

**MINUTES OF AN ORDINARY COUNCIL MEETING OF KOGUA MUNICIPALITY HELD ON  
FRIDAY, 29 JULY 2022 AT 10:00**

**PRESENT: Councillors**

B Williams	(Speaker)
Ald H Hendricks	(Executive Mayor)
H Bornman	(Deputy Executive Mayor)
D Benson	
B Dhludhlu	
T Jantjes	
W Gertenbach	
H Murray	
R Foley	
F Heystek	
C August	
M Biko	
M van Niekerk	
J Alexander	
L Maree	
S Ruth	
P Oliphant	
M Dayimani	
M Yali	
V Gunuza	
K Ndzaleni	
N Ntshota	
B Human	
N Ntengwane	
E Mbuqu	
M Valgee	
W van der Linde	
M Mbandana	
V Zana	

**Officials &  
Municipal Manager**

C du Plessis	(Municipal Manager)
D De Jager	(Deputy Municipal Manager)
K Moodley	(Director: Corporate & Digital Services)
F Mabusela	(Director: PDT)
N Machelesi	(Director: Community Services)
T Madatt	(Acting Director: I&E)
R Lorgat	(CFO)
L Opperman	(Manager: Legal Services)
A Jonck	(Chief of Staff: Office of the Executive Mayor)
M Penxa	(Manager: Human Settlements)
E Goliath	(Acting Manager: Public Participation)
M Goduka	(Manager: ICT)
J Marias	(Manager: Planning and Development)

M Basson	(Acting Media Specialist)
P Setlai	(Committee Clerk)
N Mazibuko	(Committee Clerk)
M Julius	(Committee Clerk)

1. **NOTICE OF MEETING**

The Speaker read the notice convening the meeting in terms of Section 19 of the Local Government: Municipal Systems Act, 2000 (Act No.32 of 2000) that a virtual Council Meeting will be held.

2. **OPENING AND WELCOME**

The Speaker welcomed those present.

3. **ABSENT WITH LEAVE**

Cllr L Nkilishane

4. **ABSENT WITHOUT LEAVE**

None

5. **PRESENTATIONS**

None

6. **ACKNOWLEDGEMENTS, CONDOLENCES & CONGRATULATIONS**

Cllr V Zana extended condolences to the family of the former Executive Mayor, Mr Booie Koerat.

The Speaker extended his condolences and requested that a moment of silence be observed. He requested that Cllr Ntshota open with a prayer.

Cllr J Alexander congratulated Mr Jaco Smit who was participating in the Common Wealth Games and Ms Tiffany Maclean that had received the South African Youth Ambassador award for excellent community work. He further added that she been crowned the second princess in the Junior Miss SA contest and overall winner in the Eastern Cape. He expressed his condolences to the family of the Mr Jenneker who had been a stalwart in Jeffreys Bay.

The Speaker asked that the Councillor email him with the list of names mentioned so that a special message could be issued by the Municipality.

## 7. **STATEMENTS OR COMMUNICATION BY THE SPEAKER**

The Speaker stated that Council would move back towards holding physical meetings. The August Council meeting was on track to be held physically in the Council Chambers, even though it will be somewhat crowded.

The Covid cases were unfortunately rising in the Municipality again and the stats would be monitored to ensure safety once physical meetings resumed.

He stated that there appeared to be clarification required about the role of the Speaker in Council and reiterated the following: According to legislation the Speaker of a Municipal Council must:

- Ensure that the legislative arm of the Municipality functions effectively.
- Is responsible for the effective oversight over the executive authority of the Council.
- Must ensure the effectiveness of the committees of the Municipal Council established in terms of Section 79 of the Structures Act
- Is responsible for the ethics and accountability of the Municipal Council
- Must ensure the effectiveness and functionality of ward committees and the public participation processes.

A Speaker must also ensure compliance with the Code of Conduct for Councillors, both in Council and Council committees. We may ask ourselves why all the above is important. A Speaker must ensure that Council is taking lawful decisions as well as that there is effective oversight and good governance in Council.

It was therefore disappointing to note that several items were submitted by directorates that were clearly non-compliant in terms of the Standard Operating Procedures approved by Council on 29 June 2022. When this was raised, some officials seemed to believe that the Speaker was the problem when the Council resolution was implemented, and that the actual problem was not that directorates had submitted non-compliant items. The Municipal Manager has committed that this will be addressed and that all items submitted for consideration for inclusion in a Council agenda will in future be submitted timeously and comply with all legislation.

It is also important that members of the community play their oversight role, and this is facilitated by functioning Ward Committees, something that is not always the case in other municipalities around South Africa.

It was pleasing to note that all Ward Committees in Kouga are fully functional and public meetings, hosted by Ward Councillors are also taking place. It was discussed at the Ward Councillor Forum that week that the Ward Committee Action Sheets need to find expression at Portfolio Meetings to ensure that they are given the required attention. Ward Councillors must be empowered with the assurance that issues raised at Ward Committee level are being actioned by the Administration and that the community can play their oversight role as envisaged by legislation.

He would be doing a round of visits to ward offices during this quarter to ensure we have addressed the problems raised with the functionality of ward offices taking into consideration budgetary constraints have been addressed.

It was pleasing to be able to report to Council that continual attention is being given to the water crises facing Kouga and while there have been problems in certain communities, particularly in Humansdorp, it seems that we will avert a total shutdown of water supply in Kouga, should the dams run dry.

He urged Councillors to continue to urging residents to limit their usage of water as reducing demand must play a part in averting a humanitarian crisis in our Municipality.

Please continue with the good work you are all doing within our various communities. He continued to receive positive feedback that this Council is truly serving the needs of all our communities across Kouga Municipality.

8. **STATEMENTS OR COMMUNICATION BY THE EXECUTIVE MAYOR**

The Executive Mayor indicated that he would not make a statement due to internet connectivity issues.

9. **REPORT BACK: SARAH BAARTMAN DISTRICT MUNICIPALITY REPRESENTATIVE**

Cllr V Zana reiterated as raised in past meetings that nothing had tabled from the Sarah Baartman District Municipality representatives. This matter had to be taken seriously.

Cllr H Bornman agreed with Cllr Zana and proposed that Cllr V Gunuza be nominated to provide feedback on the District Council's meetings.

Cllr Zana stated that all the representatives had to come together to compile the report.

Cllr Bornman supported the proposal that the representatives compile the report with Cllr Gunuza taking the lead.

The Executive Mayor stated that he had connectivity issues and asked that Deputy Mayor table items on his behalf if he lost connectivity.

Cllr M Yali stated that the collective of representatives had to meet and agree on a name for a leader.

Cllr Bornman clarified that the proposal was that the Sarah Baartman representative team meet, under the leadership of Cllr V Gunuza, to ensure that a report back was tabled at the next Council meeting.

Cllr Zana supported that Cllr Gunuza lead the group.

## **Resolved (29 July 2022)**

1. That the Sarah Baartman representative team meet, under the leadership of Cllr V Gunuza, to ensure that a report back is tabled at the next Council meeting.

Proposed: H Bornman

Seconded: V Zana

## 10. **REPORT BACK: INTERGOVERNMENTAL RELATIONS FORUM (IGR)**

### **22/07/IGR1 PROVINCIAL TECHNICAL INTERGOVERNMENTAL FORUM MINUTES/RESOLUTIONS**

Cllr Zana appreciated the minutes but sought clarity on who the Chief of Staff: Office of the Executive Mayor was. He requested to be furnished with the adopted organogram to determine if the position existed.

The Municipal Manager stated that after a long consultative process, the organogram had been reviewed. He had signed off the organogram. The post of Manager: Office of the Executive Mayor was renamed to Chief of Staff.

Cllr Zana stated that the organogram was not tabled to Council and if there was an active Local Labour Forum the ANC would have been in a better position to accept this. The Council had to see the adopted organogram.

The Speaker stated that the Municipal Manager had the authority for signing off of the organogram, but it could be made available to the Council for noting as well placed on the Municipal website.

The Municipal Manager indicated that the organogram would be circulated.

The Speaker requested a 5 min recess.

The Speaker stated that the organogram had been signed off by the Municipal Manager and that the name of the post had been changed. The organogram would be supplied to all Councillors and placed on the website as well.

Cllr Yali raised further clarity on the organogram.

The Speaker stated that points of clarity could only be raised on the IGR item at hand and stated that questions regarding the organogram could be submitted in writing.

**Resolved (29 July 2022)**

1. That Council notes the resolutions/minutes of the Provincial Technical Intergovernmental Forum.

11. **REPORT BACK: MUNIMEC**

**22/07/MUNIMEC1 PROVINCIAL POLITICAL MUNIMEC RESOLUTIONS/MINUTES**

Cllr Zana appreciated the minutes and hoped that the Executive Mayor raised issues on the behalf of Kouga's communities.

**Resolved (29 July 2022)**

1. That Council notes the resolutions/minutes of the Provincial MuniMEC.

12. **DISCLOSURE OF INTEREST**

None

13. **STATUTORY MATTERS**

None

14. **MINUTES OF PREVIOUS MAYORAL COMMITTEE MEETING FOR NOTING**

None

15. **CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS**

15.1 **MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 29 JUNE 2022**

Cllr Yali on page 26, stated that the voting did not indicate individual names and who had abstained.

The Speaker responded that the matter would be addressed as the Council moved away from virtual meetings.

**Resolved (29 July 2022)**

1. That the minutes of the Ordinary Council meeting held on 29 June 2022 be accepted.

Proposed: L Maree

Seconded: C August

16. **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).*

17. **REPORTS OF COMMITTEES OF COUNCIL**

None

18. **REPORT BY THE OFFICE OF THE MUNICIPAL MANAGER**

**22/07/MM1**

**COUNCIL RESOLUTIONS AS AT 29 JUNE 2022**

The Executive Mayor tabled the items and handed over to the Municipal Manager to introduce the items.

Cllr W van der Linde requested an update on 22/03/I&E1 as the project had to be completed by the end of July.

The Municipal Manager responded that nearly all the funds had been spent but was inaudible thereafter.

Cllr W Gertenbach on page 44 requested clarity on the status of the purchase of electricity from private producers.

The Municipal Manager stated that the Municipality did not have a clear policy for implementation, and that this had to be given attention.

The Executive Mayor proposed that the item be referred to the next Kouga Collective meeting and was seconded by Cllr Maree.

**Resolved (29 July 2022)**

1. That the updated Action Sheets reflecting resolutions of previous Council meetings and resolutions approved during the period of the Executive Mayor's Delegated Authority, be noted.
2. That it be noted that all resolutions are referred to Top Management meetings for discussion whereafter outstanding reports are submitted to their respective Portfolio Committee meetings.

3. That Directorates complete the Action sheets comprehensively, indicating the official responsible for actioning the recommendation, the due date, status of completion and tasks performed.
4. That the report be tabled at the next Kouga Collective meeting.

Proposed: H Hendricks

Seconded: L Maree

**22/07/MM2**

**SERVICE DELIVERY BUDGET IMPLEMENTATION PLAN: 2022/23**  
**FINANCIAL YEAR**

The Municipal Manager introduced the item.

Cllr P Oliphant requested a ward based SDBIP to ensure it was indicated how various wards benefitted from service delivery. This was a proposal for going forward.

Cllr M Mbandana proposed that the SDBIP not be accepted. There was a Constitutional obligation stemming from Section 152 that indicated that the Council make provision for service delivery in a sustainable manner thus the SDBIP had to reflect information per ward.

Cllr Yali on page 64, stated that the date for publication on the Municipal website had to be corrected to 13 July 2022. On page 81, he stated that the SDBIP was not specific on which sports facilities would be upgraded. On Ocean View electrification, he queried when the project would be complete as the HDA would continue with the final stage of the electrification. He proposed that the item be referred to a Special Council meeting until it was ward based.

The Executive Mayor requested a 2-minute caucus.

The Speaker granted a 5-minute recess for caucus.

The Executive Mayor was inaudible but thereafter indicated he had nothing to report back.

The Municipal Manager stated that work was being completed on the Sea Vista Sportsfield and thereafter the Loerie Sportsfield, but other projects still had to be identified. The revision of the IDP was upcoming and specific focus would be placed on ensuring that each ward benefited from each project. This would be listed in the IDP to indicate which wards would benefit.



On the Ocean View electrification, he stated that the Municipality had not received an INEP allocation in the current year but there was a possibility that some funds would be allocated, if not the next allocation would be in 2023/2024 and 2024/25.

The Speaker asked if there were any points of clarity.

Cllr Yali indicated he had not heard the Municipal Manager's response.

Cllr Mbandana stated that he was not clarified on the matters especially considering his oversight responsibilities as section 79 committee member.

Cllr Gertenbach stated that some of the items mentioned in SDBIP were cross cutting for wards which would make it difficult to make all the items ward based in the SDBIP. Additionally, the Ward Development Fund was included in SDBIP.

The Executive Mayor requested that the Municipal Manager provide clarity.

The Municipal Manager on upgrading of sports facilities stated that the list of priorities would be finalised.

The Speaker stated that further questions of clarity could be submitted in writing.

Cllr Dhludhlu proposed that the SDBIP be supported.

Cllr Yali stated that there were other proposals.

The Speaker stated that there had been a proposal that the administration consider ward based SDBIP going forward.

Cllr B Dhludhlu agreed with Cllr Gertenbach, it was impossible to create a completely ward based SDBIP.

Cllr Zana stated that he had lost connectivity.

The Speaker clarified that Cllr Dhludhlu had proposed that the recommendations be accepted as tabled.

Cllr Mbandana stated that the item had to be rejected until it reflected ward-based information especially considering the legislative mandates of Council.

Cllr C August seconded Cllr Dhludhlu's proposal.

The Speaker put the matter to vote for noting the recommendations as proposed by Cllr Dhludhlu.

The matter was put to a vote as follows:

In favour - 15

Not in favour - 6

**Resolved (29 July 2022)**

1. That the Service Delivery and Budget Implementation Plan for the 2022/23 financial year as approved by the Executive Mayor be noted.
2. That the Municipal Manager oversees the quarterly submission of departmental progress reports to Council on the implementation of the Service Delivery and Budget Implementation Plan.

Proposed: B Dhludhlu

Seconded: C August

**22/07/MM3**

**APPOINTMENT OF NEW KOGUA AUDIT COMMITTEE MEMBER AND EXTENSION OF EXISTING MEMBER'S TERM**

The Municipal Manager introduced the item.

Cllr Oliphant noted with the report with serious concern and questioned what criteria was used for appointment and why locals were not appointed. He further questioned whether Mr Moodaley was related to any employees of Kouga Municipality.

Cllr Zana queried where Mr Moodaley resided as page 109 only indicated the residency of Mr Coezter.

The Municipal Manager stated that Mr Moodaley had no relative at the Municipality and was independent. He was a Port Elizabeth resident and local suitable people could be used but he was the most suitable candidate according to the criteria.

Cllr Oliphant queried if there had been nobody in Kouga who had met the relevant criteria.

The Municipal Manager stated that at the time of appointment a local had not met the required criteria. The regulations did not state that a local had to be appointed but local applicants that met the criteria would receive preference.

Mr Coetzer is a local resident, and his appointment was recommended for extension. The Municipality was happy that Mr Moodaley would add value to the Audit Committee with his relevant skills.

Cllr Mbandana queried if Mr Moodaley was related to any employee.

The Speaker stated that Municipal Manager clarified that Mr Moodaley had no relatives at the Municipality.

Cllr Dhludhlu proposed that the recommendations be accepted as tabled and was seconded by Cllr van der Linde.

Cllr Yali proposed that the post be readvertised until a local was selected and was seconded by Cllr Zana.

The Speaker put the two proposals to a vote by a show of hands.

Proposal one by Cllr Dhludhlu:

In favour - 17

Not in favour - 9

Proposal two by Cllr Yali:

In favour - 9

Not in favour -17

The Speaker stated that item was approved.

**Resolved (29 July 2022)**

1. That Mr. Romano Moodaley be appointed as a member of the Kouga Audit Committee for a period of 2 years (ending 30 June 2024).
2. That the existing member Rodney Coetzer's contracts be extended to 30 June 2023.

Proposed: B Dhludhlu

Seconded: W van der Linde

19. **REPORTS BY THE EXECUTIVE MAYOR**

19.1 **REPORTS BY THE CHAIRPERSON: FINANCE**

22/07/F1

**SUPPLY CHAIN MANAGEMENT: QUARTERLY REPORT FOR THE PERIOD ENDING 30 JUNE 2022**

The Executive Mayor tabled the items.

Clr Gertenbach introduced the item.

Clr Oliphant questioned if local SMMEs were considered for opportunities. The opposition was concerned about local SMMEs benefitting. The report did not indicate if the suppliers were local.

Clr Bornman raised a point of order and referred to rule 32 on relevance. The policy related to the appoint of service providers had been recently reviewed and debated and locality had been addressed as well.

The Speaker agreed with Deputy Mayor and stated that the policy was debated and amended, with the opposition in attendance, to make provision for locality in tenders to allow opportunities for locals to participate.

Clr Oliphant queried a service provider, TMT, mentioned.

Clr Dhludhlu raised a point of order and referred to rule 32 on relevance. Councillors were barred from interfering with bids and tenders.

Clr Oliphant requested a copy of the contract for TMT.

The Speaker responded that the request could be submitted in writing.

Clr Dhludhlu on page 113, stated that the wording had to be corrected within the item as three bids were cancelled and not one.

The Speaker indicated that the report was unanimously approved.

**Resolved (29 July 2022)**

1. That Council approve the report.

22/07/F2

**REVIEW OF REVENUE POLICY- PROVISION FOR DOUBTFUL DEBT AND WRITE-OFF OF IRRECOVERABLE DEBT 2022-2023**

Clr Gertenbach introduced the item and indicated that the policy had been workshopped.

Clr Zana noted the report.

The policy was unanimously adopted.

**Resolved (29 July 2022)**

1. That the policy on Provision for Doubtful Debt and Write-off of Irrecoverable Debt 2022-2023 be adopted by Council, and that the policy comes into effect on the 1st of August 2022.

19.2 **REPORTS BY THE CHAIRPERSON: CORPORATE SERVICES**

**22/07/CORP1**

**USE OF MUNICIPAL HOUSE AS A GUESTHOUSE – 2 DIANA CRESCENT, ST FRANCIS**

The Executive Mayor tabled the item.

Cllr Jantjes introduced the item.

Cllr Oliphant requested clarification on whether the house would accommodate delegations from overseas visiting the Municipality or South African official delegations as well. There was nothing wrong with the item fundamentally, but could the house not be sold for funds? Was it a priority?

The Executive Mayor stated that it was a cost containment measure as well as revenue raising asset. If the Municipality had guests, the house could be used for accommodation to contain costs. He was thereafter inaudible.

The Speaker stated that the Mayor had indicated that the house would be a revenue generator and contain costs. He further added that during the peak holiday season, the house would raise significant revenue.

Cllr Zana raised concern about the Municipality entering the terrain of established accommodation in St Francis Bay. How would local businesses receive this? What would happen to the house outside of the peak season? Selling the asset was a better alternative.

The Speaker stated that in December there was not enough accommodation available in the area and it could be used for cost containment during the low seasons.

The Speaker asked if there were any counter proposals.

Cllr Zana stated that it was not a counter proposal in principle.

The Speaker stated that according to market research, the rental price was about R5000 a day for accommodation of that size during peak season therefore it was sustainable in the long term.

The Speaker welcomed the concerns and inputs raised.

The resolutions were unanimously approved.

**Resolved (29 July 2022)**

1. That it be noted that 2 Diana Crescent, St Francis, is a municipal owned property;
2. That the municipal house be used with immediate effect to house job applicants, new employees for 2 months temporary accommodation, international municipal guests and consultants as a cost containment initiative;
3. That Council grant approval for 2 Diana; St Francis to be used as a future guesthouse;
4. That the necessary Consent Use Application process commence to formally obtain planning approval for the house to be used as a guesthouse.

19.3 **REPORTS BY THE CHAIRPERSON: INFRASTRUCTURE & ENGINEERING**

**22/07/I&E1 RE: AUTHORITY TO ENDORSE AND DISPATCH DBSA AGREEMENT ON BEHALF OF COUNCIL**

The Executive Mayor tabled the items.

Cllr L Maree introduced the item.

Cllr Zana requested clarity on which areas the master plans and feasibility studies would be carried out in. The plans had to be clear on areas.

The Speaker stated that the master plans would address the needs in every community and town in Kouga and this would be captured within the documents. The Council would be able to engage the Masterplans at a later stage. The recommendations were sorely needed and would guide the IDP, Budget and SDBIP.

The item was unanimously approved.

**Resolved (29 July 2022)**

1. That Council approve the request for non-lending support from the Development Bank of South Africa Limited ("**DBSA**") for the development and implementation of a feasibility study for renewable energy within Kouga.
2. That Council approve a request to the Development Bank of South Africa to assist Kouga with non-lending support for the creation of masterplans for water, sewer, roads and stormwater.

**22/07/I&E2** **RE: REALLOCATION OF FUNDS FROM ROADS RESEALING PROJECT TO THE WATER PURIFICATION PACKAGE PLANT FOR JEFFREY'S BAY**

Cllr Maree presented the item.

The Speaker indicated that the item had to be put to the vote as it had budget implications.

The CFO on the recommendations, stated that the date within the table had to be amended to reflect as 2022/23 and not 2021/22.

The Speaker put the amended recommendations to the vote as follows:

In favour - 17

Not in favour - 10

Abstain - 1

**Resolved (29 July 2022)**

1. That Council, by resolution taken by the majority of its full number, and in terms of Section 30(2) of the Local Government: Municipal Structures Act No. 117 of 1998 (as amended), read in conjunction with Section 28 of the Local Government: Finance Management Act, Act 56 of 2003, approves the following proposed amendments to the 2022/2023 Operational Budget:

<b>Project Name</b>	<b>2022/2023 Approved Budget (Excl. VAT)</b>	<b>2022/2023 Proposed Adjustments (Excl. VAT)</b>	<b>Increase</b>	<b>Decrease</b>
Repairs & Maintenance of Roads: U-KEY:20170702071239	R10,000,000.00	R4,682,000.00		R5,318,000.00
<b>New U-KEY: Groundwater Supply Improvement</b>			<b>R 5,318,000.00</b>	

**22/07/I&E3** **RE: REQUEST FOR INCREASE OF MIG FUNDING (BUDGET MAINTENANCE): UPGRADING OF GRAVEL ROADS IN KOUGA-HUMANSDORP**

Cllr Maree presented the item.

Cllr Zana wanted to know which roads would be dealt with and further stated that it had to be done in an equitable manner.

The Executive Mayor stated that information would be provided.

It was a multi year project and many roads in Kouga would be addressed. He proposed that an additional recommendation be included which indicated that the priority list for gravel road upgrades be resubmitted to the I&E Portfolio Committee for noting. Cllr Zana seconded the proposal.

**Resolved (29 July 2022)**

1. That the Council support and approve the application to the Department of Cooperative Government and Traditional Affairs for an increase in total project funding for the MIG project: Form ID: 358972- Upgrading of Gravel Roads in Kouga-Humansdorp with an additional amount of R 5 595 161.86 (Incl. VAT).
2. That the priority list for gravel road upgrades be resubmitted to the I&E Portfolio Committee for noting.

Proposed: H Hendricks

Seconded: V Zana

19.4 **REPORTS BY THE CHAIRPERSON: PLANNING, DEVELOPMENT & TOURISM**

**22/07/PDT1 RE: COUNCIL APPROVAL AND ADOPTION OF DRAFT HOUSING ALLOCATION POLICY**

The Executive Mayor tabled the items.

Cllr Bornman introduced the item.

Cllr Zana questioned why the report had not been tabled at the Portfolio level.

The Manager: Human Settlements stated that policy had been tabled at the last Policy Workshop and the requested amendments regarding the role of the Director: PDT and Allocation Committee had been included.

Cllr Oliphant requested clarity on whether the policy was aligned to the provincial and national Department of Human Settlements policies.

The Manager: Human Settlements confirmed that the policy was in line with the national and Eastern Cape provincial guidelines.

Cllr Mbandana enquired why the policy was tabled to Council when it had been referred back.

Cllr Dhludhlu stated that the policy had been thoroughly workshopped and was tabled with corrections thus it was procedurally correct for it to be submitted to Council.

The Executive Mayor stated that the policy was workshopped but was inaudible thereafter.



The policy was unanimously approved.

**Resolved (29 July 2022)**

1. That Council approves and adopts the Housing allocation policy.
2. That the approved policy be placed on the Municipal Website.

**22/07/PDT2 DRAFT BYLAW RELATING TO LAND INVASION, MANAGEMENT AND CONTROL OF INFORMAL SETTLEMENTS**

Cllr Bornman introduced the item and requested that the wording of recommendation be amended to indicate that Council approves the By-law.

Cllr Zana noted the item with the amended recommendation.

The By-law was unanimously approved.

**Resolved (29 July 2022)**

1. That in terms of section 12 (3) of the Municipal Systems Act, the Council approves the Draft By-law for public participation process relating to land invasion, management and control of informal settlements.

**22/07/PDT3 DISPOSAL OF LONG STREET, BOKMAKIERIE STREET, PORTION OF BLOUBOK STREET AND PORTION OF HERON STREET – PUBLIC ROADS IN THE INDUSTRIAL AREA HUMANSDORP**

Cllr Bornman introduced the item

Cllr Oliphant stated that the ANC was not against development in Kouga. It was noted that majority of the industrial area was privatised by Woodlands Dairy, but this had to translate to more job opportunities and increased social responsibility. He cautioned against the sale of the entire industrial area to Woodlands Dairy.

The item was unanimously approved.

**Resolved (29 July 2022)**

1. That Council takes note of the progress report in respect of the alienation of the public roads contemplated herein, namely, Long Street, portion of Bloubok Street, Bokmakierie Street and portion of Heron Street to Woodlands Dairy.
2. That that Accounting Officer proceed with the finalisation of the disposal of the public roads based on fact that the public roads contemplated in 1. have now been formally closed.

3. That Council grants authorization to the Accounting Officer to transfer the slivers located on erven 3771, 3772 and 3776 Humansdorp to Woodlands Dairy as non-viable land which is of no practical use to any other person.
4. That Council confirms that the immovable property listed in 3. above is not needed to provide the minimum level of basic municipal services.

**22/07/PDT4 EXPANDED DEFINITION OF BUILDING DEPOSITS FEES AND CHARGES FOR THE 2022-23 FINANCIAL YEAR**

Cllr Bornman presented the item and requested to amend Annexure A of the item on page 193. The square meterage had to be amended for *Sub-Economic: Single Residential Dwellings* from "0-199" to "0-999" and for *Other: Residential Dwellings* it had to be amended from "<200" to "<1000". The definition was being broadened.

Cllr Zana welcomed the change as there was no change in tariffs.

Cllr Bornman proposed that recommendation 7.1 be amended to include "as reflected in **Annexure "A"** as amended". Cllr Maree seconded proposal.

The matter was put to a vote by show of hands as follows:

In favour: 17

Not in favour: 10

Abstain: 1

**Resolved (29 July 2022)**

1. That Council approve the extended definitions of "Sub-economic" and "Other" as they relate to building deposit charges and fees for the Planning, Development and Tourism Directorate for the 2022/23 financial year, as reflected in **Annexure "A"** as amended, with effect from 29 July 2022.
2. That Council authorize the Accounting Officer/CFO to update the building deposit charges and fees for Planning, Development and Tourism Directorate for 2022/23 financial year to reflect.

Proposed: H Bornman

Seconded: L Maree

20. **CLOSURE**

The meeting closed at 12.56



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**B WILLIAMS**  
**SPEAKER**

05 September 2022

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**DATE**

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