



KAAP AGULHAS MUNISIPALITEIT
CAPE AGULHAS MUNICIPALITY
U MASIPALA WASECAPE AGULHAS

NOTULE VAN 'N SPESIALE RAADSVERGADERING VIRTUEEL GEHOU OM 09:00 OP MAANDAG 15 JUNIE 2020 IN DIE MUNISIPALE RAADSAAL TE BREDASDORP

MINUTES OF A SPECIAL COUNCIL MEETING HELD VIRTUALLY ON MONDAY, 15 JUNE 2020 AT 09:00 IN THE MUNICIPAL COUNCIL CHAMBERS, BREDASDORP

RAADSLEDE / COUNCILLORS

MNR	R J BAKER	
MNR	G D BURGER	
MNR	D J EUROPA	
MNR	C J JACOBS	
MNR	D JANTJIES	
ME	E C MARTHINUS	
MNR	J G A NIEUWOUDT	(Speaker)
ME	M OCTOBER	
ME	E L SAULS	
MNR	P J SWART	(Burgemeester)
ME	Z TONISI	(Onder-Burgemeester)

AMPTENARE / OFFICIALS

Mnr D O'Neill	Munisipale Bestuurder
Mnr H Van Biljon	Direkteur: Finansiële Dienste
Mnr A Jacobs	Direkteur: Infrastruktuurdienste
Mnr H Kröhn	Direkteur: Bestuursdienste
Mnr B Swart	Interne Ouditeur
Mnr G M Moelich	Bestuurder: Administrasie
Me T Stone	Afdelingshoof: Strategiese Dienste
Me A Jonker	Snr Admin Beampte: Komiteedienste

1. **OPENING**

Die Speaker heet die teenwoordiges welkom en Raadslid Swart open die vergadering met gebed.

'n Oomblik van stilte word gehandhaaf vir sterfgevälle as gevolg van Covid-19.

2. **AANSOEKE OM VERLOF TOT AFWESIGHEID / APPLICATIONS FOR LEAVE**

Geen.

3. NOTULES VAN VORIGE VERGADERINGS VOORGELê VIR BEKRAGTING**3.1 NOTULE VAN SPESIALE RAADSVERGADERING GEHOU OP:**

29 Mei 2020

BESLUIT 74/2020

Die Notule word as korrek en volledig bekragtig.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. VERKLARINGS EN/OF MEDEDELINGS DEUR DIE VOORSITTER

Die Speaker rig weereens 'n pleidooi tot die publiek en werknemers om om te sien na hul eie veiligheid ten opsigte van Covid-19.

6. VERKLARINGS EN/OF MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER

Die Burgemeester sluit aan by die Speaker ten opsigte van die persoonlike voorsorgmaatreëls wat gevolg moet word.

		BLADSY	
		<u>Notule</u>	<u>Bylaes</u>
7.	<u>ITEMS NA DIE RAAD VERWYS VIR OORWEGING</u>		
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7.5	Voedsel verligting tydens Covid-19: NGO's-Sopkombuise	9 - 10	
7.6	Revision or LED-Strategy	10	<i>Apart</i>
7.7	Approval: Cam Maintenance Management Policy	11	<i>Apart</i>
7.8	Approval: Integrated Waste Management Plan Review (IWMP)	11 - 12	<i>Apart</i>
7.9	Approval: DBSA Infrastructure Asset Care Intervention For CAM	12 - 13	

8. DRINGENDE SAKE DEUR DIE MUNISIPALE BESTUURDER

Geen.

9. OORWEGING VAN KENNISGEWING VAN MOSIES

Geen.

10. OORWEGING VAN KENNISGEWING VAN VRAE

Geen.

11. OORWEGING VAN DRINGENDE MOSIES

Geen.

12. SLUITING

Die vergadering verdaag om 10:20

7. ITEMS NA DIE RAAD VERWYS VIR OORWEGING

7.1 SPECIAL ADJUSTMENT BUDGET IN RESPECT OF THE 2019/20 FINANCIAL YEAR

PURPOSE OF REPORT

To submit a special adjustment budget in respect of the 2019/20 financial year for consideration and approval by Council as per legislative requirement and National Treasury's Municipal MSCOA Circular 9 dated 9 June 2020 with specific reference on how to record COVID 19 allocations as well as expenditure.

The Director: Finance reports as follows:

In terms of section 28 of the MFMA and guidelines received from National Treasury the municipality is allowed to revise its approved annual budget through an adjustments budget based on the following criteria:

- Must adjust the revenue and expenditure estimates downwards if there is material under-collection of revenue during the current year;
- May appropriate additional revenues that have become available over and above those anticipated in the annual budget, but only to revise or accelerate spending programmes already budgeted for;
- May within a prescribed framework, authorize unforeseeable and unavoidable expenditure recommended by the mayor of the municipality; may authorize the utilization of projected savings in one vote towards spending under another vote;
- May authorize the spending of funds that were unspent at the end of the past financial year where the under-spending could not reasonably have been foreseen at the time to include projected roll-overs when the annual budget for the current year was approved by the council;
- May correct any errors in the annual budget; and
- May provide for any other expenditure within a prescribed framework.

However, section 23(2) of the Municipal Budget and Reporting Regulations prescribe that only one adjustment budget be tabled in council during a financial year except when additional revenues become available from National / Provincial governments and / or unforeseeable and avoidable expenditure has been incurred for example the impact of the COVID-19 pandemic.

Circular 68 provides clarity on the procedures to be followed when dealing with unauthorized, irregular or fruitless and wasteful expenditure as defined in section 1 of the MFMA. The circular further provides guideline information on what process to follow when council may authorize unauthorized expenditure in an adjustment budget. An adjustment budget can be addressed in the following three different adjustments budgets:

1. **Adjustments budget for unforeseen and unavoidable expenditure:** It allows council to provide *ex post* authorization for unforeseen and unavoidable expenditure that was authorized by the Executive Mayor in terms of section 29 of the MFMA and which must be tabled in council at the "first available opportunity" or within 60 days after the expenditure was incurred.
2. **Main adjustments budget:** In terms of regulation 23(6)(a) of the Municipal Budget and Reporting Regulations a council may authorize unauthorized expenditure in the adjustments budget occurred in the first half budget which may be tabled in council for approval at any time after the mid-year budget and performance assessment but not later than 28 February of the current year.
3. **Special adjustments budget to authorize unauthorized expenditure:** In terms of regulation 23(6)(b) of the Municipal Budget and Reporting Regulations, council may authorize unauthorized expenditure in a special adjustments budget which only deals with unauthorized expenditure from the previous financial year such as:
 - Unauthorized expenditure that occurred in the first half of the previous financial year that was not included in the main adjustments budget;
 - Unauthorized expenditure that occurred in the second half of the previous financial year; and
 - Any unauthorized expenditure identified by the Auditor-General during the annual audit process.

In order to avoid any unauthorized expenditure as prescribed in terms of section 15 of the MFMA it is suggested that council considers the special adjustment budget based on additional allocations and contributions received from the Provincial Treasury / Public in support of the COVID-19 disaster as well as the re-allocation of expenditure more towards social wellness support programmes in respect of the vulnerable residents / businesses in the Cape Agulhas municipal area. Due to the unforeseen impact of the COVID-19 disaster and lockdown regulations it was also necessary to assess any revenue losses, debtors payment ratio's, additional provision for possible irrecoverable debt, consider any capital expenditure roll overs and possible application of virements above the 10% ratio as an emergency in support of wellness programmes, regulated PPE / sanitising and additional capital outlay to support employees who can operate remotely from home in order to ensure the continuity / support of essential services. The second adjustment budget is attached as **Annexure "A"** for council's consideration and approval.

The unforeseen adjustment mainly refers to:

- Application of virement above the 10% ratio prescribed in terms of the Budget and Virement Policy mainly with reference to Social Wellness Support programmes as already indicated;
- Additional grant allocations and contributions in respect of capital as well as operating expenditure for example COVID-19 Disaster Relief and Public contributions, etc.
- Roll over due to the impact of the lockdown regulations, reallocation of capital projects due to savings as well as additional capital needs as a result of the COVID-19 impact;
- Consideration of the impact possible revenue losses interest in arrears, rental of facilities, traffic fines, etc;
- Consideration the impact on balance sheet / cash flow items for example decrease of actual cash due to the impact of the debt collection ratio, increase in inventory due additional identified COVID-19 related items / PPE; provisions leave / debt impairment,etc; and
- Provision in respect of Landfill Site and Post Service Employee Benefits (It should be noted due to time constraints that the Actuarial report in respect of Post Service Employee Benefits not be completed to-date with the preparation of this item).

The Municipal Manager, in consultation with the Director: Finance, recommends as follows:

MANAGEMENT RECOMMENDATION

- (i) Council considers the approval of the special adjustment budget as per recommended resolution tabled inclusive the possible impact of non-cash item with reference to the outcome of the actuarial report for Post Service Employee Benefits for adjustment if necessary.
- (ii) Council resolves that the special adjustment budget of Cape Agulhas Municipality for the financial year 2019/2020, and indicative for the projected outer years 2020/2021 and 2021/2022 be approved as set out in the following schedules:
 1. Adjustment Budget Summary - Table B1;
 2. Budgeted Financial Performance (Revenue and Expenditure by standard Classification) - Table B2;
 3. Budgeted Financial Performance (Revenue and Expenditure by standard Classification) - B - Table B2;
 4. Budgeted Financial Performance (revenue and expenditure by municipal vote) Table B3;
 5. Budgeted Financial Performance (revenue and expenditure by municipal vote) - B -Table B3;
 6. Budgeted Financial Performance (revenue and expenditure) - Table B4;
 7. Budgeted Capital Expenditure by vote and funding - Table B5;
 8. Budgeted Financial Position - Table B6;
 9. Budgeted Cash Flows Table B7;
 10. Cash backed reserves/accumulated surplus reconciliation - Table B8;
 11. Asset Management - Table B9; and
 12. Basic service delivery measurement table B10

- (iii) Council resolves that the other related SA supporting documentation to the approved budget be updated according to the adjustments made.
- (iv) Council resolves that a hard and electronic copy of the complete special adjustment budget be submitted to National- and Provincial Treasury respectively for information.

RESOLUTION 75/2020

That the management recommendation be accepted as a resolution of Council.

7.2 **RAISING OF LONG TERM DEBT FOR IDENTIFIED NEW / UPGRADE RELATED INFRASTRUCTURE PROJECTS OVER THE MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK**

PURPOSE OF REPORT

For council to consider the raising of long term debt for asset financing and infrastructure services aligned with its medium term capital budget framework requirement and the approved Long Term Financial Plan strategy objective.

BACKGROUND

The main purpose of the proposed application to incur long-term debt is to provide the municipality with an additional funding model to finance its capital programme and by not only relying on capital investment primarily funded from the municipality's cash and reserves as stipulated in the municipality's approved Long Term Financial Plan (LTFP) strategy. Based on the LTFP strategy external borrowing forms an important part of the funding model of the municipality by not only provide the municipality with relatively inexpensive capital to fast-track service delivery and infrastructure backlogs, but it also ensures that the user of the infrastructure pay for the use over the lifetime of the asset.

Cape Agulhas' financial position and performance has improved year-on-year over the last few years and there are clear indications that the recommendations made in the LTFP and updates are implemented and is delivering positive results. One of the main focus areas for the municipality is to maintain and / or even improve its financial sustainability by constantly improving the liquidity of the municipality, strive to improve the debt collection rate and intentionally to keep implementing an unbalanced funding mix for capital investment, favoring capital grants and external borrowing as funding sources, over the utilisation of own cash resources.

Currently the municipality performing well below the National Treasury debt ceiling ratio of between 40% to 45%. Although this is an area that the municipality should definitely explore as a funding option suggested in terms of the municipality's LTFP strategy, it should be carefully prioritize with the focus on revenue generating services in order to recover the financial charges through the tariff model and also not exceeding the maximum level of external borrowing between 25% to 30% taking into account the municipality's current cash position based on the 2018/19 financial year outcome. The impact of the COVID-19 pandemic should be carefully monitored to ensure that debt collection rate do not drop below the estimated 90% as per the approved budget estimates in order to remain financially sustainable and therefore it is suggested that the borrowing requirement necessary to fund the capital programme be applied as a once off over the medium term revenue & expenditure framework but only drawn on a year-to-year basis according to the actual capital programme need to be funded from external borrowing.

Although the municipality is still discussion to increase the Sewer Waste Water Treatment Works allocation from MIG grant funding in order to reduce the impact from external borrowing, it is not yet finalized and hence the bulk of the estimated external borrowing requirement to the amount R34,2 m over the approved 2020/21 medium term capital budget framework to be utilized to finance the mentioned project to the estimated value of R27,1m. The remainder in respect of the external borrowing requirement will be for asset financing and infrastructure services investment (to address the amended external borrowing requirement in terms of the approved medium term budget).

Following the detail of the long-term debt to be considered by council and the source of funding which will be used to repay the loan at an anticipated interest rate of 10%:

Purpose of Borrowing	Type of Instrument	Source of loan fund	Repayment period	Total amount	Estimated Borrowing Cost	Estimated Borrowing Cost P/A
Motor Vehicle Fleet	External Loan: Annuity Method	Term Loan: Asset Financing	5 Years	R4,800,000	R 1,416,220	R 1,243,244
New and Upgrade Infrastructure Services	External Loan: Annuity Method	Term Loan: Infrastructure	5 Years	R2,318,000	R 683,619	R 600,383
New and Upgrade Infrastructure Services	External Loan: Annuity Method	Term Loan: Infrastructure	10 Years	R27,082,000	R16,380,595	R4,346,260
Total Long-term Application:				R34,200,000	R18,480,434	R6,189,887

LEGAL IMPLICATION

In terms of section 46 of the MFMA a municipality may incur long-term debt only in accordance with and subject to any applicable provisions in the mentioned Act and only for the purpose of capital expenditure on property, plant or equipment to be used for the purpose of achieving the objects of local government stipulated in the Constitution.

Furthermore the municipality's long-term debt must be consist with its capital budget and may only spend money on a capital project if the sources of funding have been considered, are available and have not been committed for other purposes.

Therefore it is imperative before final approval of the long-term debt that council first considers the amount of debt to be raised through borrowing or other means, purposes for which the borrowing(Debt) is to be incurred, total estimated cost of borrowing over the repayment period, type of instrument and source of loan funds.

Non-compliance to prescribed legislation in terms of the above key considerations.

FINANCIAL IMPLICATION

The total estimated borrowing cost over the borrowing repayment period amounts to R18,48m whilst the total borrowing cost per annum amounts R6,19m.

The Municipal Manager, in consultation with the Director: Finance, recommends as follows:

MANAGEMENT RECOMMENDATION

- (i) Council takes note of the procedure for incurring long-term debt as prescribed in terms of section 46 of the MFMA;
- (ii) In terms of the type and method of external loans, it is recommended that the long-term debt will be in the form of direct borrowing from a banking institution calculated on the annuity method; and
- (iii) Council approves the roll-out to obtain the net long-term debt to the estimated amount of R34,2 million for final consideration / approval on condition that the external loan period will not exceed the useful life of the asset.

RESOLUTION 76/2020

- (i) That the management recommendation be accepted as a resolution of Council.
- (ii) That the CFO investigates the repay period of the loan and submit a report to Council.

(Raadslid Jacobs teken sy teenstem aan ten opsigte van die wyse waarop spandering plaasvind.)

7.3 **KONDONERING VAN DIE AANSOEK PROSESSE VIR KWALIFISERING VAN DIE ONDERSKEIE DEERNIS EN PENSIEN KORTINGS VIR DIE 2020/21 BEGROTING JAAR TEN OPSIGTE VAN DIENSTE EN ERFBELASTINGGELDE**

DOEL VAN VERSLAG

Om die Raad se goedkeuring te verkry vir die afwyking van die voorgeskrewe registrasie prosesse alvorens kwalifisering vir die onderskeie deernis en pensioen kortings ten opsigte van die 2020/21 begroting jaar vanweë die impak op die normale werksaamhede van die onderskeie afdelings van toepassing in gevolge die COVID-19 inperking regulasies.

AGTERGROND

In terme van die COVID-19 pandemie het die President verskerpte maatreëls aangekondig met 'n totale "LOCKDOWN" wat van toepassing was vanaf 26 Maart 2020 met die gevolg dat geen van die beplande jaarlikse registrasie prosesse in die onderskeie gemeenskappe kon voortgaan vir die gebruikelike aansoek om deernis korting vir dienste in terme van die munisipaliteit se goedgekeurde "Masakhane Deernis Beleid" vir die komende 2020/21 begroting jaar.

Verder in terme van die munisipaliteit se Tariefbeleid kan pensioenarisse skriftelik aansoek voor 15 Mei van 'n betrokke finansiële jaar om te kan kwalifiseer vir 'n 10% korting op erfbelasting in terme van neerlegde kriteria voorwaardes.

Vanweë die COVID-19 inperking maatreëls kon beide van die onafhanklike prosesse nie plaasvind en / of net gedeeltelik geïmplementeer word wat sal meebring dat die grootste gedeelte van hierdie kwesbare individue / huishoudings nie sou kon voortgaan om die volle voordeel te kry in terme van die onderskeie beleid voorskrifte. In aggenome veral die huidige omstandigheid waar dit soveel meer kan saak maak en 'n positiewe impak mag hê op die huidige lewensomstandighede van die kwesbare individue / huishoudings in Kaap Agulhas area word voorgestel dat voortgegaan word om die huidige boekjaar se data basis te gebruik vir implementering met effek 1 Julie 2020. Enige nuwe aansoeke vanweë die COVID-19 impak sal normaal hanteer word in terme van die neergelegde prosesse met die nodige ondersteunende dokumentasie.

Die gevoel bestaan, gegewe die historiese tendense / -patrone dat die grootste gedeelte van die huidige ontvangers van deernis en pensioen kortings weer sal kwalifiseer vir sodanige verligting in die nuwe boekjaar tesame met gepaardgaande uitskakeling van onnodige administratiewe uitdagings vanweë die kort tyds aspek vir implementering 1 Julie 2020. Die bevestiging / registrasie prosesse sal eers weer in aanvang neem sodra die huidige inperking regulasies opgehef word en dit veilig vir beide personeel / gemeenskap sal wees om sover prakties moontlik te verseker dat die ondersteunde registrasie onderneem word ten einde volledigheid te kan verseker inagenome koste / tyd om te kan voldoen.

WETLIKE IMPLIKASIE

Kondonering om te mag afwyk van die onderskeie prosesse in terme van goedgekeurde beleide van toepassing vir onderskeidelik deernis en pensioenarisse kortings.

FINANSIËLE IMPLIKASIE

Geen.

The Munisipale Bestuurder, in konsultasie met die Direkteur Finansies, beveel as volg aan:

BESTUURSAANBEVELING

- (i) Dat die Raad goedkeuring verleen dat afgewyk kan word van die voorgeskrewe registrasie prosesse alvorens kwalifisering vir die onderskeie deernis en pensioen kortings ten opsigte van die 2020/21 begroting jaar vanweë die COVID-19 maatreëls van toepassing;
- (ii) Onderhewig aan die goedkeuring van aanbeveling (i), die huidige boekjaar se databasis te gebruik op die VESTA finansiële stelsel vir implementering van die onderskeie deernis en pensioen kortings met effek 1 Julie 2020; en
- (iii) Dat die bevestiging / registrasie prosesse eers weer in aanvang sal neem na die opheffing van die huidige imperking regulasies sover as prakties moontlik ten einde volledigheid van ondersteunde registrasie dokumentasie te kan verseker inagenome koste / tyd om die aksies te kan deurvoer.

BESLUIT 77/2020

Dat die bestuursaanbeveling as 'n besluit van die Raad aanvaar word.

7.4 **REVIEWED AND AMENDED BUDGET-RELATED POLICIES**

PURPOSE OF REPORT

For Council to consider the approval of the amended Property Rates Policy as per legislative requirement.

BACKGROUND

In terms of section 17(3)(e) of the MFMA any proposed amendments to budget-related policies of the municipality must be accompanied the tabled budget when submitted to council for final approval each year at least 30 days before the start of the new budget year and / or not later than 30 June.

Due to ongoing changes in processes, procedures, risks and legislation that impacted on the existing policies, it is suggested to amend the mentioned Property Rates policy with an effective date of 1st July 2020 which is attached as **Annexure "A"** to this document.

The amendments to the Property Rates policy mainly refers to changes / remedial action recommended by the Western Cape Department of Cooperative Governance when exercising its oversight role by reviewing the municipality's property rates policy on an annual basis to ensure full legislative compliance.

The Municipal Manager in consultation with the Chief Financial Officer recommends as follows:

MANAGEMENT RECOMMENDATION

Council consider approval of the amended Property Rates Policy with the effective date 1st July 2020.

RESOLUTION 78/2020

That the management recommendation be accepted as a resolution of Council.

7.5 VOEDSEL VERLIGTING TYDENDS COVID-19 INPERKING: NGO'S-SOPKOMBUISE

DOEL VAN VERSLAG

Om die situasie en versoeke van Concerned Mothers en Bredasdorp Christian Leaders Forum (BCLF) te oorweeg en Raadsbesluit 71/2020 van 29 Mei 2020 dienooreenkomstig te wysig, ten einde die administrasie in staat te stel om MOU's uit te reik.

AGTERGROND

Alle NGO's se MOU's is voltooi behalwe Concerned Mothers en die van BCLF.

Concerned Mothers is geregistreer by Department of Social Development (DSD), maar kan ongelukkig nog nie hul finansiële state voorsien nie, aangesien hulle eers verlede jaar met voedselvoorsiening begin het. Indien Concerned Mothers ook voedsel kan voorsien bring dit mee dat daar drie NGO's is wat strategies so geleë sal wees dat voedsel baie meer affektief aan die gemeenskap van wyk 3 voorsien kan word. Concerned Mothers beskik ook oor die nodige fasiliteite om 'n kombuis te bedryf.

BCLF is ook nie geregistreer as 'n NGO by DSD nie en kan ook nie finansiële state voorsien nie en het basies dieselfde probleem as Concerned Mothers. Onderstaande die versoek van BCLF:

"Hiermee rig die BCLF asseblief 'n versoek dat ons nie nodig het om te registreer vir 'n NPO nie want soos u weet alle kerke nie winsgewende organisasies is nie. Ons het wel 'n BCLF rekening by Nedbank no 2251003800. Alle Fondse daarin gaan net vir die Noodspens en sokombuis gebruik word. Ons as BCLF is ook in die proses om te registreer asa streek by die SA raad van Kerke.

Ons hoop dat die Raad dit gunstig sal oorweeg en ons sal ook sorg dat die rekening jaarlik deur 'n ouditeur na gesien word."

Uit bovermelde agtergrond is dit duidelik dat die twee NGO's kontra die raadsbesluit is van 29 Mei 2020 soos hieronder aangehaal, veral met verwysing na punt nommer (vi).

Die raadsbesluit van 29 Mei 2020 rakende die sokombuise was die volgende:

"BESLUIT 71/2020

- (i) *Dat opsie 2 in beginsel aanvaar word.*
- (ii) *Dat die aangewese organisasies oor die nodige infrastruktuur moet beskik vir die implementering van die sokombuis projek asook geregistreer wees by "Department of Social Development".*
- (iii) *Dat die MOU's geteken word tussen KAM en die organisasies vir die implementering van die voeding skema's, gebaseer op die verkose opsie.*
- (iv) *Dat organisasies verantwoordelik sal wees vir besteding van fondse t.o.v. voedsel, brandstof, gas, elektrisiteit en kokke, en is dus ingesluit by donasie.*
- (v) *Dat verkose organisasies maandelikse rapportering aan die Bestuurder: Menslike Ontwikkeling doen, aangaande die operasionele- en finansiële bestuur van die sokombuise, vir die termyn van die ooreenkoms.*
- (vi) *Dat die beoogde fondse vir "Concerned Mothers" voorlopig teruggehou word totdat registrasie by "Department of Social Development" bevestig is en finansiële state voorgelê word."*

Dit is dus duidelik dat daar nie MOU's met Concerned Mothers en BCLF gesluit kan word nie, ingevolge die raadsbesluit van 29 Mei 2020, besluit 71/2020 ingevolge punt nommer (vi). Indien die raad besluit dat MOU's wel met Concerned Mothers en BCLF gesluit moet word sal die besluit soos geneem op 29 Mei 2020 gewysig moet word.

Na aanleiding van ons gesprek in die SMT gister hieroor en ook die onderstaande skrywe vanaf die BCLF, berei asb 'n dringende item voor die spesiale raadsvergadering wat gaan plaasvind op Maandag, 15 Junie 2020, sodat die raad die versoeke kan oorweeg en die vorige besluit hierin dienoreenkomstig wysig.

BESTUURSAANBEVELING

- (i) Dat die Raad die situasie en versoeke van Concerned Mothers en BCLF oorweeg.
- (ii) Dat die Raad besluit of MOU's aan Concerned Mothers en BCLF uitgereik word, gegewe dat die NGO's nie geregistreer is by DSD nie en ook nie finansiële state kan voorsien nie.
- (iii) Dat Raadsbesluit 71/2020 van 29 Mei 2020 [punt nommer (vi)] deur die Raad gewysig word, sou die Raad besluit dat MOU's aan Concerned Mothers en BCLF uitgereik word.
- (iv) Dat alle onderstaande punte van Raadsbesluit 71/2020 van 29 Mei 2020 van krag bly, maar dat oorweging geskenk word aan die wysiging van punt nommer (vi):
 - (i) *Dat opsie 2 in beginsel aanvaar word.*
 - (ii) *Dat die aangewese organisasies oor die nodige infrastruktuur moet beskik vir die implementering van die sokombuis projek asook geregistreer wees by "Department of Social Development".*
 - (iii) *Dat die MOU's geteken word tussen KAM en die organisasies vir die implementering van die voeding skema's, gebaseer op die verkose opsie.*
 - (iv) *Dat organisasies verantwoordelik sal wees vir besteding van fondse t.o.v. voedsel, brandstof, gas, elektrisiteit en kokke, en is dus ingesluit by donasie.*
 - (v) *Dat verkose organisasies maandelikse rapportering aan die Bestuurder: Menslike Ontwikkeling doen, aangaande die operasionele- en finansiële bestuur van die sokombuise, vir die termyn van die ooreenkoms.*
 - (vi) *Dat die beoogde fondse vir "Concerned Mothers" voorlopig teruggehou word totdat registrasie by "Department of Social Development" bevestig is en finansiële state voorgelê word.*
- (v) Dat Raadsbesluit 71/2020 van 29 Mei 2020 [punte (ii) en (vi)] deur die Raad heroorweeg word.

BESLUIT 79/2020

- (i) Dat die bestuursaanbeveling as 'n besluit van die Raad aanvaar word en afgewyk word vanaf die bestaande beleid van die Raad rakende die voorsiening van finansiële state in die geval van beide diensverskaffers en die registrasie by Departement van Maatskaplike Dienste, in die geval van die BCLF.
- (ii) Dat 'n maandelikse verslag aan die Raad voorgelê word ten opsigte van NGO's se spandering en statistiese data.

7.6 **REVISION OF LED-STRATEGY**

PURPOSE OF REPORT

To consider the adoption of the revised LED-strategy (***document attached separately***).

BACKGROUND

The revision of the LED-strategy is due on 30 June 2020. The revised version includes an action plan to be conducted in the coming new financial year.

MANAGEMENT RECOMMENDATION

That the revised LED Strategy be adopted.

RESOLUTION 80/2020

That the management recommendation be accepted as a resolution of Council.

7.7 **APPROVAL: CAM MAINTENANCE MANAGEMENT POLICY**

PURPOSE OF REPORT

For Council to accept the CAM Maintenance Management Policy.

BACKGROUND

The Maintenance Management Policy describes the maintenance responsibility for facilities, assets and infrastructure when maintenance is required and how it is performed. It also defines the terms used, describes the decision-making process governing the assignment of maintenance priorities, the selection of cost analysis processes, and quality assurance.

The objective of the policy is:

1. To ensure the proper maintenance of the assets of the municipality as captured in the Asset Register are executed.
2. To benchmark the maintenance management approach of the municipality in the relevant government guidelines.
3. The policy shall apply to the on-going maintenance of assets.
4. Alignment with the international best practice Asset Management Standard ISO55000/1/2.

The draft policy was submitted to Council on 26 March 2020 (Resolution 57/2020). The policy was thereafter published for public comments as per Council's decision. No comments were received.

FINANCIAL IMPLICATIONS

None.

PERSONNEL IMPLICATIONS

None.

MANAGEMENT RECOMMENDATION

That Council accepts the final Cape Agulhas Municipality Maintenance Management Policy.

RESOLUTION 81/2020

That the management recommendation be accepted as a resolution of Council.

7.8 **APPROVAL: INTEGRATED WASTE MANAGEMENT PLAN REVIEW (IWMP)**

PURPOSE OF REPORT

For Council to accept the final CAM Integrated Waste Management Plan (IWMP) Review 2020.

BACKGROUND

The third version of the Integrated Waste Management Plan (IWMP) has been formulated by Chand Environmental Consultants CC (Chand) on behalf of Cape Agulhas Municipality to address the challenge of waste management in Cape Agulhas, home to 33,038 people. The IWMP is a statutory requirement of the National Environmental Management: Waste Act, 2008 (NEM:WA, Act No. 59 of 2008) that has been promulgated and came into effect on 1 July 2009 and that has as its goal the transformation of the current methodology of waste management, i.e. collection and disposal, to a sustainable practice focusing on waste avoidance and environmental sustainability. Implementation of this IWMP will be through municipal by-laws and in accordance with an implementation schedule.

The purpose of the 2020 revision of the 3rd Generation IWMP is to update the IWMP with the changing environment and keeping the working document current.

The primary objective of integrated waste management (IWM) planning is to integrate and optimise waste management, in order to maximise efficiency and minimise the associated environmental impacts and financial costs, and to improve the quality of life of all residents within Cape Agulhas Municipality.

The Plan takes particular note of importance of local authority waste management planning. This document underlines the following principles of the National Waste Management Strategy:

- The prevention of waste generation;
- The recovery of waste of which the generation cannot be prevented; and
- The safe disposal of waste that cannot be recovered.

The Plan will address all areas of waste management - from waste prevention and minimisation (waste avoidance), to its collection, storage, transport, treatment, recovery and final disposal. It will not only address the practicalities of waste management, but also the issues of public education and changing concepts, as these are vital to a successful management system.

The draft policy was submitted to Council on 26 March 2020 (Resolution 59/2020).

The policy was thereafter published for public comments as per Council's decision. Comments from the Department of Environmental Affairs & Development Planning (DEADP) were received and incorporated in the document.

FINANCIAL IMPLICATIONS

None.

PERSONNEL IMPLICATIONS

None.

MANAGEMENT RECOMMENDATION

That Council accepts the final CAM Integrated Waste Management Plan Review 2020.

RESOLUTION 82/2020

That the management recommendation be accepted as a resolution of Council.

7.9 **APPROVAL: DBSA INFRASTRUCTURE ASSET CARE INTERVENTION FOR CAPE AGULHAS MUNICIPALITY**

PURPOSE OF REPORT

Councils' approval of the Cape Agulhas Asset Care Project in collaboration with the DBSA and WCPG.

BACKGROUND

As municipalities are asset intensive organisations comprising of road, water, storm water, electricity networks and waste management infrastructure, it relies on effective management of these assets to generate operational revenue. CAM has completed an independent Asset Management Maturity Assessment in October 2019 in line with the Global Forum for Maintenance and Asset Management (GFMAM) standard, conducted by Aurecon.

The Maturity Assessment is an “AS IS analysis” and highlights the areas of Asset Care that needs attention to improve the management and maintenance of its infrastructure assets to align with international standard for Asset Management (ISO 55000). A detailed costing was provided for asset care process improvement, which was tabled at a Council meeting held on the 10th December 2019 for adoption. On the 21st May 2020, an application for grant funding was submitted to the Development Bank of South Africa (DBSA), through the Western Cape Provincial Government to fund the asset care intervention and implement a computerized asset management system at Cape Agulhas Municipality that will lead to standardization of asset care practices.

The grant has been approved in principle from the DBSA:

1. Accordingly, the municipality is obliged to enter into a Grant Agreement with the DBSA, in terms of which the DBSA will make available a grant to the benefit of the Municipality for the execution of the Project.
2. Pursuant to the Agreement, the Municipality agrees and acknowledges that the Grant Amount shall be paid to the Professional Service Provider, appointed or to be appointed by the DBSA, for the provision of the services relating to the Project including the development and implementation of, inter alia, an asset management framework, strategic asset management plan, and a suitable asset management system for the benefit of the Municipality.

LEGAL IMPLICATIONS

Adherence to the Municipal Finance Management Act No 56 of 2003.

FINANCIAL IMPLICATIONS

None.

PERSONNEL IMPLICATIONS

None.

MANAGEMENT RECOMMENDATION

- (i) Council hereby approves the Project, accepts the DBSA’s grant funding and Asset Care Programme and supports the implementation of the project and in terms of the Grant Agreement.
- (ii) The “Municipal Manager” / “Accounting Officer” is hereby authorised and mandated to sign the Grant Agreement on its behalf, and to sign and/or dispatch all documents and notices to be signed and/or dispatched by it or in connection with the Agreement.
- (iii) The Municipal Manager is to provide the DBSA with the Designated and Authorised Signatories, any of whom shall represent the Municipality on the Project Steering Committee for the purposes stated in the Grant Agreement;
- (iv) The municipality provides the relevant FICA documentation required by the DBSA in terms of regulations 3,4,5 and 6 of FICA (the Financial Intelligence Centre Act, 38 of 2011).

RESOLUTION 83/2020

That the management recommendation be accepted as a resolution of Council.

Hierna verdaag die vergadering om 10:20

BEKRAGTIG op hierdie

dag van

2020

SPEAKER

DATUM: