing of two Councillors.
- On 7 January 2020 we lost a member of the Mayco, Councillor Manie Pietersen.
 - It has been a great shock
 - I have lost a friend, this Council has lost a truly wonderful hardworking and dedicated Councillor and our community has lost a great leader.
 - Our deepest condolences go out to his family and friends.
 - His absence will be felt and he will be greatly missed.
- Op 4 Januarie het ons ook PR Raadslid Derrick Hendrickse aan die dood afgestaan.
 - Formidabele raadslid.
 - Hy het 'n hart gehad vir die mense van Stellenbosch en dit ook uitgeleef in die Raad.
 - Ons innige simpatie en medelye aan sy gesin, familie en vriende.
- COVID-19, as predicted, has return and has ripped through our community, leaving destruction and tears in its wake.
 - Ek wil graag elke raadslid, amptenaar en inwoner versoek om gehoor te gee aan die regulasies wat deur die nasionale regering afgekondig is.
 - Dra u masker!!! Oral wanneer u uit u huis gaan.
 - Was en/of reinig u hande gereeld.
 - Vermyn nabye kontak met mense, SOCIAL DISTANCING!
 - En tot die pandemie afplat, vermy groot groepe ek groot kuiers
 - Die siekte versprei ongelukkig vinnig wanneer groepe mense bymekaar kom, veral omdat sommige mense wat die virus opdoen geen simptome wys en nie eers weet hulle is siek nie.
 - Ek raak woedend wanneer mense, wat positief getoets het uitgaan en sê hulle voel gesond en daarom bly hulle nie by die huis nie.
 - Asseblief, ek smee elke inwoner om sy kant te bring. HOU BY DIE REELS

- Welkom terug aan die studente,
 - die kolleges het reeds oop gemaak en daar is van die universiteitstudente wat al terug gekeer het
 - Grootste deel van die universiteit studente gaan eers in Maart terugkeer
 - Vra dat al ons studente ook asseblief sal hou by die regulasies om COVID te bekamp.
 - Weet sosiaal verkeer is 'n groot deel van student wees maar tot tyd en wyl, moet ons egter probeer om groepe te vermy en te distansieer van mekaar.

Thank you.”

3.	COMMUNICATION BY THE SPEAKER
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Good Morning to:

The Executive Mayor, Advocate Gesie Van Deventer

The Acting Municipal Manager, Ms. Annalene de Beer / **note absence of MM due to her Father's death**

Councillors and all Protocols observed:

Executive Mayor, Councillors, MM and the broader **public** - it is a privilege for me to welcome you to the first meeting of this Council for the **New Year 2021**.

En **het** die jaar nie met met 'n hoe spoed begin nie. En **ja** ons is terug by Level 3 van die Covid regulasies. Dit is belangrik - **Gemeenskap van Stellenbosch** dat ons tog by die reels hou – Please wear a **mask, sanitise and keep your social distance** to avoid being infected. We have lost a lot of our fellow friends and family members, even Councillors – let us **remember** them in this difficult time. We will now proceed to a **moment of silence** for them who have passed on.

On the Council Agenda for the year Councillors is the following:

- Please **diarise** the schedule of Meetings of Council and its section 80 committees as it starts during February 2021.
- Regarding the **previous approved** ward allocations – the administration informed me that the tender for the ward allocation has been approved, ordered and will arrived at your offices soon. You have all received an email on the process – where it all started and where we are now.
- The Stellenbosch Municipality had to adhere to **Covid-19 regulations** in guarding for the **safety** of its personnel – we therefore had to look at the safety of the Ward Administrators before opening of the ward offices. We have agreed with the Administration to open the ward offices where there is no immediate contact with the community and safety gates will be closed The outstanding ward offices will open as soon as the safety protocols
- The Executive Mayor will soon start a process of preparing the **new** budget 2021/2022
– councillors should please liaise with the relevant officials to get the projects on the budget.

- Councillors – you are aware that this will be our **5th year** in office – there is speculation that the local government election will take place during this year – keep this in mind as you continue to be of service to your electorate. Don't lose paste – we got a community to serve – our families are confronted with sudden death,
- Regarding **birthdays** the following:
 1. **January** it is Councillor Nokuthula Mananga-Gugushe – **5 January**, Ex Councillor DA Hendrickse on **12 January**.
 2. **February** – Cllr Alwin Hanekom and Councillor Donovan Joubert – both on **Sunday , 21st February**, and **myself** will celebrate my birthday already on the **8th February**.

Once again thank you very much Councillors and Administrators – The agenda in front of us has nearly **800 pages** - let us start our Council Meeting with the view to instill total **discipline, enforce respect** to each other and **focus** totally on service delivery to the broader Stellenbosch Community. Please note that the **Council Rules of Order** will be strictly adhere to.

I Thank You.”

4.	COMMUNICATION BY THE ACTING MUNICIPAL MANAGER: MS A DE BEER
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“Our thoughts and prayers go out to the Municipal Manager, Ms G Mettler and her family, who lost their father recently. Thoughts and prayers also go out to everyone else who lost someone in death.”

The Acting Municipal Manager acknowledged the letters of appreciation that were received from two members of the public, expressing their gratitude for excellent services rendered:

Letter (1): Mrs Bezuidenhout thanked the following employees that formed part of a team who assisted her within an hour after she logged a call with regard to her water supply: Zaahir Benjamin; Eben Nel; K Sulantsi; E Sebeko and F Ambroza. She expressed her gratitude for their professionalism, dedication and enthusiasm. She also thanked the Administration as a whole for the work they do on a daily basis.

Letter (2): Mr Lambert De Wet expressed his gratitude towards the Traffic License Department. When he visited their offices at 06:40 on the morning of 20 January 2021 to renew his license, the employees were already busy with operational work for the day. The queue moved briskly and when he entered, the surroundings were clean and the aircon was working. He was helped at the traffic-fine-counter, which was not previously open for this purpose, but due to the backlog, was opened to assist, because a considerable number of licenses would have expired the next day, 21 January 2021. He left the Traffic Department at 07:30, his license renewed and in time to still enjoy coffee and be in time for his work. All covid-protocols were observed and adhered to. Mr De Wet thanked everyone for the excellent service he received.

5.	DISCLOSURE OF INTERESTS
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NONE

6.	APPLICATIONS FOR LEAVE OF ABSENCE
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6.1 The following applications for leave of absence were approved in terms of the Rules and Order By-law of Council:-

Cllr FT Bangani-Menziwa (Ms)	– 27 January 2021
Cllr A Crombie (Ms)	– 27 January 2021
Cllr J Hendricks	– 27 January 2021
Cllr Cllr Mananga-Gugushe (Ms)	– 27 January 2021
Cllr RS Nalumango (Ms)	– 27 January 2021
Cllr P Sitshoti (Ms)	– 27 January 2021
Cllr E Vermeulen (Ms)	– 27 January 2021

Municipal Manager: Ms G Mettler – 27 January 2021

6.2 Permission was granted to Cllr F Adams to leave the meeting earlier (at 13:00).

6.3 ABSENT

Cllr MD Oliphant – 27 January 2021

7.	CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETING
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7.1	39TH COUNCIL MEETING: 2020-11-25
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The minutes of the 39th Council Meeting: 2020-11-25 were **confirmed as correct.**

8.	STATUTORY MATTERS
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8.1	MONTHLY FINANCIAL STATUTORY REPORTING: DEVIATIONS FOR NOVEMBER 2020 AND DECEMBER 2020
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: MONTHLY FINANCIAL STATUTORY REPORTING: DEVIATIONS FOR NOVEMBER 2020 AND DECEMBER 2020

2. PURPOSE

To comply with Regulation 36(2) of the Municipal Supply Chain Management Regulations and Section 36 of the Supply Chain Management Policy 2020/2021 to report the deviations to Council.

3. DELEGATED AUTHORITY

Council

FOR NOTING.

4. EXECUTIVE SUMMARY

Regulation 36(2) of the Municipal Supply Chain Management Regulations and Section 36 of the Supply Chain Management Policy (2020/2021) stipulate that SCM deviations be reported to Council. In compliance thereto, this report presents to Council the SCM deviations that occurred during November 2020 and December 2020.

40TH COUNCIL MEETING: 2021-01-27: ITEM 8.1

NOTED

the deviations as listed below for the months of November 2020 and December 2020.

DEVIATION NUMBER	CONTRACT DATE	NAME OF CONTRACTOR	CONTRACT DESCRIPTION	REASON	SUBSTANTIATION WHY SCM PROCESS COULD NOT BE FOLLOWED	TOTAL CONTRACT PRICE (R)
D/SM 07/21	19 Nov 2019	Livewire (Pty) Ltd	Meter reading of large power users	Exceptional case and it is impractical or impossible to follow the official procurement processes	The contract with the current service provider (BSM 28/19) was cancelled on 5 November 2020 with effect from 30 November 2020 due to poor performance that impacted the billing. The service has to	R 262 550.87 VAT incl

					<p>continue without interruption to ensure that the municipality does not incur a substantial loss of revenue.</p> <p>It is impractical and impossible to go out on a new tender and make an award within the time period that is available.</p>	
D/SM 08/21	23 Dec 2020	TMT Services	Provision of Traffic Law Enforcement equipment, back office system and related services	Exceptional case and it is impossible to follow the official procurement process	<p>Due to an appeal the successful bidder as per Tender: B/SM 04/20 cannot commence with the service from 01 January 2021. The appeal was subsequently resolved.</p> <p>The service has to continue without interruption to ensure that the municipality does not incur a substantial loss of revenue.</p>	Rates: R121.49 per fine.
D/SM 09/21	23 Dec 2020	Nedbank	Provision of banking services	Exceptional case and it is impossible to follow the official procurement process	<p>A service provider was appointed for the provision of banking services (B/SM 22/20) that includes opening new bank accounts.</p> <p>The old bank account need to remain open while the municipality is migrating to new bank. Given the vast customer base that includes foreign customers it is recommend that the old bank account remain open on a month to month basis not exceeding twelve months.</p> <p>National Treasury prefers that</p>	Bank charges.

					<p>municipalities keep its old banking accounts open for a period of two months. The municipality has opted to make this period longer due to the vast consumer base that includes foreign customers.</p>	
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FOR FURTHER DETAILS CONTACT:

NAME	Dalleel Jacobs
POSITION	Senior Manager: SCM
DIRECTORATE	Financial Services
CONTACT NUMBERS	021 808 8588
E-MAIL ADDRESS	Dalleel.Jacobs@stellenbosch.gov.za
REPORT DATE	06 January 2021

8.2	OVERSIGHT ROLE OF COUNCIL: SUPPLY CHAIN MANAGEMENT POLICY- REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY OF STELLENBOSCH MUNICIPALITY: QUARTER 2 (01 OCTOBER 2020 - 31 DECEMBER 2020)
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: OVERSIGHT ROLE OF COUNCIL: SUPPLY CHAIN MANAGEMENT POLICY - REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY OF STELLENBOSCH MUNICIPALITY: QUARTER 2 (01 OCTOBER 2020 - 31 DECEMBER 2020)

2. PURPOSE

To submit to Executive Management a report for the period 01 October 2020 - 31 December 2020 on the implementation of Council's Supply Chain Management Policy. The report covers the performance of the various delegated functions and the implementation thereof.

3. FOR DECISION BY MUNICIPAL COUNCIL

Section 6 (3) & 4 of the SCM Policy 2020/2021, determines that the Accounting Officer must within 10 days at the end of each quarter; submit a report on the implementation of the SCM Policy to the Executive Mayor. This report must be made public in accordance with section 21A of the Municipal Systems Act (32 of 2000).

4. EXECUTIVE SUMMARY

On a quarterly basis the Accounting Officer must submit a report on the implementation of the Supply Chain Management Policy to the Executive Mayor. In terms of the SCM Regulations and Council's SCM Policy the SCM unit has been delegated to perform powers and functions that related to the procurement of goods and services, disposal of goods no longer needed, the selection of contractors to provide assistance in the provision of municipal services.

40TH COUNCIL MEETING: 2021-01-27: ITEM 8.2

NOTED

- (a) this report and **APPENDIX 1** attached to the report; and
- (b) that the report be made public in accordance with section 21A of the Municipal Systems Act.

FOR FURTHER DETAILS CONTACT:

NAME	<i>Dalleel Jacobs</i>
CONTACT NUMBERS	<i>021 808 8588</i>
E-MAIL ADDRESS	<i>Dalleel.Jacobs@ Stellenbosch.gov.za</i>
DIRECTORATE	<i>Financial Services</i>
REPORT DATE	<i>06 January 2021</i>

8.3	REVISED TOP LAYER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN 2020/21
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: REVISED TOP LAYER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN 2020/21

2. PURPOSE

To obtain Council's approval for the revisions made to the Top Layer (TL) Service Delivery and Budget Implementation Plan (SDBIP) 2020/21.

3. DELEGATED AUTHORITY

Council

4. EXECUTIVE SUMMARY

The TL SDBIP 2020/21 was approved by the Executive Mayor on 24 June 2020. It is common practice for a municipality, as provided for in the MFMA, to review its performance indicators and targets after approving the adjustments budget. The TL SDBIP 2020/21 (as approved by the Executive Mayor) is attached hereto as **Annexure A**. All changes (for ease of reference) which should be deleted and or amended are indicated with a strikethrough and an underline respectively. It must also be noted that the TL SDBIP 2020/21 is the in-year plan of the municipality and amendments made to the TL SDBIP 2020/21 must also be read in conjunction with the Integrated Development Plan (IDP). Therefore, changes made to the Revised TL SDBIP 2020/21 are considered to be made in the IDP as well.

These changes will be effected with the review process of the IDP 2017-2022 to be submitted to Council for final approval during May 2021.

The reasons for the amendments to the following KPIs are as follows:

- a) KPI080- The target due date for the 2020/21 was moved due to capacity constraints and to negate the effects of the Covid-19 pandemic;
- b) KPI073- Target moved to negate the effects of the Covid-19 pandemic;
- c) KPI018- Target reduced from 90% to 80% as a result of capacity constraints experienced in the Department as well as to deal with the backlogs created by the Covid-19 pandemic;
- d) KPI019- The SMART (specific, measurable, attainable, realistic and time bound) principle is applied. The target was also reduced from 80% to 70% due to infrastructural challenges currently experienced at one of the waste water treatment works;
- e) KPI037- The SMART principle is applied;
- f) KPI042- The SMART principle is applied;
- g) KPI063- The SMART principle is applied;
- h) KPI083- Target moved to negate the effects of the Covid-19 pandemic;
- i) KPI074, KPI076 and KPI077- Targets reduced to bring it in line with the municipal valuation role for residential properties; and
- j) KPI084- New indicator

Any detected spelling and grammatical errors in the document were also corrected, where needed.

40TH COUNCIL MEETING: 2021-01-27: ITEM 8.3**RESOLVED** (majority vote)

- (a) that the Revised TL SDBIP 2020/21 be approved;
- (b) that the Revised TL SDBIP 2020/21 be published on the Municipal Website; and
- (c) that the Revised TL SDBIP 2020/21 be submitted to:
 - (i) Internal Audit Unit (for notification);
 - (ii) Department of Local Government: Western Cape;
 - (iii) Provincial Treasury: Western Cape;
 - (iv) Auditor General of South Africa; and
 - (v) National Treasury.

Councillor LK Horsband (Ms) requested that her vote of dissent be minuted.

FOR FURTHER DETAILS CONTACT:

NAME	Gurswin Cain
POSITION	Manager: IDP/PMS/PP
DIRECTORATE	Office of the Municipal Manager
CONTACT NUMBERS	021 – 808 8174
E-MAIL ADDRESS	Gurswin.Cain@ Stellenbosch.gov.za
REPORT DATE	12 January 2021

8.4	MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT FOR 2020/2021
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT FOR 2020/2021

2. PURPOSE

To submit the Section 72 report (Mid-year Budget and Performance Assessment Report) to Council.

3. DELEGATED AUTHORITY

FOR NOTICE BY MUNICIPAL COUNCIL

In terms of Section 54 of the Municipal Finance Management Act (MFMA), 56 of 2003.

4. EXECUTIVE SUMMARY

This report provides the progress made by the Municipality in terms of the Service Delivery Budget and Implementation Plan (SDBIP) for the period 1 July 2020 to 31 December 2020.

40TH COUNCIL MEETING: 2021-01-27: ITEM 8.4

RESOLVED (majority vote)

- (a) that Council takes note of the report and more specifically the assessment and forecasts contained in the report;
- (b) that Council takes note that an Adjustments Budget will be tabled to Council as a result of the following:
 - i the appropriation of additional allocations received and increased realistically anticipated revenue during the financial year;
 - ii the reprioritization of projects in line with being completed by the communicated cut-off dates to facilitate year- end preparation;
- (c) that Council notes the performance of the Municipality against the set objectives contained in Section 2; and
- (d) that the Accounting Officer attends to ensuring that Directors put the necessary corrective measures in place to ensure that projects are managed proactively in a bid to ensure that Council meets its strategic objectives contained in the Service Delivery and Budget Implementation Plan and to report on same at the end of quarter.

Councillors F Adams and LK Horsband (Ms) requested that their votes of dissent be minuted.

8.5	MFMA SECTION 52 REPORTING UP TO DECEMBER 2020
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: MFMA SECTION 52 REPORTING UP TO DECEMBER 2020

2. PURPOSE

To comply with section 52(d) of the Municipal Finance Management Act and report to Council on the budget; financial and service delivery budget implementation plan by the Municipality for quarter 2 of the 2020/21 financial year.

3. DELEGATED AUTHORITY

THE EXECUTIVE MAYOR TO SUBMIT TO COUNCIL

In terms of section 52 (d) of the Municipal Finance Management Act:

“The mayor of a municipality—

(d) must, within 30 days of the end of each quarter, submit a report to the council on the implementation of the budget as well as the non-financial performance of the municipality;”

4. EXECUTIVE SUMMARY

The Executive Mayor must provide general political guidance over the fiscal and financial affairs of the Municipality and is required by Section 52(d) of the Municipal Finance Management Act to submit a report on the implementation of the budget and the financial and non-financial performance of the Municipality, to the Council within 30 days after end of each quarter.

The Section 52 report is a summary of the budget performance. It compares the implementation of the budget to the commitments made and contained in the Service Delivery and Budget Implementation Plan (SDBIP), and is intended to enable Council to give effect to their oversight responsibility.

This report provides the overall performance of the Municipality for the period 1 October 2020 to 31 December 2020.

40TH COUNCIL MEETING: 2021-01-27: ITEM 8.5

NOTED

the Section 52 Report (including Quarterly Performance Report) for the Second Quarter.

9.	REPORT BY THE ACTING MUNICIPAL MANAGER RE OUTSTANDING RESOLUTIONS
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40TH COUNCIL MEETING: 202-01-27: ITEM 9

NB: A proposal was made that this report also be submitted to the various Portfolio Committees for thorough scrutiny and interrogation.

NOTED

The report by the Municipal Manager re outstanding resolutions taken at previous meetings of Council.

10.	ITEMS FOR NOTING
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10.1	REPORT/S BY THE EXECUTIVE MAYOR
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10.1.1	REPORT BY THE EXECUTIVE MAYOR ON THE MAYOR – RECTOR FORUM VIRTUAL MEETING: 20 NOVEMBER 2020
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

27 January 2021

1. SUBJECT: REPORT BY THE EXECUTIVE MAYOR ON THE MAYOR – RECTOR FORUM VIRTUAL MEETING: 20 NOVEMBER 2020

2. PURPOSE

To inform Council of the matters under discussion at the Mayor – Rector Forum virtual meeting held on 20 November 2020.

3. DELEGATED AUTHORITY

FOR INFORMATION

4. EXECUTIVE SUMMARY

The Executive Mayor has since her election reported to the Council on discussions that takes place at the regular meetings of the Mayor – Rector Forum. The meeting was held on 20 November 2020. The minutes is attached as **Annexure A**.

40TH COUNCIL MEETING: 2021-01-27: ITEM 10.1**NOTED**

the report from the Executive Mayor on the Mayor–Rector Forum Virtual Meeting: 20 November 2020.

10.2	REPORT/S BY THE SPEAKER
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NONE

10.3	REPORT/S BY THE MUNICIPAL MANAGER
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NONE

11.	ITEMS FOR CONSIDERATION FROM THE EXECUTIVE MAYOR OR MAYORAL COMMITTEE: [ALD. G VAN DEVENTER (MS)]
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11.1	COMMUNITY DEVELOPMENT AND PROTECTION SERVICES: (PC: CLLR R BADENHORST)
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NONE

11.2	CORPORATE SERVICES: (PC: CLLR AR FRAZENBURG)
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11.2.1	PAYMENT OF WARD COMMITTEE MEMBERS WHERE WARD COMMITTEES DID NOT CONVENE MEETINGS DURING QUARTER 4 OF 2020
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: PAYMENT OF WARD COMMITTEE MEMBERS WHERE WARD COMMITTEES DID NOT CONVENE MEETINGS DURING QUARTER 4 OF 2020

2. PURPOSE

To submit to Council a report to consider if payment should be made to ward committee members where their ward committee did not convene meetings during the period October 2020 to December 2020 due to various challenges.

3. DELEGATED AUTHORITY

Council is the decision-making authority.

4. EXECUTIVE SUMMARY

Subsequent to the declaration of a national disaster on the Covid-19 pandemic on 15 March 2020, Council, at an urgent meeting on 25 March 2020, granted permission to the Executive Mayor to exercise powers of the Council with the exception of powers stipulated in Section 160(2) of the Constitution. The Executive Mayor approved the payment of ward committee members despite the fact that they did not meet during lockdown, as committees could not meet.

With the entire country placed on alert level 2 during August 2020 in the wake of a moderate Covid-19 spread of the virus, council meetings took place again although on a virtual platform. Council was fully operational and the full workforce at work although some ward offices were still closed. Council withdrew the delegations to the Executive Mayor on her request in September 2020.

The ward offices, except those of wards 16 and 17, opened on 01 September 2020 after the national lockdown implemented in March 2020. This paved the way for ward committees to convene meetings, strictly adhering to the Covid-19 regulations, health and safety protocols.

The wards indicated in Table 1 below did not convene any ward committee meetings during the period October to December 2020 for the reasons indicated below as received from the respective ward councillor. Payment could not be made to the ward committee members of said ward committees as Clause 25 of the Policy and Procedures for Ward Committees stipulates that payment for out-of-pocket allowances should be made to a ward committee member for attending a ward committee meeting.

The country has subsequently moved to level 1 and was again placed under revised level 3 lockdown regulations from 28 December 2020. The responsibilities of the Ward Committee members are not limited to attending ward meetings, but include working within their respected communities and to assist the Ward Councillor in executing his/her functions/duties. For these reasons it is proposed that the Ward Committee members be paid despite meetings not taking place.

Table 1: List of ward committees that held no meetings during the period October to December 2020

Ward	Meetings scheduled prior to lockdown	Reason/s for not being able to meet
3	6 Oct ; 3 Nov	Unrest within Lanquedoc led to Councillor being protected 24/7
5	6 Oct ; 3 Nov ; 1 Dec	No network connection: ward office could therefore not function – was waiting for equipment to enable ICT to fix the problem at the ward office. Problem only fixed on 15 December 2020
14	14 Oct ; 11 Nov	No ward office – awaiting action from LED to provide office space as per negotiations done by the Office of the Speaker
22	7 Oct ; 4 Nov ; 3 Dec	No ward office – previous office space utilised (Plein Street Library Hall) not available during lockdown and beyond

Council has adopted a revised Policy and Procedures for Ward Committees on 25 November 2020. In terms of the said Policy ward committee members will be paid an amount of R350.00 for out-of-pocket expenses incurred when attending a ward committee meeting.

Council must consider if they want to consider waiving Clause 25 and approving the payment to ward committee members of those wards that could not meet as a result of the challenges as indicated in Table 1 above. It is also advised that Council resolves on the period between January 2021 and March 2021 as it is unclear what the situation will be as the current level 3 has been extended to manage wave 2 of the virus.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.2.1**RESOLVED** (majority vote)

- (a) that the report is noted;
- (b) that Council waives clause 25 of the Policy and Procedures for Ward Committees for the last quarter of 2020; and
- (c) that, where meetings could not take place as indicated in the item, the ward committee members be paid for the last quarter of 2020, given the fact that the ward committee members also fulfilled other duties in the wards as ward committee members.

Councillor G Cele (Ms) requested that her vote of dissent be minuted.

FOR FURTHER DETAILS CONTACT:

NAME	<i>Nicky Ceasar</i>
POSITION	<i>Executive Support Officer</i>
DIRECTORATE	<i>Corporate Services</i>
CONTACT NUMBERS	<i>021 808 8618</i>
E-MAIL ADDRESS	<u>nicky.ceaser@stellenbosch.gov.za</u>
REPORT DATE	<i>21 January 2021</i>

11.2.2	PROPOSED AMENDED LEASE AGREEMENT: KARLIEN AND KANDAS CRECHE: ERVEN 12758 AND 12759, STELLENBOSCH
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance

20 January 2021 and 27 January 2021

1. SUBJECT: PROPOSED AMENDED LEASE AGREEMENT: KARLIEN AND KANDAS CRECHE: ERVEN 12758 AND 12759, STELLENBOSCH

2. PURPOSE

To obtain Council's approval to amend the Lease Agreement between Stellenbosch Municipality and Karlien and Kandas crèche in regard to erven 12758 and 12759, Stellenbosch.

3. DELEGATED AUTHORITY

The Executive Mayor in consultation with the Executive Mayoral committee has delegated powers to made a decision in regard to lease agreements for less than 10 years and values that will be less than R5 million.

4. EXECUTIVE SUMMARY

Stellenbosch Municipality took over a Lease Agreement between Karlien en Kandas Crèche and the Dutch Reform church when the properties (erven 12758 and 12759) were transferred to Stellenbosch Municipality in 2001. This agreement was for an undetermined period, and had an early termination clause (6 months).

This Agreement was replaced with a new Lease Agreement in 2004, also for an undetermined period (**APPENDIX 3**). Changes to the existing lease can only be implemented with the agreement of the lessee as rights are in existence in terms of the current agreement's term. The Lessee has indicated that they will accept the change in the lease period. The nature of the business of the crèche requires that they get at least 12 months' notice to ensure that the children are accommodated should they need to move out of the current facility

The item served before Mayco in November 2019, but was referred back due to the link the property has with erf 13246. The item on erf 13246 was resubmitted for consideration early in 2020, but the item on erf 13246 was referred back and therefore this item was also not dealt with. Both items are resubmitted for consideration.

The item served before Council in November 2020. No resolution was taken as it stood down for further deliberation. It is resubmitted for consideration.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.2.2**RESOLVED** (majority vote)

- (a) that it be confirmed that erven 12758 and 12759 were identified as land not needed for municipal purpose for the period for which the rights are awarded;
- (b) that Council notes that a current lease agreement with the Lessee exists;
- (c) that Council approves, in principle, the amendment to the period of lease from an undetermined period to a period of 9 years and 11 months;
- (d) that public comments/objections be requested on the amendment of the lease, and that the item be resubmitted after the public participation process; and
- (e) that the determination of the monthly rental and the decision on the costs for rezoning of the property stand over until after the public participation process has been completed.

Councillors F Adams; G Cele (Ms) and LK Horsband (Ms) requested that their votes of dissent be minuted.

FOR FURTHER DETAILS CONTACT:

NAME	Piet Smit
POSITION	<i>Manager: Property Management</i>
DIRECTORATE	<i>Corporate Services</i>
CONTACT NUMBERS	<i>021-8088189</i>
E-MAIL ADDRESS	Piet.smit@stellenbosch.gov.za
REPORT DATE	<i>30 October 2020</i>

11.2.3	APPLICATION FOR A LONG-TERM LEASE AGREEMENT BETWEEN STELLENBOSCH MUNICIPALITY AND THE STELLENBOSCH FLYING CLUB: PORTION L OF FARM 502, STELLENBOSCH
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance

20 January 2021 and 27 January 2021

1. SUBJECT: APPLICATION FOR A LONG-TERM LEASE AGREEMENT BETWEEN STELLENBOSCH MUNICIPALITY AND THE STELLENBOSCH FLYING CLUB: PORTION L OF FARM 502, STELLENBOSCH

2. PURPOSE

The purpose of this report is to:-

- a) Provide feedback on the public participation process envisaged in paragraph 9.2.2.1 of the Policy on the Management of Council-owned property, and
- b) Make a final determination on the request for a long term lease agreement.

3. DELEGATED AUTHORITY

The Executive Mayor in consultation with the Executive Mayoral Committee has delegated powers to decide on lease agreements less than 10 years. Council however has to deal with properties worth more than R5 million even if the proposed agreement is less than 10 years.

4. EXECUTIVE SUMMARY

After following the public participation process prescribed by Regulation 35 of the Asset Transfer Regulation, Council decided on 2010-08-29 *inter alia*, to in principle approve a Lease Agreement with the Flying Club for a period of 9 years and 11 months without following a public competitive process, subject thereto that Council's intention to enter into the agreement be advertised for public comment/inputs/alternative proposals.

The notice was published on 2 October 2020 and the closure for inputs was 23 October 2020.

Only one (1) input was received from the Western Cape Education Department which must now be considered by Council, before making a final determination regarding the proposed long term Lease Agreement (see 6.1.4 below).

The valuation reports are attached as appendices 4 and 5.

A further letter was received from the Western Cape Education department, of which the contents speaks for itself, dated 23 November 2020 and is attached as **APPENDIX 6**.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.2.3**RESOLVED** (majority vote)

- (a) that Council takes note of the inputs received from the WCED;
- (b) that the lease be approved to be entered into for a period of 9 years and 11 months with an option to renew the agreement after this initial period;
- (c) that before the lease is signed, proof be submitted from the Western Cape Education Department on the agreement reached between the WCED and the Flying Club;
- (d) that a market-related monthly rental of R30 080.00 (the average of the two new evaluations) be charged from 1 April 2021;
- (e) that the rental be escalated by CPI on the first day of the financial year annually, excluding 1 July 2021;
- (f) that, if the Flying Club wishes to enter into a sub-lease arrangement, such sub-lease must be approved by Council;
- (g) that Council approves the sub-leases with the current companies operating on the field and with whom sub-leases were approved previously;
- (h) that the delegation to approve any other sub-leases be delegated to the Municipal Manager;
- (i) that the agreement may be terminated earlier on a 12 months' notice period if the land is needed for municipal services; and
- (j) that the Flying Club pays the taxes and services punctually.

Councillors F Adams; C Moses (Ms) and LK Horsband (Ms) requested that their votes of dissent be minuted.

FOR FURTHER DETAILS CONTACT:

NAME	Piet Smit
POSITION	<i>Manager: Property Management</i>
DIRECTORATE	<i>Corporate Services</i>
CONTACT NUMBERS	021-8088189
E-MAIL ADDRESS	Piet.smit@stellenbosch.gov.za
REPORT DATE	2021 – 01 - 03

11.2.4	PROPOSED EXCHANGE OF LAND: LEASE FARMS 502AA, 502AB AND A PORTION OF PORTION 13 OF FARM 491 FOR A PORTION OF PORTION 10 OF FARM 502, STELLENBOSCH: SPIER HOLDINGS (PTY) LTD
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Collaborator No:
IDP KPA Ref No: Good Governance
Meeting Date: 20 January 2021

1. **SUBJECT: PROPOSED EXCHANGE OF LAND: LEASE FARMS 502AA, 502AB AND A PORTION OF PORTION 13 OF FARM 491 FOR A PORTION OF PORTION 10 OF FARM 502, STELLENBOSCH: SPIER HOLDINGS (PTY) LTD**

2. **PURPOSE**

To consider the (in principle) application to exchange land as submitted by Spier Holdings (Pty) Ltd.

3. **DELEGATED AUTHORITY**

For decision by Municipal Council.

4. **EXECUTIVE SUMMARY**

Spier Holdings (Pty) Ltd is leasing a number of Municipal-owned Lease Farms. They have now applied for an exchange of portions of Lease Areas for a portion of their own land. Council must now consider this application in principle in terms of the relevant provisions contained in the Property Management Policy.

There are 4 options that are discussed under point 6 below. Council may also decide on any other option. In consideration of the option sit must be taken into account that the properties fall in the above R10 million value categories and the provisions of the asset transfer regulations for the properties therefore needs to be followed which means an Information statement and public participation process must first be followed before a decision can be taken, similar to what took place with the lease process of the Flying club.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.2.4

RESOLVED (majority vote with abstentions)

that Council considered the application, and does not approve the land exchange application.

FOR FURTHER DETAILS CONTACT:

NAME	Piet Smit
POSITION	<i>Manager: Property Management</i>
DIRECTORATE	CORPORATE SERVICES
CONTACT NUMBERS	021-8088189
E-MAIL ADDRESS	Piet.smit@stellenbosch.gov.za
REPORT DATE	2020-08 - 03

11.3	FINANCIAL SERVICES: [PC: CLLR P CRAWLEY (MS)]
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NONE

11.4	HUMAN SETTLEMENTS: (PC: CLLR N JINDELA)
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NONE

11.5	INFRASTRUCTURE: (PC: CLLR Q SMIT)
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11.5.1	REQUEST TO COMMENCE WITH THE INVESTIGATION INTO THE USE AND GENERATION OF ALTERNATE ELECTRICITY ENERGY SUPPLIES
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance

20 January 2021

1. SUBJECT: REQUEST TO COMMENCE WITH THE INVESTIGATION INTO THE USE AND GENERATION OF ALTERNATE ELECTRICITY ENERGY SUPPLIES

2. PURPOSE

To inform Council about the option to investigate alternate forms of Electricity Supplies through own generation or purchases from Independent Power Producers.

3. DELEGATED AUTHORITY

Municipal Council -- for notification.

4. EXECUTIVE SUMMARY

Under previous circumstances, the Constitution did not allow Local Government to enter into the generation of electricity and the Electricity Regulation Act did not allow municipalities to purchase electricity from any company other than Eskom. Through the promulgation of Electricity Regulation Act Regulations, in 16 October 2020, this changed and municipalities are now allowed to generate electricity and purchase electricity from other electricity providers than Eskom.

Stellenbosch Municipality is in the position to make use of internal research entities, Stellenbosch University and the Council for Scientific and Industrial Research (CSIR) as well as the Western Cape Government to facilitate the investigations into viability and feasibility of the following possible projects and other similar possibilities:

- a. Rooftop Solar Panel Generation of Electricity
- b. Methane Mining of the Landfill Site and utilising methane to power engines which in turn generates electricity through generators

-
- c. Storage of Electricity with batteries/capacitor in order store cheap electricity at night and to use this during expensive slots within the day
 - d. Allowing the public to generate electricity and sell this to the municipality
 - e. Purchasing Electricity from registered Independent Power Providers (IPPs)
 - f. Investigating the generation of electricity on a large scale with the view of onward selling of this electricity to willing buyers outside the jurisdiction of Stellenbosch Municipality.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.5.1**RESOLVED** (nem con)

- (a) that Council approves the investigation into alternate methods of electricity generation and purchases;
- (b) that Council approves the joint investigation to be done by University of Stellenbosch, Council for Scientific and Industrial Research (CSIR), and the Western Cape Government;
- (c) that Council accepts the initiating of the following processes as may be required:
 - i. Municipal Systems Act, Section 78(1) processes
 - ii. Municipal Finance Management Act, Section 33 investigation processes
 - iii. Electricity Regulation Act, Section 13; and
- (d) that Council considers the funding of such investigations and implementation of completed investigations within the determination of the 2021/22 budget process.

FOR FURTHER DETAILS CONTACT:

NAME	Deon Louw
POSITION	<i>Director Infrastructure Services</i>
DIRECTORATE	<i>Infrastructure Services</i>
CONTACT NUMBERS	021 808 8815
E-MAIL ADDRESS	deon.louw@stellenbosch.gov.za
REPORT DATE	12 January 2021

11.6	PARKS, OPEN SPACES AND ENVIRONMENT: (PC: XL MDEMKA (MS))
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NONE

11.7	PLANNING, LOCAL ECONOMIC DEVELOPMENT AND TOURISM: (PC: CLLR E GROENEWALD (MS))
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NONE

11.8	RURAL MANAGEMENT: (PC: CLLR S PETERS)
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NONE

11.9	YOUTH, SPORTS AND CULTURE:
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11.9.1	UNIVERSAL ACCESS POLICY REVIEW
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Collaborator No: 700482
 IDP KPA Ref No: Good Governance and Compliance
 Meeting Date: 20 January 2021

1. SUBJECT: UNIVERSAL ACCESS POLICY REVIEW

2. PURPOSE

To obtain Council approval for the Universal Access Policy Review.

3. DELEGATED AUTHORITY

FOR DECISION BY MUNICIPAL COUNCIL

4. EXECUTIVE SUMMARY

Council approved the Universal Access Policy in April 2016. The first review includes progress evaluation of policy implementation and the introduction of the White Paper on the Rights of Persons with Disabilities.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.9.1

RESOLVED (nem con)

- (a) that Council notes the results of the public participation process for the Review of the Universal Access Policy; and
- (b) that the reviewed Universal Access Policy be approved.

FOR FURTHER DETAILS CONTACT:

NAME	Michelle Aalbers
POSITION	Manager Community Development
DIRECTORATE	Community and Protection Services
CONTACT NUMBERS	8408
E-MAIL ADDRESS	Michelle.aalbers@stellenbosch.gov.za
REPORT DATE	2020-12-23

11.10	MUNICIPAL MANAGER
11.10.1	ADOPTION OF THE REVISED STRATEGIC AND OPERATIONAL RISK REGISTER FOR THE 2020/21 FINANCIAL YEAR WITH RISK APPETITE

Collaborator No: 700491
 IDP KPA Ref No: Good Governance and Compliance
 Meeting Date: 20 January 2021 and 27 January 2021

1. **SUBJECT: ADOPTION OF THE REVISED STRATEGIC AND OPERATIONAL RISK REGISTER FOR THE 2020/21 FINANCIAL YEAR WITH RISK APPETITE**
2. **PURPOSE**
To submit the Strategic and Operational Risk Register for the 2020/21 financial year for Council approval.
3. **DELEGATED AUTHORITY**
Council.
4. **EXECUTIVE SUMMARY**

Municipal Governance best practice as well the Municipal Finance Management Act (MFMA), Act 56 of 2003, requires municipalities to have an effective risk management mechanism to stay abreast of prevalent risks and to determine the risk appetite. To ensure effectiveness, a municipality must focus its attention and resources on the areas of most significant risk and concern to stakeholders. To this end, Stellenbosch Municipality has undertaken the practice of adopting a Strategic Risk Register which identifies strategic and operational risk at a corporate level to ensure that risks which could hamper service delivery and the strategic objectives are identified and linked to appropriate actions to mitigate the risks.

Due to the changing dynamics in the external environment with impact municipal services, amendments to the Strategic Risk Register were necessitated to ensure that the municipalities remain appropriately responsive to the risk environment.

The Stellenbosch Municipality is committed to effective risk management in order to achieve the municipality's vision, service delivery, and strategic objectives and to ensure appropriate outcomes for the community.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.10.1

RESOLVED (majority vote)

that Council adopts the Strategic and Operational Risk Register for the 2020/21 financial year.

FOR FURTHER DETAILS CONTACT:

NAME	SHIREEN DE VISSER
POSITION	SENIOR MANAGER: GOVERNANCE
DIRECTORATE	OFFICE OF THE MUNICIPAL MANAGER
CONTACT NUMBERS	X8035
E-MAIL ADDRESS	shireen.devisser@stellenbosch.gov.za
REPORT DATE	13 JANUARY 2021

11.10.2	MUNICIPAL PARTNERSHIP FOR HUMAN RIGHTS
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: MUNICIPAL PARTNERSHIP FOR HUMAN RIGHTS

2. PURPOSE

To confirm the appointment of the two (2) Councillors and two (2) officials to represent Council in the partnership for Human Rights with Jönköping Municipality (JM) and to submit same as entries into the Inception Application to ICLD.

3. DELEGATED AUTHORITY

Council

4. EXECUTIVE SUMMARY

Stellenbosch Municipality (SM) has been approached by the Swedish International Centre for Local Democracy (ICLD) to explore the possibility of entering into a partnership with a Swedish Municipality selected by ICLD on the topic of Human Rights.

At the Council meeting of 25 November 2020 Council resolved that SM may enter into a partnership agreement (**APPENDIX 1**). This information was passed onto ICLD who identified Jönköping Municipality in the south of Sweden as the preferred municipality to enter into this partnership with SM.

Jönköping Municipality has recently won a prestigious European Union (EU) award which as a by-product unlocks funding and sponsorship from vast array of sources within the European Union (EU) who are interested in human rights and this kind of partnerships. This partnership potentially opens the doors to this funding and could potentially allow SM access to funding sources for human rights projects that were not previously available or accessible.

A Letter of Intent, outlining the broad partnership relations has been concluded and signed by both municipalities subsequent to the Council resolution, **APPENDIX 2**.

In accordance with this letter, as well as subsequent correspondence between the two municipalities the broad terms for the collaboration would be the area of human rights and specific emphasis will be given to the area of social sustainability, with further emphasis on particular issues such as amongst others gender inequality. The collaboration is therefore shaped within ICLD's core areas framework, i.e. equity and inclusion, citizen participation, transparency and the possibility of accountability.

Given the above, it is now required of the two municipalities to submit a joint Inception Application to ICLD. This application must be submitted to ICLD by January 2021.

In order to submit the application there are certain requirements that both municipalities must meet, i.e.

- i. That the application must be submitted in Swedish
- ii. That the suitable participants be confirmed and their details be submitted as part of the Application
- iii. SM's initial understanding of the partnership for Human Rights.

It must be noted that as a result of the Covid-19 pandemic, there are currently and most probably for the foreseeable future, international travel restrictions in place. This situation might result in using alternative methods of communication other than local visits by the representatives the respective municipalities.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.10.2

RESOLVED (majority vote)

- (a) that Council takes note of the requirement to identify and confirm the appointment of two (2) suitable Councillors to represent the Municipality in this partnership;
- (b) that Council takes note of the requirement to identify and confirm the appointment of two (2) suitable Officials to represent the Municipality in this partnership;
- (c) that Council takes note that the traveling and accommodations requirements for the four (4) staff members will be covered by ICLD;
- (d) that Council takes note of the fact that there currently are international travel restrictions in place as a result of the ongoing Covid 19 pandemic;
- (e) that Council confirms the appointment of Cllrs WC Petersen (Ms) and Z Dalling (Ms) – with Cllr E Groenewald (Ms) to be the second- to represent the Municipality in this partnership, whose particulars will be recorded in the Inception Application; and
- (f) that Council confirms the appointment of the Municipal Manager, Ms Geraldine Mettler and the Manager: Housing Administration, Ms Rotanda Nona Swartbooi, as the two (2) suitable Officials to represent the Municipality in this partnership.

Councillor G Cele (Ms) requested that her vote of dissent be minuted.

FOR FURTHER DETAILS, CONTACT:

NAME	Geraldine Mettler
POSITION	Municipal Manager
DIRECTORATE	Municipal Manager
CONTACT NUMBERS	021 808 8025
E-MAIL ADDRESS	municipal.manager@stellenbosch.gov.za
REPORT DATE	9 January 2021

11.10.3	DECISIONS TAKEN BY DIRECTORATES IN TERMS OF DELEGATED AUTHORITY FROM 01 OCTOBER 2020 UNTIL 31 DECEMBER 2020
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Collaborator No:

IDP KPA Ref No:

Meeting Date:

Good Governance and Compliance

20 January 2021 and 27 January 2021

1. SUBJECT: DECISIONS TAKEN BY DIRECTORATES IN TERMS OF DELEGATED AUTHORITY FROM 01 OCTOBER 2020 UNTIL 31 DECEMBER 2020

2. PURPOSE OF REPORT

To report to Council on the decisions taken by the Municipal Manager and Directors in terms of Council's System of Delegations for the period 01 October 2020 until 31 December 2020, in compliance with Section 63 of the Local Government: Municipal Systems Act read in conjunction with the System of Delegations as approved by Council.

3. DELEGATED AUTHORITY

Municipal Council

4. EXECUTIVE SUMMARY

In view of the legislative stipulations, attached is a summary as **ANNEXURE 1** of decisions taken by each Directorate. The report is for noting purposes.

Please note that these delegations only indicate the delegations exercised as delegated by Council to the various Senior Managers.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.10.3

NOTED

the decisions taken, for the period 01 October 2020 until 31 December 2020, by the following Section 56 Managers:

- Municipal Manager – Ms G Mettler (01 October 2020 – 31 December 2020).
- Chief Financial Officer – Mr K Carolus (01 October 2020 – 31 December 2020).
- Director Community and Protection Services Mr G Boshoff (01 October 2020 – 31 December 2020).
- Director Corporate Services – Ms A de Beer (01 October 2020 – 31 December 2020).
- Director Infrastructure Services – Mr D Louw (01 October 2020 – 31 December 2020).
- Director Planning and Economic Development – Mr A Barnes (01 October 2020 – 31 December 2020).

NAME	Geraldine Mettler
POSITION	Municipal Manager
DIRECTORATE	Office of the Municipal Manager
CONTACT NUMBERS	021 808 8025
E-MAIL ADDRESS	municipal.manager@stellenbosch.gov.za
REPORT DATE	14 January 2021

12.	CONSIDERATION OF ITEMS, REPORTS, COMMUNICATIONS, PETITIONS AND APPLICATIONS SUBMITTED VIA THE OFFICE OF THE MUNICIPAL MANAGER
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12.1	MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC): [CLLR WF PIETERSEN]
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NONE

13.	REPORTS BY THE MUNICIPAL MANAGER
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13.1	ALLOCATION OF FUNDS TO ORGANISATIONS PROVIDING FOOD TO THE HOMELESS DURING THE COVID-19 LOCKDOWN PERIOD
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Collaborator No:

IDP KPA Ref No:

A Dignified Living

Good Governance and Compliance

Meeting Date:

27 January 2021

1. SUBJECT: ALLOCATION OF FUNDS TO ORGANISATIONS PROVIDING FOOD TO THE HOMELESS DURING THE COVID-19 LOCKDOWN PERIOD

2. PURPOSE

To consider a further donation to the Stellenbosch Unite Initiative to procure and distribute food packages to the homeless and vulnerable people of the municipal area during the COVID-19 lockdown period.

3. DELEGATED AUTHORITY

Council

4. EXECUTIVE SUMMARY

On 20 April 2020, the Executive Mayor under the delegation approved by Council on 25 March 2020 to confer Council power and functions upon the Executive Mayor, approved the recommendations from the Special Grants Committee to donate funding to the Stellenbosch Unite Initiative to provide food parcels and soup to the vulnerable community groups during the COVID-19 lockdown period.

On 11 September 2020, Council approved a further donation to the Stellenbosch Unite Initiative as per the recommendations of the Special Grants Committee to provide soup to the vulnerable community groups during the COVID-19 lockdown period, with the decision *“that Council notes that no further ad-hoc financial donations will be entertained, as any further donations of this nature must be discussed through the IDP and Budget processes.”*

The above decision was based on the fact that the Grants Committee noted that our country lowered the COVID-19 Regulations to Level 2, which resulted in a number of businesses being allowed to trade, and that more job opportunities may have been created, however this situation has changed during December 2020 due a surge of

COVID-19 infections, which emanated into the “second wave” COVID-19 infections, and the President announced that the country be placed at Level 3 Lockdown, with the prohibition of sale and distribution of alcohol in all its forms, as well as the announcement of curfew. This had a major impact on especially, the tourism businesses of Stellenbosch Municipality. This resulted in a number of donors not being in the position to financially assist with feeding scheme for the most vulnerable communities, which have increased as the number of hospitality businesses have lost patrons, which resulted in staff being retrenched and /or businesses closing. The need for assistance has thus exponentially increased and may even increase over the next months, with the uncertainty of the availability of the COVID-vaccine and the traditional winter months looming, which may result in a further rise of infections. Essentially funding is needed to continue with the various soup kitchens serving the vulnerable communities in WC024, and also that although Council made the decision that no further ad-hoc contributions will be made, could not have predicted the announcement of a further level 3 lockdown with such restrictive regulations accompanying it, which may have resulted in an already dire economy situation to our country.

40TH COUNCIL MEETING: 2021-01-27: ITEM 11.10.3

RESOLVED (nem con)

that this matter be referred back to the Administration for further refinement, whereafter same be resubmitted at a next Council meeting.

FOR FURTHER DETAILS, CONTACT:

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REPORT DATE	20 January 2021

14.	CONSIDERATION OF NOTICES OF QUESTIONS AND NOTICES OF MOTIONS RECEIVED BY THE SPEAKER
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NONE

15.	CONSIDERATION OF URGENT MOTIONS
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NONE

16.	URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER
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NONE

17.	REPORTS SUBMITTED BY THE SPEAKER
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NONE

18.	REPORTS SUBMITTED BY THE EXECUTIVE MAYOR
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NONE

19.	MATTERS TO BE CONSIDERED IN-COMMITTEE
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SEE IN-COMMITTEE DOCUMENTATION

The meeting adjourned at 13:45.

CHAIRPERSON:**DATE:****Confirmed on** **with/without amendments**