KOUGA
local municipality
Good Governance through Service Excellence

SPECIAL COUNCIL MEETING

AGENDA

Date : 30 June 2021
Time : 13:00
Venue : Virtual Meeting

KOUGA MUNICIPALITY (EC108)	UMASIPALA I-KOUGA (EC108)	MUNISIPALITEIT KOUGA (OK108)
NOTICE CONVENING A MEETING	**ISAZISO NGENTLANGANISO**	**KENNISGEWING VAN VERGADERING**
NOTICE IS HEREBY GIVEN in terms of the amended Directions on Municipal Operations and Governance, in terms of Section 27(2) of the Disaster Management Act, 2002, that a virtual Council Meeting will be held on	**OKU KUKWAZISA** malunga neZikhokelo eziLungisiweyo ekuSebenzeni koMasipala kunye noLawulo ngokweMigaqo yeCandelo lama 27(2) loMthetho woLawulo lweNtlekele ka 2002, ukuba kubanjwe intlanganiso ebonakalayo yesigqeba Ye khansile	**KENNIS GESKIED HIERMEE** ingevolge die gewysigde Aanwysings Vir Munisipale Bedrywighede En Bestuur, Ingevolge Artikel 27 (2) van die Wet op Rampbestuur, 2002, dat 'n virtuele raadsvergadering gehou sal word op
DATE: 30 June 2021	**UMHLA: 30 Isilimela 2021**	**DATUM: 30 Junie 2021**
TIME: 13:00	**IXESHA: 13:00**	**TYD: 13:00**
H. BORNMAN **SPEAKER**	**H. BORNMAN** **USOMLOMO**	**H. BORNMAN** **SPEAKER**

Councillors are required to comply with the Standing Rules and Orders of Council and all its Committees By-law as promulgated in the Provincial Gazette on 22 October 2018 No.4134 and applicable to this meeting of Council. Any person who willfully contravenes any provision of these rules shall be guilty of an offence and which contravention shall be dealt with in accordance with the disciplinary procedures for Councillors.

A G E N D A

1. **NOTICE OF MEETING**
2. **OPENING AND WELCOME**
3. **ABSENT WITH LEAVE**
4. **ABSENT WITHOUT LEAVE**
5. **PRESENTATIONS**
6. **ACKNOWLEDGEMENTS, CONDOLENCES & CONGRATULATIONS**
7. **STATEMENTS OR COMMUNICATIONS BY THE SPEAKER**
8. **STATEMENTS OR COMMUNICATIONS BY THE EXECUTIVE MAYOR**

9. **DECLARATION OF INTEREST**

10. **STATUTORY MATTERS**

11. **MATTERS DEALT WITH IN TERMS OF DELEGATED AUTHORITY BY THE EXECUTIVE MAYOR**

(The reports by the Executive Mayor, in terms of the provisions of Section 63 of the Local Government Municipal Systems Act, 32 of 2000, on matters dealt with by the Executive Mayor in terms of delegated authority as detailed in the Minutes to be noted).

12. **REPORTS BY THE PORTFOLIO CHAIRPERSONS**

12.1 **REPORTS BY THE PORTFOLIO CHAIRPERSON: CORPORATE SERVICES**

21/06/CORP8 Kouga Municipality – Calendar of Meetings: 1 July 2021 to 30 June 2022

Pages 6 - 7

12.2 **REPORT BYTHE PORTFOLIO CHAIRPERSON: PLANNING & DEVELOPMENT**

21/06/PD8 Eskom Funding Allocation for the Installation of Electrical Connections in the Gamtoos Valley Municipal Area

Pages 9 - 13

21/06/PD9 Application For Waiving Payments (Deposito) For Erecting Of Election Posters: Department Planning & Development

Pages 14 - 15

13. **CLOSURE**

Distribution list:
Executive Mayor
Speaker
All Councillors
Municipal Manager
All Directors
Relevant Managers
Committee Services

MATTERS DEALT WITH IN TERMS OF DELEGATED AUTHORITY BY THE EXECUTIVE MAYOR

REPORTS BY THE PORTFOLIO CHAIRPERSON: CORPORATE SERVICES

KOUGA MUNICIPALITY (EC108)

SPECIAL COUNCIL MEETING

CORPORATE SERVICES

DATE: 30 JUNE 2021 **ITEM NO: 21/06/CORP8**

KOUGA MUNICIPALITY –CALENDAR OF MEETINGS: 1 JULY 2021 TO 30 JUNE 2022

1. Purpose

The purpose of the item is to submit the Calendar of Meetings for Council and Committees of Council for the period 1July 2021 to 30 June 2022.

2. Background

The Calendar of Meetings for 1July 2021 – 30 June 2022 is usually approved prior to the new financial year for consideration by Council.

3. Recommendation

3.1 That the Updated Calendar of Meetings for the period 01 July 2021 to 30 June 2022, be approved.

Item Prepared by : The Acting Director: Corporate Services

Item noted by : The Portfolio Chairperson

PF (Portfolio) OCM (Ordinary Council) MPAC MC (Mayoral Committee) KAC (KOUGA AUDIT)

Date	Jul 2021	Aug 2021	Sep 2021	Oct 2021	Nov 2021	Dec 2021	Jan 2022	Feb 2022	Mar 2022	Apr 2022	May 2022	Jun 2022
1								PF				
2								PF				
3		PF						PF				
4		PF										
5		PF		PF						PF		
6				PF						PF		
7				PF						PF		PF
8									MPAC			PF
9						MPAC			MPAC			PF
10						OCM			MPAC			
11												
12												
13												
14												
15												MPAC
16			MPAC					MC				
17								MPAC	MPAC			
18												
19		MC									MPAC	
20				MC			MPAC					
21				MPAC						MPAC		
22										MC		MC
23					MPAC							
24					KAC				KAC			
25		KAC			OCM							
26		MPAC										
27												
28	MPAC											KAC
29												
30	OCM		OCM						OCM			
31											OCM	

REPORTS BY THE PORTFOLIO CHAIRPERSON: PLANNING & DEVELOPMENT

KOUGA MUNICIPALITY (EC 108)

SPECIAL COUNCIL MEETING

PLANNING & DEVELOPMENT

DATE: 30 JUNE 2021 **ITEM NO: 21/06/PD8**

ESKOM FUNDING ALLOCATION FOR THE INSTALLATION OF ELECTRICAL CONNECTIONS AND APPROVAL REQUEST FOR TRANSFER OF FUNDS TO SUNDAYS RIVER VALLEY

1. Introduction

The purpose of This report is to appraise Council of the grant funding approval for the electrification of informal settlements for the 2021 to 2024 within the Kouga Municipal area.

2. Discussion

2.1 **DoRA Allocations:**

In terms of the DoRA allocation, Kouga Municipality has been allocated the following funds for the 21/22 FY and outer years for electrification of informal settlements within the municipal area.

21/22 FY – R12 047 000,00
22/23 FY – R10 440 000,00
23/24 FY - R14 912 000,00

To give affect to the above allocations the municipality received correspondence from ESKOM regarding our electrification priorities for the 2021/22 Financial Year as well as outer years . The DoRA amount of R 12 047 000,00 for the 21/22 FY was reduced to R 7 093 934 due to fees, costs and expenditure on the following items,

- 5% for Administration fees
- Pre planning cost
- Electrification of remaining 92 Stofwolk houses

In order for Eskom to implement they required Kouga to prioritize the areas to electrified in the respective FY's.

2.2 **Request for transfer of R1 043 846.18 to Sunday River Valley Municipality**

ESKOM in their communication further requested approval from Kouga to transfer **R 1 043 846,18** from the remaining amount of R 7 093 934.00 to Sundays River Municipality for their electrification project. Should Council agree to transfer the said amount to Sundays River Valley Municipality, an amount of **R 6 050 087,82** remains for Kouga in the 21/22 FY.

At a virtual meeting with Eskom on 25 June 2021 , the following was recommended:

1. That 154 households in Loerie and 71 households in Weston be electrified in the 2021/22 FY,
2. That in principle approval be granted to ESKOM to transfer R 1 043 846.18 from Kouga allocated funds to Sundays River Valley Municipality,
3. That Cyril Ramaphosa be electrified in the 2022/23 FY
4. That the Hankey 990 formal houses be electrified in the 2023/24 FY
5. That Kouga municipality ensure that the Final Design Plan (FDP) is finalised by September 2021 in order to Eskom to commence electrification in October 2021

3. Comments by the relevant Director

Item is supported.

4. Financial implications

Funds will be spent as per the Gazetted DoRA allocation

5. Legal implications

None

6. Other implications

None

7. Recommendations

7.1 That the DoRa allocations R 12 047 000 for the 21/22, R10 440 000,00 for the 22/23 and R14 912 000,00 the 23/24 FY's be noted.

7.2 That Council takes note of the fees/costs and expenditure of the 2021/22 FY allocation, for the installation of the remaining 92 houses in Stofwolk, Pre-planning costs, and 5% administration fees thus leaving a balance of R7 093 934.00 on the 21/22 FY allocation.

7.3 That Council approves the transfer of **R 1 043 846.18** to Sundays River Valley municipality as per request by ESKOM on 4 June 2021,

7.4 That Council notes the final funding amount available for the 21/22 FY is R6 050 087.82 after transfer of R1 043 846.18 to Sunday River Valley Municipality.

7.5 The Council approves the electrification of 154 Informal houses in Loerie (154) and 71 Informal houses in Weston (71).

7.6 That Kouga finalize the Final Design Plans(FDP) be finalized by September 2021 to enable Eskom to commence implementation in October 2021.

7.7 That the Human Settlements, Town Planning and Electricity sections work closely together to ensure such finalisation of the FDP by September 2021.

7.8 That Council approves the electrification of 278 Informal houses in Cyril Ramaphosa (278) in the 2022/23 FY.

7.9 That Council approves the electrification of 990 informal houses in Hankey(990) in the 2023/24 FY.

7.10 That Council indemnifies ESKOM and accepts liability for costs of relocating electrical connections installed from informal houses to formal houses at the completion of the formal housing project.

7.11 That the electrification of Tjolksville be resuscitated administratively and feedback be submitted to the next I&E portfolio committee.

7.12 That a multi-disciplinary Human Settlements Committee be established under the leadership of the Municipal Manager to consider and strategize around matters of electrification of informal settlements, provision of services and amenities to such areas etc.

Item prepared by: Manager: Integrated Human Settlements

Item approved by The Acting Director PD&T:

Item noted by Portfolio Chairperson: Planning & Development:

Eskom

Miss N. Manyonga
Asset Creation
Asset Creation Senior Manager
ECOU

Date:
04 June 2021

Enquiries: W. Sixaba
Tel: 043 703 2318

Dear Miss N. Manyonga

NOTIFICATION LETTER TO MOVE FUNDS FROM KOUGA NEW HOUSING (Hankey) 2021/2022 TO SUNDAYS RIVER EXTENSIONS (Moses Mabhida) 2021/2022 PROJECT

I hereby request to transfer funds from KOUGA NEW HOUSING (Hankey) 2021/2022 to SUNDAYS RIVER EXTENSIONS (Moses Mabhida) 2021/2022 project. Below is the summary of the funds to be transferred between the projects.

Project Name	Project Type	Gazette	Transfer Amount	Revised Amount
Kouga New Housing (Hankey) 2021/2022	Household	R 7 093 934.00	- R 1 043 846.18	**R 6 050 087.82**
SUNDAYS RIVER EXTENSIONS (Moses Mabhida) 2021/2022	Household	R4 082 146.56	+ R 1 043 846.18	**R 5 125 992.74**

The transferred funds will subsidize the shortfall on the SUNDAYS RIVER EXTENSIONS (Moses Mabhida) 2021/2022 project to execute 225 connections. Costing is based on the infrastructure to be built for the 225 connections, as per the actual priced bill of quantities, security costs, materials, material transportation costs, NED costs, Project Coordinator & COW costs. KOUGA NEW HOUSING (Hankey) 2021/2022 has surplus funds in the current financial year.

COMPLILED BY:

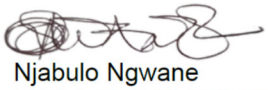
Wendy Sixaba
PROGRAMME MANAGER

Date: 04 June 2021

RECOMMENDED BY:

XOLISWA MADLINGOZI Date: 04 June 2021
ELECRIFICATION PLANNING MANAGER: ECOU

SUPPORTED BY:



Njabulo Ngwane Date: 7 June 2021
PROJECT EXECUTION MANAGER: ECOU

APPROVED BY:



Nosipho Manyonga Date: 7 June 2021
ASSET CREATION SENIOR MANAGER: ECOU

KOUGA MUNICIPALITY (EC 108)

SPECIAL COUNCIL MEETING

PLANNING & DEVELOPMENT

DATE: 30 JUNE 2021 **ITEM NO: 21/06/PD9**

APPLICATION FOR WAIVING PAYMENTS (DEPOSITO) FOR ERECTING OF ELECTION POSTERS: DEPARTMENT PLANNING & DEVELOPMENT:

1. Introduction

Application is hereby made to the Kouga Municipal Council for the exemption of payment of application fees (deposit)and the time period in terms of the Outdoor and Advertising By-law of the Kouga Municipality, 2015, and the applicable tariffs as promulgated.

2. Background:

The Kouga Municipality received a circular from SALGA, dated 8th June 2021:

In preparation for the 2021 Local Government Elections and in an attempt to ensure the general smooth administration of the elections, SALGA has been approached to request all municipalities to accommodate political parties with regard to their Outdoor Advertising By-Laws. The request, in particular, is for municipalities to relax the said by-laws for a reasonable period leading up to the elections, in order to allow political parties to erect the necessary election posters.
The relaxation envisaged relates, amongst others, to the limitation on the number of posters to be erected, any prohibitions on the areas for the display of posters and the payment of deposits for the election of posters. Municipalities are, however, required to put arrangements in place to ensure the removal of all election posters by political parties immediately after the elections.
Municipalities are kindly requested to favourably consider this request, and to ensure that all registered political parties contesting the election received equal benefits in this regard.

The existing By-law stipulates a time frame of 14 days before any event may take place and be removed 2 days after the event.

Council must exempt the timeframes as well for erecting posters, a period of **a month** before the election and be removed **3 days** after the elections is proposed by the Department for exemption and compliance for political parties and to comply with all the applicable conditions with the By-law.

3. Legal & Financial Implications:

The Outdoor and Advertising By-law of Kouga Municipality, 2015 requires a deposit for the erection of political posters.

4. Recommendation:

4.1 That the Council approved the exemption for payment of a deposit, as per tariff for Outdoor Advertising, for all political parties for the erecting of political posters in the Kouga Municipal area.

4.2 The period of erecting the posters also be exempted from 14 days to a date that Council decided upon and be removed within 3 days after the elections.

4.3 That, the political parties, be required to comply with all the conditions as per Outdoor and Advertising By-law,2015, to ensure compliance for the erection of posters.

4.4 The Council shall reserve the right to impose conditions to ensure compliance to other legislation.

4.5 The proposed period for exemption be determined by the Council and that this period be publish in the local newspaper to inform all political parties of the exemption of payment of a deposit for the period as approved by Council.

Item prepared by: The Acting Director: Planning, Development & Tourism

Item approved by The Municipal Manager:

Item noted by Portfolio Chairperson: Planning & Development: