MINUTES

OF THE

SALDANHA BAY MUNICIPALITY

SPECIAL COUNCIL

ON

30 JANUARY 2020

AT

14:00
PRESENT

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

OFFICIALS

H Mettler   Municipal Manager
G Smith   Director: Engineering & Planning Services
C de Kock   Director: Economic Development & Strategic Services
T Williams   Acting Director: Finance Services
P MbaliSwana   Director: Corporate Services & Public Safety
L Ebersöhn   Senior Manager: Legal Services
A Meyer   Manager: Administrative & Supporting Services
A van Schalkwyk   Committee Officer

ALSO PRESENT

P Mei  Communication Officer in the Office of the Mayor
## INDEX

<table>
<thead>
<tr>
<th>ITEM NR</th>
<th>SUBJECT</th>
<th>PAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>R 9/1-20</td>
<td>OPENING</td>
<td>4</td>
</tr>
<tr>
<td>R 10/1-20</td>
<td>OFFICIAL ANNOUNCEMENTS</td>
<td>4</td>
</tr>
<tr>
<td>R 11/1-20</td>
<td>LEAVE OF ABSENCE</td>
<td>4</td>
</tr>
<tr>
<td>R 12/1-20</td>
<td>DECLARATION OF INTEREST WITH REGARDS TO MATTERS FOR CONSIDERATION IN THIS AGENDA</td>
<td>4</td>
</tr>
<tr>
<td>R13/1-20</td>
<td>DRAFT 2018/19 ANNUAL REPORT</td>
<td>4</td>
</tr>
<tr>
<td>R14/1-20</td>
<td>2019/20 ADJUSTMENTS BUDGET</td>
<td>5</td>
</tr>
<tr>
<td>R15/1-20</td>
<td>SBM DRAFT 4TH GENERATION (IDP) INTEGRATED DEVELOPMENT PLAN 3RD REVIEW / AMENDMENT 2020/21</td>
<td>5</td>
</tr>
<tr>
<td>R16/1-20</td>
<td>BUDGET AND PERFORMANCE ASSESSMENT: SECTION 72 REPORT: 2019/20: MID-YEAR AND SECTION 11(4)(a),52(d), 54(1)(f), 66 AND 72 FINANCIAL REPORT FOR THE PERIOD ENDED 31 DECEMBER 2019</td>
<td>6</td>
</tr>
<tr>
<td>R 17/1-20</td>
<td>JAZZ ON THE ROCKS: FEBRUARY 2020</td>
<td>7</td>
</tr>
<tr>
<td>R18/1-20</td>
<td>LOCAL ECONOMIC DEVELOPMENT: SMALL MEDIUM MICRO ENTERPRISES (SMMEs)</td>
<td>7</td>
</tr>
<tr>
<td>R19/1-20</td>
<td>CONTRACTS HAVING FUTURE BUDGETARY IMPLICATION: PROFESSIONAL CONSULTING ENGINEERING SERVICES FOR VREDENBURG GEORGE KERRIDGE 512: MV/LC CONNECTIONS PROJECT (Annexures A – E has been distributed electronically via Dropbox)</td>
<td>8</td>
</tr>
<tr>
<td>R20/1-20</td>
<td>REvised 2019/20 TOP LAYER SDBIP</td>
<td>8</td>
</tr>
<tr>
<td>R21/1-20</td>
<td>EARLY CHILDHOOD DEVELOPMENT: LANGEBAAN PRE-PRIMARY COMMUNITY SCHOOL: CAPITAL FUNDING REQUEST</td>
<td>9</td>
</tr>
<tr>
<td>R22/1-20</td>
<td>MUNICIPAL BUILDINGS AND TERRAINS: APPLICATION FOR THE ALIENATION OF A PORTION OF VICTORIA ROAD, HOPEFIELD TO THE DEPARTMENT OF PUBLIC WORKS</td>
<td>9</td>
</tr>
<tr>
<td>R23/1-20</td>
<td>CONCLUSION OF LONG-TERM CONTRACTS (10 YEARS) FOR THE APPOINTMENT OF A SERVICE PROVIDER TO EXPAND THE EXISTING INFRASTRUCTURE DEVELOPMENT DURING THE SBM'S BOABAB PROJECT POC, DEVELOP A BUSINESS MODEL AND TECHNICAL STANDARDS FOR EXPANSION AND TO MANAGE THE EXPANSION OF RELATED EQUIPMENT</td>
<td>10</td>
</tr>
</tbody>
</table>
OPENING

The Speaker, Alderman O Daniels opened the meeting by welcoming everyone present and requested Alderman A Kruger to open the meeting with a prayer.

OFFICIAL ANNOUNCEMENTS

None

LEAVE OF ABSENCE

Councillor A Truter
Councillor T Rossouw

DECLARATION OF INTEREST WITH REGARDS TO MATTERS FOR CONSIDERATION IN THIS AGENDA

None

DRAFT 2018/19 ANNUAL REPORT

(Report of the Directorate Economic Development & Strategic Services)
(QR Jordaan)

RESOLVED

i) that the report and Annexure A to the report, be noted;

ii) that tabled report be adopted by Council as the draft 2018/2019 annual report for public presentation;

iii) that the draft 2018/2019 annual report be made public immediately after the tabling for representations;

iv) that the Municipal Public Accounts Committee review the draft annual report and presentations made for consideration;

v) that an oversight report be prepared within the framework of Annexure A of the MFMA circular 32 for consideration by Council within two months after tabling;

vi) that the Audit Committee report be incorporated in the Annual report prior to adoption;

vii) that the oversight report be made public within seven days after adoption by Council.
The following matters of concern were raised by the ANC:
- Supply of electricity in Middelpos;
- Rate of capital expenditure;
- Ward based budget as the budget had to reflect the needs of all wards.

The EFF raised the following matter of concern:
- Interest raised on service accounts

This matter was voted on
Approval: 17
Against: 8

RESOLVED
i) that the report be noted;

ii) that the individual projects as contained in the following detail of the Adjustments Capital Budget for 2019/20, supportive of the B-Schedules and other annexures, be approved:

Annexure A: Detail Capital Adjustments Budget per source of Funding and per department;
Annexure A: Adjustments Capital Budget per ward;

iii) that the additional grant allocations attached in Annexure “B” to the report, be noted;

iv) that the signed quality certificate attached as Annexure “C” to the report, be noted;

v) that if relevant, the SDBIP and the applicable performance agreements be adjusted accordingly;

vi) that the adjustments budget for 2019/2020 as contained in the budget schedules in Annexure “D” to the report, be approved and submitted to National Treasury and Provincial Treasury: Western Cape.
The whip of the ANC, Councillor T Salman expressed his concern that the input of all citizens were not included.

**RESOLVED**

i) that the report be noted;

ii) that the SBM Draft 4\textsuperscript{th} Generation IDP (3\textsuperscript{rd} Review / Amendment) 2020/2021 be adopted by Council, subject to allowing the public to provide input to the draft 2020/21 IDP.

R16/1-20

**BUDGET AND PERFORMANCE ASSESSMENT: SECTION 72 REPORT: 2019/20: MID-YEAR AND SECTION 11(4)(a), 52(d), 54(1)(f), 66 AND 72 FINANCIAL REPORT FOR THE PERIOD ENDED 31 DECEMBER 2019**

(5/1/1-2019/20 & 9/5 – 2019/20)

(Report of the Directorate Corporate Services & Public Safety)

(A Meyer)

**RESOLVED**

i) that the reports and the annexures be noted by Council in terms of section 11(4)(a), 52(d), 54 (1)(f), 66 and 72 of the MFMA report;

ii) that the Directors be requested to ensure that votes are not overspent and where necessary, savings are identified in time;

iii) that the Directors be requested to closely monitor the plans put in place to improve the levels of capital expenditure to ensure that the spending target of 90% of the capital budget is achieved;

iv) that it be noted that an adjustments budget for the 2019/20 financial year is deemed necessary as indicated in Annexure A and will be submitted to Council in a separate report;

v) that Council takes note of the schedule C statement tables as contained on page 893 of the attachment;

vi) that the directors should closely monitor the spending of the grants to avoid losing grant funding;

vii) that Council take note of the signed quality certificate for the budget statement as contained on page 946;
viii) that the mid-year budget and performance assessment for the period July – December 2019 be made public for representations;

ix) that any adjustments to be made on the approved Budget and / or Service Delivery and Budget Implementation Report (SDBIP) be made with the tabling of the adjustment budget;

x) that the report be submitted to the National and Provincial Treasury.

R 17/1-20

JAZZ ON THE ROCKS: FEBRUARY 2020

(11/3/6)

(Report of the Directorate Economic Development & Strategic Services)

(C Barends)

Councillor J Kotzé did not support paragraph v) of the resolution and requested that this be minuted.

RESOLVED

i) that the report and Annexure A to the report, be noted;

ii) that all outstanding required documentation will be submitted before commencement of the festival;

iii) that the organisers settle their outstanding municipal account;

iv) that a meeting be organized with the local food vendors and involve the LED Department as well as the Speaker of the SBM Council to discuss all logistical and compliance arrangements for the duration of the festival;

v) that the resort cost of R95 850,00 for the weekend be waived as a contribution towards the 10 years anniversary of the Jazz on the rocks event;

vi) that approval for the Jazz on the Rocks festival application be given as scheduled for 27 February to 1 March 2020 at Cape Columbine Nature Reserve (Tietiesbaai) in Paternoster subject to the adherence of paragraph iii) of the recommendation.

R18/1-20

LOCAL ECONOMIC DEVELOPMENT: SMALL MEDIUM MICRO ENTERPRISES (SMMEs)

That this item was withdrawn from the Agenda.
CONTRACTS HAVING FUTURE BUDGETARY IMPLICATION:
PROFESSIONAL CONSULTING ENGINEERING SERVICES
FOR VREDENBURG GEORGE KERRIDGE 512: MV/LC CONNECTIONS PROJECT
(Report of the Directorate Infrastructure & Planning Services)
(C du Preez)

RESOLVED

i) that the contents of the report be noted;

ii) that resolution R8/1-20 taken at the Special Council meeting held on 16 January 2020 be rescinded;

iii) that Council confirm, based on the content of the report, that the municipality will derive a significant financial socio-economic benefit from the contract as electricity will be supplied to each household in George Kerridge for the 512 informal settlements where revenue will be generated from electricity sales;

iv) that Council approves the entire contract exactly as it is to be executed;

v) that Council authorizes the Municipal Manager to sign the contract on behalf of the municipality.

Councillor T Salman informed the meeting that the lack of high mast lighting in George Kerridge was a safety hazard. The Director Infrastructure and Planning, Mr G Smith indicated that he would follow up on this matter and provide feedback to the Councillor.

REVISED 2019/20 TOP LAYER SDBIP
(Report of the Directorate Economic Development & Strategic Services)
(QR Jordaan)

RESOLVED

i) that the report and Annexure A to the report, be noted;

ii) that the proposed top layer KPI amendments be approved as per Annexure A to the report;

iii) that the Ignite web-based application be amended to reflect the proposed amendments.
EARLY CHILDHOOD DEVELOPMENT: LANGEBAAN PRE-PRIMARY COMMUNITY SCHOOL: CAPITAL FUNDING REQUEST

(17/18/21)

(Report of the Directorate Economic Development & Strategic Services)

(AE du Plessis)

RESOLVED

i) that the report be noted;

ii) that the amount of R 150,000 be obtained from 760 – Municipal Fibre Network – CCR and that a virement be processed to a project specific line item, to be created within the 700 range, subsequently keeping said project within the Directorate Economic Development and Strategic Services;

iii) that the Langebaan ECD facility in Ward 14 on erf 362 be funded as follows:

- Sponsorships Obtained – R400 000.00
- Saldanha Bay Municipal Capital Contribution – R150 000.00.

MUNICIPAL BUILDINGS AND TERRAINS: APPLICATION FOR THE ALIENATION OF A PORTION OF VICTORIA ROAD, HOPEFIELD TO THE DEPARTMENT OF PUBLIC WORKS

(7/2/2/R & 16/3/R-2016)

(Report of the Directorate Corporate Services & Public Safety)

(B Mentoor)

RESOLVED

i) that the report be noted;

ii) that a section of Victoria Road adjacent to Hopefield High School be demarcated as a one-way street for an interim period until the process in paragraph iii) below is finalized;

iii) that approval be granted for the closure and alienation of the portion of Victoria Street to the Department of Public Works subject to the following conditions:

a. that the Department of Public Works confirm that they support the application received from the school for the closure and alienation of the portion of Victoria Street;
b. that a public participation process be followed to inform that affected property owners of the application received from the school;

c. that a Right of Way be created for the owners of erven 519, 69 and 71 Hopefield, should these owners support the closure and alienation of this portion of Victoria Street to the Department of Public Works;

d. that council consider the alienation of erven 518 and 68 Hopefield to the school and that a separate report be submitted to Council in this respect.

R23/1-20 CONCLUSION OF LONG-TERM CONTRACTS (10 YEARS) FOR THE APPOINTMENT OF A SERVICE PROVIDER TO EXPAND THE EXISTING INFRASTRUCTURE DEVELOPED DURING THE SBM’S BOABAB PROJECT POC, DEVELOP A BUSINESS MODEL AND TECHNICAL STANDARDS FOR EXPANSION AND TO MANAGE THE EXPANSION OF RELATED EQUIPMENT

(8/2-2019/23)
(Report of the Directorate Economic Development & Strategic Services)
(C de Kock)

RESOLVED

i) that the contents of the report be noted;

ii) that Council confirms, based on the content of the report, that the municipality will derive a significant financial socio-economic benefit from the contract as it will have all the tools and designs to help council optimize its telecommunication services to implement smart city principals and potentially create new income for the municipality from selling spare capacity on the network;

iii) that Council confirms, based on the content of the report, by implementing this contract SBM will reach one of its main strategic objectives and become a true leading municipality through technology and innovation;

iv) that Council approves the entire contract exactly as it is to be executed;

v) that Council authorizes the Municipal Manager to sign the contract on behalf of the municipality;
vi) that a separate SLA agreement be signed with the service provider to agree to detailed timeframes and steering committee mandate. That council not be committed for any future cost except the project cost as indicated in this report amounting to R 3,856,587.00 including VAT;

vii) that council grants the waiver of item 4.8 of its veriment policy to grant permission for the veriment of R 3,500,000.00 form 760-CONTRAT MAINT OF UNSPEC ASSETS to 760- as follows:

<table>
<thead>
<tr>
<th>Project:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operational</td>
</tr>
<tr>
<td>Typical Work Streams</td>
</tr>
<tr>
<td>Strategic Management and Governance</td>
</tr>
<tr>
<td>Feasibility study</td>
</tr>
<tr>
<td>BOAB project</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Function:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Finance and Administration</td>
</tr>
<tr>
<td>Core</td>
</tr>
<tr>
<td>Information Technology</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Own Classification</th>
</tr>
</thead>
<tbody>
<tr>
<td>CT Services - 760</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Item Segment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Expenditure</td>
</tr>
<tr>
<td>Contracted services</td>
</tr>
<tr>
<td>Outsourced</td>
</tr>
<tr>
<td>Professional Staff</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Same as giving string</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Region</th>
</tr>
</thead>
<tbody>
<tr>
<td>Whole of Municipality</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Costing</th>
</tr>
</thead>
<tbody>
<tr>
<td>Default</td>
</tr>
</tbody>
</table>

viii) that quarterly feedback reports be submitted to Council on the progress of the project as per the directive received from Provincial Treasury.

The meeting adjourned at 14:37.

Confirmed.