MINUTES

OF THE

SALDANHA BAY MUNICIPALITY

VIRTUAL

SPECIAL COUNCIL MEETING

ON

14 MAY 2020

AT

11:10
SALDANHA BAY MUNICIPALITY

MINUTES OF A VIRTUAL SPECIAL COUNCIL MEETING HELD ON THURSDAY, 14 MAY 2020 AT 11:10

PRESENT

Alderman O Daniels       Speaker
Alderman M Koen         Executive Mayor
Councillor E Vaughan    Executive Deputy Mayor
Councillor W America
Councillor G Girimane
Councillor T Khulu
Councillor G Kordom
Councillor J Kotzé
Alderman A Kruger
Councillor E Mankay
Councillor S Mohale
Councillor L Mitchell
Councillor S Mafenuka
Councillor M Makwetu
Councillor T Salman
Alderman FJ Schippers
Councillor S Scholtz
Councillor M Schrader
Alderman SJE Steyn
Councillor A Truter
Councillor C van Nooi
Alderman S van Tura
Councillor A Venter
Councillor A Williams

OFFICIALS

H Mettler               Municipal Manager
P Mbaliswana          Director: Corporate Services & Public Safety
S Vorster             Director: Finance
G Smith                Director: Infrastructure & Planning Services
L Volschenk           Director: Community & Operational Services
C de Kock             Director: Economic Development & Strategic Services
A Meyer                Manager: Administrative & Support Services
A van Schalkwyk       Committee Officer
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R1/5-20 **OPENING**

The Speaker, Alderman O Daniels opened the meeting by welcoming everyone present.

She requested the Director: Economic Development and Strategic Services, Mrs C de Kock to explain how Microsoft Teams would be use to interact during the meeting and reiterated that the Rules of Order would still be applicable.

R2/5-20 **OFFICIAL ANNOUNCEMENTS**

The Executive Mayor, Alderman M Koen thanked the Municipal Manager, the Executive Management team and all personnel for their effort and input during lockdown. He informed the meeting that Councillor T Rossouw’s sister passed away and expressed his heartfelt condolences on her loss.

The Deputy Mayor, Councillor E Vaughan was congratulated on the birth of her first grandchild and he also informed the meeting of the Lawrence family (Cameron and Ethné) with the birth of their firstborn.

The whip of the ANC, Councillor B Mankay expressed her appreciation to the personnel for their work during lockdown. She raised her concern regarding the fact that the whatsapp group of Council has been muted and confirmed that the matter has been escalated to the Mayor. She also expressed her concern regarding the fact that no refuse had been removed for the previous two days and that councillor were not updated in this respect.

Councillor T Khulu and Councillor J Kotzé expressed their condolences to Councillor T Rossouw. Councillor T Khulu informed the meeting that the EFF had contributed ± R6 000 000-00 to the solidarity fund which would enable government to support vulnerable people during the Covid-19 pandemic.

Councillor T Salman echoed Councillor B Mankay’s concern relating to the whatsapp group that had been muted.

R3/5-20 **LEAVE OF ABSENCE**

Alderman E Nackerdien
Councillor T Rossouw

R4/5-20 **DECLARATION OF INTEREST WITH REGARDS TO MATTERS FOR CONSIDERATION IN THIS AGENDA**

All Councillors declared their interest in Item R6/5-20 of the Agenda.

The Municipal Manager, Mr H Mettler and the Director: Community and Operational Services, Mr L Volschenk declared their interest in Item R11/5-20 of the Agenda.
Item R12/5-20 was dealt with first at the meeting but was kept in chronological order for minute purposes.

R5/5-20  COVID-19 RELATED DECISIONS  
(Report of the Directorate Finance Services)  
(S Vorster)

RESOLVED

i) that the report be noted;

ii) that the decisions made attached as Annexure A, B and C to the report, be ratified.

(Report of the Directorate Corporate Services & Public Safety)  
(A Oberholster)

Councillor J Kotzé raised his concern regarding the financial difficulty of the local community during the pandemic and requested that the resolution be postponed till the discontinuation of lockdown.

Councillor T Khulu required feedback relating to the Municipal Manager’s request to Stats SA on the population statistics. He was informed that Stats SA confirmed that a special sensus cannot be conducted for Saldanha Bay municipality and that Stats SA was already busy with arrangements for the 2021 national sensus.

This matter was voted on:  
19 in favour of recommendation  
1 against the recommendation

RESOLVED

i) that the report on the determination of upper limits of salaries, allowances and benefits of different members of municipal councils as per Government Gazette notice 43246 dated 24 April 2020 be noted;

ii) that the increased salaries, allowances and benefits of different members of municipal councils be implemented as well as the Chairpersons of Section 79 Committees, as promulgated in Government Gazette notice 43246 dated 24 April 2020 with effect from 1 July 2019 subject to concurrence from the Member of the Executive Council for local government in the Western Cape;

iii) that the increased salaries, allowances and benefits of different members of municipal councils be submitted to the Minister of Local
Government, Environmental Affairs and Development Planning: Western Cape for his concurrence in terms of the Remuneration of Public Office Bearers Act, (20/1998) by not later than 31 August 2020;

iv) that special risks insurance (SASRIA) be arranged to cover all councillors and that councillors provide comprehensive details to the municipality regarding their property or assets to be covered.

R7/5-20 SECTION 11(4)(a),52(d), 54(1)(f) AND 66 QUARTERLY FINANCIAL REPORT FOR THE PERIOD ENDED 31 MARCH 2020

(5/1/1 – 12/3)

(Report of the Directorate Finance Services)
(S Vorster; T Williams ; S Roets; R Rooms; H Meeding; M Cornett; Z Korasie; A Gwanya; A Adonis; N Koikanyang; T Karolus; A Martin)

RESOLVED

i) that the report in terms of section 11(4)(a), 52(d), 54(1)(f) and 66 of the MFMA report be noted by Council;

ii) that it be noted that the municipality achieved 38% spending of its capital budget and 66% spending when orders and requisitions are included;

iii) that the signed quality certificate for the budget statement on page 75 be noted; and

iv) that the schedule C statement tables attached as pages 24 - 74 to the report be noted.

R8/5-20 PERMISSION TO FORM A PPP (PUBLIC PRIVATE PARTNERSHIP) FOR THE SBM BAOBAB FIBRE PROJECT

(4/1/3/1)

(Report of the Directorate Economic Development & Strategic Services)
(C de Kock)

RESOLVED

i) that the report be noted;

ii) that permission be granted for the establishment of a PPP for the BAOBAB project by concluding long-term contracts (10 years) for the appointment of a service provider to expand the existing infrastructure developed during the SBM’s BAOBAB project POC, Develop a business model and technical standards for expansion and to manage the expansion of related equipment;

iii) that a letter of request be submitted to National Treasury to register a PPP project.
RESOLVED

i) that Council resolve to apply to the Minister: Agriculture Land Reform and Rural Development for an exemption from compliance to the requirements of Section 24(1) of the Spatial Planning and Land Use management Act, Act 16 of 2013, due to the impact of the COVID-19 pandemic; and

ii) that the Municipal manager be authorized to sign off a cover letter in this regard as well as a motivating memorandum outlining (a) the reasons for non-compliance; (b) specific timeframes for compliance; (c) remedial action to be implemented to ensure compliance within the specified timeframe and (d) motivation for granting of exemption by the Minister.

RESOLVED

That the report and annexure to the report be noted.

RESOLVED

i) that the contents of the report be noted;

ii) that it be noted that the grading of the Saldanha Bay Municipality remains on a grade 4, for the determination of the upper limits of the Remuneration of Senior Managers;
iii) that the report in terms of regulation 12(1) be submitted to the Minister of Local Government;

iv) that the total remuneration package for the Municipal manager and Director: Community and Operational Services be adjusted accordingly.

R12/5-20 COUNCIL MEETING: ADOPTION OF RULES OF VIRTUAL MEETINGS AND SITTINGS

(Report of the Directorate Corporate Services & Public Safety)

(A Oberholster)

This item was dealt with first but was kept in chronological order for minute purposes.

RESOLVED

i) that the report be noted;

ii) despite the fact that the By-laws do not make provision for virtual/telecommunication meetings, Council meetings would be conducted in terms of the Disaster Management Act during the lockdown period and all Covid 19 safety measures will be adhered to as specified in the regulations;

iii) that it be noted that the conduct of meetings would still be conducted in terms of the relevant By-law (By-Law Relating to Conduct of Meetings of Saldanha Bay Municipality as promulgated by Provincial Gazette 7912 of 9 April 2018) for the physical attendance of councillors and officials and voting would be done as per its prescripts.

The meeting adjourned at 13:12.

Confirmed.

__________________________ ____________________
SPEAKER DATE