

**MINUTES OF A VIRTUAL ORDINARY COUNCIL MEETING OF KOUGA
MUNICIPALITY HELD ON WEDNESDAY, 30 OCTOBER 2024 AT 10:00 AM**

PRESENT: Councillors

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

**Officials &
Municipal Manager**

C du Plessis (Municipal Manager)
D de Jager (Deputy Municipal Manager)
R Lorgat (Chief Financial Officer)
N Machelesi (Director: Community Services)
L Ramakuwela (Director: Planning & Development)
T Madaff (Director: Electro-Mechanical Services)
J du Toit (Acting Director: Civil & Water Services)
M Rossouw (Manager: Administration & Auxiliary Services)
E Goliath (Manager: Public Participation)
A Koegelenberg (Manager: PMS)
L Grobler (Legal Officer)
K Minnaar (Chief of Staff)
C Prinsloo (Legal Officer: Office of the Speaker)
M Julius (Senior Admin Officer: Committees)
S Sidjiyo (Committee Officer)
R Swart (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 an Ordinary Council Meeting will be held virtually on 30 October 2024 at 10:00 a.m.

2. **OPENING AND WELCOME**

The Speaker welcomed everyone present to the meeting and requested Cllr Ntshota to open the meeting with prayer.

3. **ABSENT WITH LEAVE**

W Petersen
L Nkilishane
C de Kock (Director: Civil & Water Services)
L Opperman (Manager: Legal Services)

4. **ABSENT WITHOUT LEAVE**

N Ntengwane
M Mbandana

5. **PRESENTATIONS**

None.

6. **ACKNOWLEDGEMENTS, CONDOLENCES & CONGRATULATIONS**

Cllr Alexander congratulated the Kruisfontein United Rugby Club for winning the Eastern Province Championship.

Cllr Oliphant on behalf of the African National Congress conveyed heartfelt condolences to the family of a 16-year-old boy student from Lungiso Public High School in Humansdorp who was stabbed to death.

He further commended the Ward Committee, the residents, and the Police for conducting random searches at the school to combat crime.

Cllr Ndzelani extended condolences to the family of the former Mzingisi Primary School teacher Mr Michael Magibisela who had passed away.

Cllr Zana acknowledged and honored the lives of former Ministers of Finance, Mr Pravin Gordhan and Mr Tito Mboweni who were recently laid to rest. He expressed condolences to the family of the ANC Regional Secretary who lost his daughter.

He further congratulated Bafana Bafana goalkeeper, Rowan Williams who was nominated for the Yashin Trophy Awards and his 9th position in the FIFA Rankings.

Cllr Human congratulated the Kruisfontein United Rugby Club and appreciated the newly elected Committee for the Kouga Region Rugby.

Cllr Dhludhlu commended the Municipality for the launch of the Anti-Corruption Hotline.

Ald Benson extended birthday wishes to the following Councillors:

- Cllr Jantjes and Cllr Yali – 5 November
- Cllr Maree – 21 November
- Ald Williams – 23 November

7. **STATEMENTS OR COMMUNICATIONS BY THE SPEAKER**

Good morning, Executive Mayor, Councillors, Municipal Manager and officials. Welcome to the October meeting of Council.

It is pleasing to report back to Council that major progress has been made with the ward development fund procurement, and we will be in a position to start distributing items to various beneficiaries within the next few weeks.

The hard work and dedication of our officials in ensuring processes were followed is highly appreciated and I would like to express my appreciation to Ms Wendy Betsha for her hard work in making sure procurement took place.

We would also like to welcome back Mr Eugene Goliath after he had an operation and look forward to the energy and commitment he brings to his job.

I would also like to report back to Council on the effectiveness of our virtual meetings.

As we are all aware we only have a capacity for 5 members of the public to join us for physical meetings in the Council Chambers. The recordings of virtual council meetings are uploaded to the Municipal website the day after Council meetings and the engagement of the public has been as follows.

23 August Special Council meeting: 54 people listened to the meeting.

28 August Council meeting: 74 people listened to the meeting.

13 September Special Council meeting: 80 people listened to the meeting.

Thanks to the Corporate Services Directorate for implementing monitoring tools that have enabled us to see how many people are engaging and it is pleasing to note that 10 times more people are engaging online and are able to follow decisions of Council.

With portfolio meetings taking place in the first week of November, I would like to urge Councillors to participate in the meetings and to play their oversight role.

In particular the ward action sheets need to be reviewed and feedback provided by the ward Councillors and committees to ensure service delivery is taking place at the grassroots level and that ward committees are empowered to represent their various communities.

Liquor licenses remain problematic, but we now have a process in place that ensures that applications are receiving attention from all role players and a legal opinion will be obtained to see whether Council can delegate the process to the Administration, which will further speed up the process.

Thank you to Mr De Jager and the officials in my office, namely Mrs Klopper and Ms Prinsloo for all the hard work they have put in to get us to where we are today, in spite of all the frustrations and shifting goalposts.

I look forward to a productive and fruitful Council meeting today.

Thank you.

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

Speaker
Deputy Executive Mayor
Municipal Manager
Deputy Municipal Manager and directors
Members of the Mayoral Committee
Councillors
Officials

Good morning

Speaker,

I would like to first send my heartfelt condolences to families and communities who were victims of mass shooting in Lusikisiki, Qumbu, Mthatha and in Nelson Mandela Bay.

These gruesome violent crimes must be condemned with the highest order they deserve, and may law take its cause in apprehending and put behind bars all the perpetrators who orchestrated them.

We need to be proactive, as a local municipality, to do all we can to avoid such incidents taking place here. It is for this reason that we hosted a successful Safety Summit on the 2nd October which involved all local stakeholders coming together to amend our safety policy and identify ways in which we can control and reduce crime in Kouga Municipality.

This summit developed a Kouga Municipality Safety Plan and stakeholders signed a memorandum of cooperation. We are truly grateful to the insight and roles played by both Alderman JP Smith and Cllr Leon van Dyk from City of Cape Town and Mossel Bay Municipality respectively. They shared an invaluable insight with our Delegates. We hope to increase the magnitude of this summit and see positive results it ought to yield.

We have zero tolerance for Crime in Kouga. Working together with relevant stakeholders, we will fight crime and Keep Kouga safe.

Speaker.

It is now over 100 days since the establishment of the Government of National Unity. The political parties participating in GNU have outlined their priorities in their respective offices.

President Cyril Ramaphosa highlighted that South Africans expressed their wishes in the polls, and they chose not to give a political party majority to govern South Africa.

We must commend the work and progress of GNU in the last 100 days.

Through GNU, we managed to get the support of Minister of Agriculture, John Steenhuisen, as we continue to face the Foot and Mouth Disease. Minister Steenhuisen and MEC Nonceba Konstiwe of the Department of Agriculture and Agrarian Reform in the Eastern Cape are working closely together to assist Kouga Municipality in fighting the outbreak of Foot and Mouth Disease.

Through GNU, we have managed to get the support of Deputy Minister of Trade, Industry and Competition, Andrew Whitfield, to develop eco-industrial hub in Humansdorp which will see this town and Kouga region at large thriving economically.

I remain hopeful of the plans in place to see this hub becoming a reality.
Speaker,

it is critical for our municipality to build and nurture relations between Local and Provincial Governments. These relations will enable us to work closely with provincial departments in finding solutions to challenges that fall outside our responsibility.

From 22 to 24 October, we successfully held 3 IGR sessions with provincial government officials. These sessions are critical for implementing provincial projects within the Kouga region.

The nearly R220 million road project between Humansdorp and Hankey is progressing well. Council should note that we have in the past years requested the Department of Transport to rehabilitate this road, through consistent IGR sessions we are finally seeing results.

There was an attempt by community members to shut down this project – I would like to appeal to Councillors to refrain from spreading information to communities without validating the facts first.

I am immensely proud of the work that went behind the upgrade at Gill Marcus Water Treatment works which is now complete. This upgrade with a cost of nearly R5 million is essential to the Kruisfontein residents.

The other areas that will benefit from this project include 7de Laan, Maak `n Las, Donkerhoek, Mooi Uitsig, Hopeville, Ext 391, Arcadia, Moerasrivier, Graslaagte, and Vaaldam, communities that were previously last in line to receive water from the current reticulation system.

One of our key priorities as the municipality is to improve our water infrastructure and diversify our water resources.

With this complete upgrade, I am proud that we will meet the water demand of Gill Marcus area.

Speaker,

We have set aside R5 million to upgrade electricity infrastructure in Sea Vista. I am in constant communication with Minister of Public Works, Dean Macpherson, requesting permission to upgrade the electricity infrastructure in Sea Vista informal settlement.

This will prevent the ongoing illegal electricity connections.

Additionally, we are investing nearly R34 million to upgrade our electricity substation in Ocean View and KwaNomzamo.

Speaker,

I also want to urge residents to sign our petition to stop the proposed increase of 40% electricity tariff by NERSA. I wrote to NERSA in August, I only received confirmation of receipt of my letter and no feedback thereof.

We will submit this petition to Parliament. Our residents cannot afford this ridiculous increase, it will have devastating impact on our economy and livelihood.

Lastly, Nature conservation has been a highlight in the past month.

Kouga Municipality hosted a 3-day convention of the Institute of Environmental Management (IERM). This institute seeks to derive strategies on how to manage our green spaces. With Kouga tourism growing annually, these strategies become increasingly important.

Additionally, we recently hosted the National Wetlands Indaba in collaboration with Water Research Commission, South African Wetlands Society, Eastern Cape Wetlands Forum (ECWF) and the Department of Economic Development, Environmental Affairs and Tourism (DEDEAT). This institute also seeks to develop policies and strategies to conserve wetlands in South Africa and we are proud to be hosting this critical event in Kouga once again.

Speaker,

I would like to conclude with two congratulatory remarks,

Firstly, Aunty Lau's Kitchen from Sea Vista who won first prize in the Calamari Festival held in St Francis Bay. Aunty Lau's Kitchen has been operating for the past 3 years. This affirms Kouga's growth in this industry. As a municipality, we also hope to grow this occasion and ultimately become the world's biggest calamari festival.

Secondly, I am immensely proud of the men in purple for bringing the SCORE Energy Drink EPRU cup home. The Kruisfontein United Rugby Club represented Humansdorp and Kouga region with distinction in this competition.

I wish to thank all of our officials for their hard work in the first quarter of this year, progress is evident, but we still have a long way to go if we are to realize our full potential of becoming a blueprint of what a flourishing South Africa can look like.

I thank you.

9. **DISCLOSURE OF INTEREST**

Cllr Alexander declared an interest on items 24/10/FED1 and 24/10/FED2.

10. **STATUTORY MATTERS**

None.

11. **MINUTES OF PREVIOUS MAYORAL COMMITTEE MEETING FOR INFORMATION**

11.1 **MINUTES OF THE MAYORAL COMMITTEE MEETING HELD ON 17 JULY 2024**

Resolved (30 October 2024)

1. That the minutes of the Mayoral Committee meeting held on 17 July 2024 be noted.

11.2 **MINUTES OF THE MAYORAL COMMITTEE MEETING HELD ON 15 AUGUST 2024**

Resolved (30 October 2024)

1. That the minutes of the Mayoral Committee meeting held on 15 August 2024 be noted.

12. **CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING**

12.1 **MINUTES OF A SPECIAL COUNCIL MEETING HELD ON 23 AUGUST 2024**

Resolved (30 October 2024)

1. That the minutes of the Special Council meeting held on 23 August 2024 be approved.

Proposed: Cllr J Alexander

Seconded: Cllr F Heystek

12.2 **MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 28 AUGUST 2024**

Resolved (30 October 2024)

1. That the minutes of the Ordinary Council meeting held on 28 August 2024 be approved.

Proposed: Cllr M van Niekerk

Seconded: Cllr S Ruth

12.3 **MINUTES OF A SPECIAL COUNCIL MEETING HELD ON 13 SEPTEMBER 2024**

Resolved (30 October 2024)

1. That the minutes of the Special Council meeting held on 13 September 2024 be approved.

Proposed: Ald D Benson

Seconded: Cllr B Dhludhlu

13. **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).

14. **REPORTS OF COMMITTEES OF COUNCIL**

14.1 **REPORT BACK: SARAH BAARTMAN DISTRICT MUNICIPALITY REPRESENTATIVE**

None.

14.2 **KOUGA AUDIT COMMITTEE**

None

14.3 **RULES & ETHICS COMMITTEE**

None.

14.4 **MONITORING & EVALUATION COMMITTEE**

Resolved (30 October 2024)

1. That Council consider the minutes of the Monitoring and Evaluation Committee held on 05 March 2024.
2. That Council consider the recommendations made in the 2023/2024 Mid-Year Report by the Monitoring and Evaluation Committee.
3. That Council consider the minutes of the Monitoring and Evaluation Committee held on 13 August 2024.
4. That Council approves the Monitoring and Evaluation Annual Workplan.

14.5 **MUNICIPAL PUBLIC ACCOUNTS COMMITTEE**

Resolved (30 October 2024)

1. That the minutes of the Municipal Public Accounts Committee meeting held on 20 August 2024 be noted.

15. **REPORT BACK: MUNIMEC**

None.

16. **REPORTS BY THE OFFICE OF THE MUNICIPAL MANAGER**

24/10/MM1 COUNCIL RESOLUTIONS AS AT 13 SEPTEMBER 2024

Cllr Zana commended the Administration for the completed items on the action sheet. He referred to page 111 and enquired about the progress on the transfer of the Thornhill Electrical network from Nelson Mandela Bay Metro (NMBM) to Kouga Municipality.

On page 108, he enquired about the co-funding by the Windfarm to upgrade internal sanitation for the 30 units earmarked before the end of December 2024 in the Umzamowethu, Oyster Bay area.

Cllr van der Linde enquired about the following matters:

- On page 77, he sought reasons why item 21/12/MM2 was unresolved.
- On page 79, he questioned why the Grant in Aid Policy has not yet been workshopped.
- On page 90, he requested an update on the DBSA loan.
- On page 95, he sought an update on the Aston Bay Caravan Park.

Cllr Heystek referred to page 79 and raised a concern about the non-response from the Provincial Department of Health regarding petitions received from Kouga Local Clinics. He further noted the non-support from the relevant provincial government regarding the foot and mouth outbreak in the Kouga region.

The Speaker enquired about the following matters:

- On page 93, he questioned when will the amended report be submitted to DEDEAT.
- On page 94, he sought progress on the transfer of property concerning erf 6650 in favor of erf 6649. Regarding item 21/05/PD15, he enquired about the outcome of the meeting held on 15 October 2024 with the applicant.
- On page 96, item 22/06/PDT17, the Speaker enquired when will the draft be finalised regarding the rezoning of portion 1 of the farm.
- On page 97, he requested reasons why items 22/08/PDT8, 22/08/PDT9, and 22/08/PDT 10 are indicated in progress but marked with green.
- On page 98, he sought clarity on the intervention regarding the use of wires for electrification in the London area and the outcome of the meeting with Eskom held in September.
- On page 100, he questioned the finalisation of the Service Level Agreement (SLA) for the Weston Waste Water Treatment Works (WWTW).
- On page 101, item 24/08/CWS5, he enquired when will the criteria for project selection be circulated.

In response to the DBSA loan, the CFO indicated that the loan application was recommended to the Investment Committee scheduled for 5 November 2024 and his office would await the outcome thereof.

Regarding the Grant in Aid Policy, he stated that all the Economic Development policies would be reviewed and submitted to the relevant Committee structures and later to Council before the end of February 2025.

Regarding the transfer of the Thornhill Electrical network from NMBM to Kouga Municipality, the Director: Electro-Mechanical Services indicated that a revised quotation from the NMBM was received for the connection point and the Department of Human Settlement would pay for the value created. Regarding the meeting with Eskom in September, the Director highlighted that several issues were discussed, and a WhatsApp group was established with all the role players. He further added that quarterly meetings would be held with all the role players to track progress. On the electrification of the London area, the Director: Electro-Mechanical Services mentioned that through internal funding, 200 units would be electrified in the London, Ebumnyameni, and New Rest areas. He added that no units would be electrified within the servitude of Kouga.

Regarding the Umzamowethu, Oyster Bay sanitation project, the Acting Director: Civil and Water Services indicated that the Windfarm was on track with the upgrade of 30 households by December. On the Weston WWTW, he highlighted that the Department of Human Settlements indicated that the SLA would be finalised before the end of October and a Contractor was appointed for the upgrade of the Weston WWTW. On the criteria for project selection, he highlighted that the draft criteria were created and would be submitted to the relevant stakeholders and subsequently to the Portfolio Committee meeting.

In response, to the Aston Bay Caravan Park, the Municipal Manager indicated that there was no progress on the matter, and intervention from the National Department was requested. He further added that alternative places were being explored to move the affected people should a need arise.

On the issue of the Delegations Register, the Deputy Municipal Manager indicated that benchmarking was done with other Municipalities, and the Delegations Register was amended and submitted to the Executive Mayor. He added that further discussions would be held at Strategic Planning Sessions.

In response to the amended report to DEDEAT, the Director: Planning Development stated that the service provider was still working on the environmental report and a follow-up meeting to discuss progress was scheduled for Friday, 1 November 2024. Regarding the transfer of property, he indicated that the appointed Attorney was still perusing the matter and a follow-up would be done. On item 21/05/PD15, the Director mentioned that his office met with the applicant, and it was discovered that the portion resolved by Council was not the correct portion.

He added that a site visit would be scheduled for the identified portion to engage with the occupants and draft a revised item to Council on the outcome of the discussions.

Regarding the rezoning of portion 1, the Director: Planning Development highlighted that the feasibility report was anticipated to be complete by the end of December 2024 and rezoning would commence thereafter.

On the issue of in-progress items, the Director indicated that the items in question were resolved on the directorate side and would be amended accordingly on the action sheet.

Resolved (30 October 2024)

1. That the updated Action Sheets reflecting resolutions of previous Council meetings, be noted.
2. That the action sheet be tabled at Top Management for discussion and actioning.

24/10/MM2 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE: ALETTA KLAASSEN, HUMANSDORP

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application was submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

24/10/MM3 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE: AT THE LAGOON, ASTON BAY

Resolved (30 October 2024)

1. That Council takes note of the public participation process held for the liquor license application.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

24/10/MM4 APPLICATION FOR TRANSFER OF LIQUOR LICENCE CERTIFICATE: BLACK HOG BREWERY, ST FRANCIS BAY

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

**24/10/MM5 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE:
FOUNTAINS MALL, JEFFREYS BAY**

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

**24/10/MM6 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE:
JBAY LIQUORS**

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

**24/10/MM7 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE:
JEFFREYS BAY PRIMARY SUPPORTERS CLUB**

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

**24/10/MM8 APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE:
PERCILEEN FELIX, FELIX TAVERN, HUMANSDORP**

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

24/10/MM9

APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE: THE KITCHEN, ST FRANCIS BAY

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

24/10/MM10

APPLICATION FOR A LIQUOR TRADING REGISTRATION CERTIFICATE: RFG ATTORNEYS INC ON BEHALF OF THE APPLICANT, ULTIMATE CLUB, JEFFREYS BAY

Resolved (30 October 2024)

1. That Council notes that no minutes of the public participation process for the liquor license application were submitted.
2. That the Liquor Board considers all comments from the Kouga Local Municipality's service departments.
3. That the Eastern Cape Liquor Board be notified of the Council's Resolution herein.

24/10/MM11

2024/25 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: PROGRESS UP TO THE QUARTER ENDING 30 SEPTEMBER 2024

Cllr Oliphant indicated that the ANC was not in support of the SDBIP as it was not reasonably responding to the challenges and plight of the non-affluent Wards in Kouga.

The Speaker called for a vote on the acceptance of the recommendations.

In favour: 17
Not in favour: 8
Abstained: 0

Resolved (30 October 2024)

1. That the Quarter 1 institutional performance report on progress made with the implementation of the 2024/25 Service Delivery and Budget Implementation Plan be considered by Council.
2. That Directorates ensure that corrective actions are discussed and agreed on at the level of the Portfolio Committees in respect of all Key Performance Indicators where set targets for the reporting period have not been achieved to ensure achievement of the annual performance targets and that such corrective actions be submitted to the relevant Portfolio Committees.

24/10/MM12 DETERMINATION OF THE UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF A MUNICIPAL COUNCIL FOR 2023/2024 FINANCIAL YEAR

Resolved (30 October 2024)

1. That the report on the Determination of the Upper Limits of Salaries, Allowances, and Benefits of different members of the Municipal Council for the 2023/24 financial year be noted.
2. That Council approve the implementation of the Upper limits based on Gazette 51407 dated 17 October 2024.
3. That such implementation be back dated with effect from 01 July 2023.
4. That the Municipal Manager prepares all the required information and documentation for submission to the MEC for concurrence.
5. That upon concurrence by the MEC, the upper limits of the Gazette be implemented retrospectively with effect from 01 July 2023.

17. REPORTS BY THE PORTFOLIO COMMITTEE CHAIRPERSONS

17.1 REPORTS BY THE CHAIRPERSON: FINANCE & ECONOMIC DEVELOPMENT

24/10/FED1 SUPPLY CHAIN MANAGEMENT: ANNUAL IMPLEMENTATION REPORT FOR THE 2023-2024 FINANCIAL YEAR ENDING 30 JUNE 2024

Resolved (30 October 2024)

1. That the Annual Supply Chain Implementation report for the 2023/2024 Financial year starting 1 July 2023 and ending 30 June 2024 be approved as per the reporting requirements.
2. That the report must be made public in accordance with Section 21 of the Local Government: Municipal Systems Act, as amended.

24/10/FED2

SUPPLY CHAIN MANAGEMENT: QUARTERLY IMPLEMENTATION REPORT FOR THE 1ST TERM OF THE 2024-2025 FINANCIAL YEAR ENDING 30 SEPTEMBER 2024

Resolved (30 October 2024)

1. That the Quarterly Supply Chain Management Implementation report of the 2024/2025 Financial year starting 1 July 2024 and ending 30 September 2024 be approved by Council as per the reporting requirements for the 1st quarter.
2. That the report must be made public in accordance with Section 21 of the Local Government: Municipal Systems Act, as amended.

At 11:36 Cllr Alexander was allowed back into the virtual meeting.

24/10/FED3

SPONSORSHIP PROPOSAL: 'TEATER BY DIE SEE' ARTS FESTIVAL – JEFFREYS BAY TOURISM

Resolved (30 October 2024)

1. That Council approves funding allocation as follows:
 - 1.1 R 200,000.00 (Two Hundred Thousand Rand) only, VAT-inclusive for the 2024/2025 FY.
2. That Council authorizes the Accounting Officer to conclude a Sponsorship Agreement with Jeffreys Bay Tourism, in accordance with the funding allocated in recommendation 1.1 above.

24/10/FED4

BUDGET AND TREASURY: WITHDRAWALS FROM THE MUNICIPAL BANK ACCOUNT FOR THE QUARTER ENDED 30 SEPTEMBER 2024

Resolved (30 October 2024)

1. That the Council notes the withdrawals that were made in terms of Section 11(1) (b) to (j) of the MFMA, for the quarter ended 30 September 2024.
2. That the report accordingly be submitted to the Provincial Treasury and Auditor-General as stipulated in Section 11(4) (b) of the MFMA.

24/10/FED5

MONTHLY BUDGET STATEMENTS FOR THE PERIOD BETWEEN JULY 2024 TO SEPTEMBER 2024 AND FINANCIAL STATE OF AFFAIRS OF THE MUNICIPALITY AS AT 30 SEPTEMBER 2024 (2024/25 FINANCIAL YEAR)

Resolved (30 October 2024)

1. That Council notes the Municipal Manager's report on the monthly budget statements, in accordance with Section 71(1) of the Municipal Finance Management Act.

2. That Council notes the Executive Mayor's report on the implementation of the budget and the financial state of affairs of the municipality, in accordance with Section 52(d) of the MFMA.
3. That Council notes that the monthly budget statements were submitted to the Provincial Treasury as stipulated in Section 71(1) of the MFMA.

17.3 REPORTS BY THE CHAIRPERSON: PLANNING & DEVELOPMENT

24/10/PD1 REQUEST FOR COUNCIL TO RESCIND COUNCIL RESOLUTION, AUTHORISATION TO ALIENATE THE 98 WET ERVEN (3535 – 3634) TO RESIDENTS CURRENTLY OCCUPYING THE MUNICIPAL PROPERTIES, KRUISFONTEIN, HUMANSDORP

The Executive Mayor proposed an additional recommendation that the properties be donated voetstoots and in accordance with bullet point 5 of the recommendations issued by SRK Consulting as per Annexure A dated 30 October 2019.

Cllr Alexander seconded the proposal.

Resolved (30 October 2024)

1. That Council rescind resolutions 19/10/PD3, 21/02/PD2, and 21/05/PD1 and instead grant in-principle approval for the alienation of erven 3535 – 3634 (excluding Erf 3625) Kruisfontein at no cost to current occupants.
2. That Council confirms that fifty-eight (58) occupants opted to stay on the properties and are willing to construct their own dwelling unit, will take transfer of the property.
3. That Council confirms that thirty-four occupants (34) willing to be relocated to the Kruisfontein 2500 Housing Project, once unlocked, will be granted permission to occupy it until completion of the Kruisfontein 2500 Project.
4. That Council confirms that the six vacant erven be disposed, and that preference be given to municipal employees.
5. That in terms of Sections 14 and 90 of the MFMA and departmental inputs, Council hereby confirms that the properties are not needed in future to provide the minimum level of basic municipal services.
6. That Council approves the disposal of the properties at no cost and that the Municipality be responsible for the transfer costs.
7. That estimated budget of R300 000 be made available for the transfer of the properties.
8. That any Deeds of Sale entered into as date of this resolution, and in respect of the 98 Wet Erven, be formally cancelled.
9. That Council authorizes the Accounting Officer to advertise the intended alienation of the immovable property.

10. That Erf 3625 Kruisfontein be subdivided and rezoned for disposal to the current occupants after consultation.
11. That all affected parties must consent to the rescission of the previous Council resolution.
12. That the properties be donated voetstoots and in accordance with bullet point 5 of the recommendations issued by SRK Consulting as per Annexure A dated 30 October 2019.

Proposed: Cllr H Bornman
Alexander

Seconded: Cllr J

24/10/PD2 REQUEST FOR FINAL APPROVAL: ALIENATION (LEASE: RIGHT-TO-USE) PORTION 7 OF FARM 688, HUMANSDORP RD (GEELHOUTEBOOM)

Resolved (30 October 2024)

1. That Council **grant final approval** for the alienation (right-to-use) of portion 7 of Farm 688, Humansdorp RD (Geelhouteboom) to emerging farmers in the surrounding area.
2. That Council confirms that the following immovable property is not needed for the provision of the minimum level of basic municipal services.
3. That all applicable costs, where necessary, be for the cost of the applicants.
4. That Council considers the immovable properties to be made available for commonage purposes until such time that the property is needed for the development for human settlement purposes.
5. That all applicants will need to submit to a Minimum Standards contract which will outline the minimum standard of care, maximum holding capacity, agreement to all animals to be ear-tagged immediately upon entrance as well as annual proof of vaccination.
6. That the number of livestock be aligned with the carrying capacity of the natural resource to ensure limited degradation (soil erosion and bush encroachment).

24/10/PD3 REQUEST FOR COUNCIL'S FINAL APPROVAL: LEASE OF LAND FOR A TELECOMMUNICATIONS MAST AND BASE STATION – A PORTION OF ERF 406, PARADISE BEACH

Resolved (30 October 2024)

1. That Council **grant final approval** for the lease of a portion of Erf 406, Paradise Beach to Orion Trust for a Telecommunications Mast and Base Station for 9 years and 11 months.

2. That in terms of Sections 14 and 90 of the MFMA and departmental inputs, Council hereby confirms that the land is not needed to provide the minimum level of basic municipal services.
3. That the Administration negotiates a rental amount in excess of the market-related valuation.
4. That town planning processes be finalised, and all other administrative costs be for the account of the applicant.
5. That the property be used for the purpose applied for, and for no other purpose whatsoever, unless prior written consent has been obtained from the Lessor.
6. That the lease be cancelled if purpose applied for is not implemented within 6 months from date of signed lease agreement.
7. That an annual escalation be included in the lease agreement.
8. That the design and installation methodology of the equipment be pre-approved by the Civil and Water Directorate.

24/10/PD4 REQUEST FOR COUNCIL'S FINAL APPROVAL: ALIENATION LEASE OF LAND FOR A TELECOMMUNICATIONS MAST AND BASE STATION (HEROTEL) – A PORTION OF ERF 406, PARADISE BEACH

Resolved (30 October 2024)

1. That Council **grant final approval** for the lease of a portion of Erf 406, Paradise Beach to Herotel for a Telecommunications Mast and Base Station for 9 years and 11 months.
2. That in terms of Sections 14 and 90 of the MFMA and departmental inputs, Council hereby confirms that the land is not needed to provide the minimum level of basic municipal services.
3. That the Administration negotiates a rental amount in excess of the market-related valuation.
4. That town planning processes be finalised, and all other administrative costs be for the account of the applicant.
5. That the property be used for the purpose applied for, and for no other purpose whatsoever, unless prior written consent has been obtained from the Lessor.
6. That the lease be cancelled if purpose applied for is not implemented within 6 months from date of signed lease agreement.
7. That an annual escalation be included in the lease agreement.
8. That the design and installation methodology of the equipment be pre-approved by the Civil and Water Directorate.

24/10/PD5 REQUEST FOR COUNCIL'S FINAL APPROVAL: SELLING OF ERF 1245, PELLSRUS TO MEALS ON WHEELS

Resolved (30 October 2024)

1. That Council grant **final approval** for the disposal of Erf 1245, Pellsrus to Meals on Wheels for a community project at 25% of the latest municipal valuation of R71,000.00 (**R17,750.00**) in terms of the policy of Council.
2. That Council confirms that Erf 1245, Pellsrus is not needed to provide the minimum level of basic municipal services.
3. That it be noted that the applicant will be responsible for all administrative costs (transfer costs, Town Planning activities, etc.) in respect of the disposal and transfer of the properties.
4. That the property be used for the purposes applied for, and for no other purpose whatsoever, unless prior written consent has been obtained from the Lessor.
5. That the sale be cancelled if purpose applied for is not implemented within 1 year from date of transfer.
6. That Council authorizes the Accounting Officer to conclude a Deed of Sale to transfer the said property.

24/10/PD6 REQUEST FOR COUNCIL'S FINAL APPROVAL: ALLOCATION OF STREET NAMES: GOVERNMENT SUBSIDIZED HOUSING PROJECT IN WARD 6 (VERGENOEG) AND PRIVATE DEVELOPMENTS IN JEFFREYS BAY & CAPE ST FRANCIS

Resolved (30 October 2024)

1. That Council **grant final approval** for the street names as contemplated in the layout maps for Vergenoeg in KwaNomzamo, Fig Tree Estate in Jeffreys Bay and St Francis Field Development in Cape St Francis.
2. That GIS Technician updates the layout plans of the developments contemplated in 10.1 with the new street names and communicates same to all relevant departments and stakeholders for implementation.
3. That Council makes budgetary provision for the erection of the new street names contemplated herein on the relevant public roads.

24/10/PD7 ACCEPTANCE OF LAND PURCHASED BY THE HOUSING DEVELOPMENT AGENCY FOR THE KOUGA MUNICIPALITY: PORTION 19 OF THE FARM GEELHOUTEBOOM NO. 688, HUMANSDORP RD

Resolved (30 October 2024)

Ald Benson proposed two additional recommendations: that a fully structured Communication and Community Safety Forum be established as soon as possible and that the structure of the sectors as referred to in paragraph 7.2 of the Safety Plan be established as soon as possible.

Cllr van der Linde seconded the proposal.

Resolved (30 October 2024)

1. That the reviewed Kouga Municipality Safety Plan be approved by Council.
2. That Council notes that the implementation of the safety plan will take place as and when funding is available.
3. That the Council endorse and adopt the Memorandum of Cooperation entered on 2 October 2024 at the Safety Summit.
4. That the Kouga Municipality Safety Plan shall be reviewed at least biannually, to ensure its effectiveness and relevance in addressing current safety needs.
5. That a fully structured Communication and Community Safety Forum be established as soon as possible.
6. That the structure of the sectors as referred to in paragraph 7.2 of the Safety Plan be established as soon as possible.

Proposed: Ald D Benson
Linde

Seconded: Cllr W van der

17.5 REPORTS BY THE CHAIRPERSON: ELECTRO-MECHANICAL SERVICES

24/10/EMS1 REPORT: AUTHORIZATION FOR KOGUA DELEGATION TO ATTEND THE SOUTH AFRICA MUNICIPAL ENERGY REVERSE TRADE MISSION IN THE U.S. (OCTOBER 20-26) AND RELATED TRAVEL EXPENSES

Resolved (30 October 2024)

1. That Council approves the participation of Kouga LM in the U.S and attendance of the upcoming South Africa Municipal Energy Reverse Trade Mission (RTM) during October 2024 and approve the following nominated delegate to represent and participate:

Director: Electro-Mechanical Services – Theodore Madatt

2. That Council approve and condone the payment of Subsistence & Travelling Allowance for Director T Madatt in respect of the intended international travel to the United States of America, from 20 October 2024 to 26 October 2024 in respect of the South Africa Municipal Energy Reverse Trade Mission (RTM), and in the amount of R23 648.20.

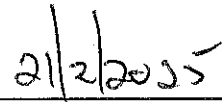
18. **CLOSURE**

The meeting closed at 12:41



B WILLIAMS

SPEAKER



DATE