

**Minutes of the 6<sup>th</sup> Monthly Council Meeting** for the Local Council of Beaufort West held in the **Council Chambers, Municipal Offices, 15 Church Street, Beaufort West** on **Wednesday, 26 July 2023 at 10:09**

**Present**

**Alderman:** JJ Van Der Linde  
**Councillors:** A Sauls I [**Executive Mayor**], LV Piti [**Deputy Executive Mayor**], N Constable [**Speaker**], N Abrahams, EF Botha, CL De Bruin, R Skuza, S Essop, SM Meyers, AM Slabbert

**Absent:**

**Alderman:** LBJ Mdudumani [*apology*]  
JDK Reynolds [*apology*]

**In Service:** **Acting Municipal Manager** [DE Welgemoed], **Director: Corporate Services** [AC Makendlana], **Acting Senior Manager: Community Services** [MC Tshibo], **Acting Director: Financial Services** [RA Eland][*virtually*], **Senior Manager: Technical Services** [C Wright], **Senior Manager: Corporate Services** [P Strümpher] and **Senior Clerk: Committees** [L.D. Draghoender]

**A. OPENING AND WELCOMING**

The Speaker welcomes all to the 6<sup>th</sup> Monthly Council meeting and requests Councillor CL De Bruin to open the meeting with prayer.

**1. ELECTION OF ACTING SPEAKER**

**NONE**

**2. APPLICATION FOR LEAVE OF ABSENCE**

3/2/1/2

The following councillors give an indication that they will be on leave of absence:

<b>COUNCILLOR</b>	<b>REASON</b>	<b>PERIOD OF LEAVE OF ABSENCE</b>
LBJ Mdudumani	Leave	26 July 2023
JDK Reynolds	Leave	26 July 2023
EF Botha	Leave	16 August 2023 – 18 August 2023
CL De Bruin	Leave	28 July 2023 – 31 July 2023
S Essop	Leave	29 July 2023 – 31 July 2023
JJ Van Der Linde	Leave	31 July 2023 – 01 August 2023 08 August 2023 – 09 August 2023

**3. CONFIRMATION OF MINUTES**

3/2/1/B

**dcs**

Councillor CL De Bruin seconded by Councillor SM Meyers proposes that the following minutes be accepted and approved:

- 3.1 Special Council Meeting with Council and Finance Department for the Local Council for Beaufort West held on **Monday, 12 June 2023.**
- 3.2 8<sup>th</sup> Special Council Meeting for the Local Council for Beaufort West held on **Monday, 19 June 2023.**
- 3.3 5<sup>th</sup> Monthly Council Meeting for the Local Council for Beaufort West held on **Monday, 26 June 2023.**
- 3.4 9<sup>th</sup> Special Council Meeting for the Local Council for Beaufort West held on **Thursday, 29 June 2023.**
- 3.5 10<sup>th</sup> Special Council Meeting for the Local Council for Beaufort West held on **Thursday, 06 July 2023.**

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

**4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER**

The Speaker informs Council that all councillors must complete the Skills Audit Questionnaire and submit to the Administration by the target date. Furthermore that Councillors must ensure that they complete the Confirmation of Residential Address forms as well.

**5. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR**

3/4/4

The Executive Mayor, Councillor A Sauls I explains to Council that he supports the initiative, "Walking in my Wheels" from the Department of Social Development for people with disabilities, hence he using the wheelchair.

**NOTED**

**6. CONSIDERATION OF REPORTS**

**NONE**

**7. CONSIDERATION OF REPORTS ON DELEGATED POWERS**

**7.1 VERKLARING VAN MUNISIPALE WONING: DANIELSTRAAT 42, RUSTDENE:  
ME G SIYAYA**

7/1/4

**NOTED**

**8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER**

## 8.1 RUSTDENE SWIMMING POOL

The Acting Municipal Manager gives an overview of the poor condition the Rustdene Swimming Pool is in and reiterates that the Beaufort West Municipality must protect its assets. Furthermore the Acting Municipal Manager draw Council's attention to the importance of reporting vandalism.

Councillor SM Meyers expresses his view that the Beaufort West Municipality must request assistance and funding to restore the swimming pool.

Alderman JJ Van Der Linde requests that an urgent temporary measure be put in place to prevent access to the premises as this is currently a very dangerous area for the community.

Councillor CL De Bruin proposes that the item be moved to the next Council meeting and that the Administration investigate the matter on how best they can safeguard the premises.

Councillor A Sauls I reiterates that the former Central Karoo District Mayor is still committed to fix the Rustdene swimming pool and requests Council to be open to the commitment.

The Speaker confirms that all councillors are unanimous in the fact that the Rustdene Swimming pool is currently unsafe and must be temporary closed/safeguarded.

### RESOVLED

amm

That the matter be referred to the next Council meeting together with a cost estimation for the repair and restoration of the Rustdene swimming pool and proposals to safeguard and prevent unauthorized access to the premises in the meantime.

## 8.2 MINUTES: AUDIT COMMITTEE: 22 JUNE 2023

5/12/1/2

Councillor CL De Bruin seconded by Councillor S Essop proposes that the Minutes of the Audit Committee meeting held on 22 June 2023 attached as **Annexure 001 to 012** to the Agenda be accepted and approved.

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

## 8.3 APPLICATION FOR THE LEASE OR DISPOSAL OF ERF 1238, DE KLERK AVENUE 9

7/1/4

ba

Councillor EF Botha seconded by Councillor N Abrahams proposes:

- That erf 1238, Beaufort West is offered for lease, for a period of 9 years 11 months to the current occupant at R1500 per month excluding VAT.

Councillor S Essop seconded by Councillor SM Meyers proposes:

8.3.1 That approval be granted that erf 1238, Beaufort West be offered for sale, “voetstoots” by public notice, and

8.3.2 That the minimum selling price of erf 1238, Beaufort West to the amount of R 208, 176.00 (VAT excl) be accepted.

The Speaker brings both proposals to a vote.

**7** Votes in favour of the proposal of Councillor EF Botha seconded by Councillor N Abrahams.

**4** Votes in favour of the proposal of Councillor S Essop seconded by Councillor SM Meyers.

**THUS RESOLVED**

The Senior Manager: Corporate Services informs Council that the lease contract must be amended.

The Speaker requests that the lease contract and valuation be tabled at the next Council meeting.

**8.4 REQUEST FOR THE ALIENATION OF ERF 2165: 42 DANIEL STREET, BEAUFORT WEST**  
7/1/1;7/1/4

**RESOLVED**

That due to the fact that a rental agreement has been signed on 28 June 2023, this item not be discussed.

**8.5 MARKET RELATED VALUATION: ERF 256, MERWEVILLE**  
7/3/4/1/3/2

**ba**

Councillor N Abrahams seconded by Councillor R Skuza proposes that the minimum selling price to the amount of R21,170.00 (VAT excluded) be approved for the alienation of erf 256, Merweville.

**UNANIMOUSLY ACCEPTED**  
**THUS RESOLVED**

Alderman JJ Van Der Linde recuses himself at 10:48 for the discussion of Item 8.6.

**8.6 APPLICATION FOR APPROVAL FOR EVICTION NOTICE ON LESSEES OF BEAUFORT WEST MUNICIPALITY**  
7/1/4

Councillor SM Meyers reads into record that no contract is in place with Alderman JJ Van Der Linde and Beaufort West Municipality for account 2168 and that Alderman JJ Van Der Linde is nor responsible for the outstanding amount of R 40 998.31. Furthermore that the Administration should bring the contract to Council if there is one in place.

The Senior Manager: Corporate Services informs Council that a contract is in place with the Beaufort West Hockey Club and that Alderman JJ Van Der Linde was on the management of the Hockey Club when the contract was signed. Furthermore that the matter is not aimed at Alderman JJ Van Der Linde in person but action is against the Hockey Club.

Councillor AM Slabbert enquires whether the Administration could bring all the undermentioned contracts to Council for discussion:

	<b>Account no.</b>	<b>Name</b>	<b>Postal address</b>	<b>Outstanding Amount</b>
1	2168	Japie van Der Linde B/Wes Hokkie Club	Smithlaan 9, Essopville, Beaufort West, 6970	40 998.31
2	5485	B/Wes Gholfklub	Geen kontak besonderhede	136 473.07
3	65	Radio Gamka land	Post Box 763, Beaufort West, 6970	172 499.80
4	4276	Christo Wynne	wynnechristo1@gmail.com	3 508.56
5	25061	Gwadiso Construction	2928 Mandela Street, Kwa Mandlenkosi, Beaufort West, 6970	12 401.19
6	5843	Rebecca Linders	10 Dorah	54 340.55

The Acting Municipal Manager expresses his concern of vandalism and advice Council to keep these premises occupied to prevent buildings being vandalised.

**ba**

The Speaker makes a ruling to take the item off the Agenda and requests the Administration table a report with definite proposal for action.

**THUS RESOLVED**

Alderman JJ Van Der Linde re-joins the meeting at 11:00.

**8.7 REQUEST FOR EXTENTION OF THE 2 YEAR PERIOD TO ERECT A BUILDING: ERF 4488, BEAUFORT WEST: K.L. JACOBS**

7/3/4/1/3/2, erf 4488

Councillor S Essop seconded by Councillor N Abrahams proposes:

**ba**

8.7.1 That the request for the extension of clause 9 of the deed of sale be granted for a one (1) year period.

8.7.2 That if the transfer of erf 4488 is not registered by 10 March 2024, the transaction be cancelled.

8.7.3 That the recommendations in paragraphs 8.7.1 and 8.7.2 be applied for similar requests when such requests are received/ extentions is applied for.

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

**8.8 VERHURING VAN 'N GEDEELTE VAN GEDEELTE 6 VAN DIE PLAAS VAN DER BYLSKRAAL NR. 265 MERWEVILLE: MERWEVILLE ADVICE AND DEVELOPMENT OFFICE**

7/3/4/1/1/3

The Senior Manager: Corporate Services gives a brief overview on the matter.

**ba**

**BESLUIT**

Raadslid S Essop gesekondeer deur Raadslid N Abrahams stel voor dat die huurkontrak met MADO, aangepas word deur middel van 'n addendum kontrak deur verbeteringe uit te sluit en dat die huurbedrag afwaarts aangepas word vanaf R623.00 na R384.00 teweete 'n verlaging van R239.00 per maand.

**8.9 APPLICATION FOR LEASE AGREEMENT: MASINYUSANE WOMEN'S PROJECT AT THE KWA-MANDLENKOSI LIBRARY**

7/1/4

Councillor LV Piti seconded by Councillor CL De Bruin proposes:

**ba**

- 8.9.1 That Council accept the method applied to determine the rental value.
- 8.9.2. That the amount of R789,35 excluding VAT be accepted as base rent.
- 8.9.3 That approval be granted for the 25% reduction on the rental amount based on the principle of plight of the poor.
- 8.9.4 That the amount of R598,76 excluding VAT as the effective monthly rental be accepted and approved.

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

The Speaker allows a 5-minute break at 11:17.

At resumption of the meeting at 11:30 the following were:

**Present**

**Alderman:** JJ Van Der Linde  
**Councillors:** A Sauls I [**Executive Mayor**], LV Piti [**Deputy Executive Mayor**], N Constable [**Speaker**], N Abrahams, EF Botha, CL De Bruin, R Skuza, S Essop, SM Meyers, AM Slabbert

**In Service:** **Acting Municipal Manager** [DE Welgemoed], **Director: Corporate Services** [AC Makendlana], **Acting Senior Manager: Community Services** [MC Tshibo], **Acting Director: Financial Services** [RA Eland][*virtually*], **Senior Manager: Technical Services** [C Wright], **Senior Manager: Corporate Services** [P Strümpher] and **Senior Clerk: Committees** [L.D. Draghoender]

**8.10 APPLICATION FOR LEASE AGREEMENT: SONSTRAALTJIE CRECHE, ERF 85, NELSPOORT**  
7/1/4

Councillor S Essop seconded by Councillor SM Meyers proposes:

**ba**

8.10.1 That Council accept the method applied to determine the rental value.

8.10.2 That the amount of R7270 excluding VAT be accepted as base rent.

8.10.3 That approval be granted for a 25% reduction on the rental amount based on the principle of plight of the poor.

8.10.4 That the amount of R455.00 excluding VAT as the effective monthly rental be accepted and approved subject to the successful rezoning of Erf 85, Nelspoort from single Residential Zone I to Community Zone I.

8.10.5 That the Sonstraaltjie Creche will be responsible for applying for the rezoning of Erf 85, Nelspoort and all cost relating to the application to be borne by the creche.

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

**8.11 REPORT ON A REQUEST TO PURCHASE A PORTION OF ERF 787, BEAUFORT WEST: ME H.M. VAN DER BERG**  
7/3/4/1/3/2; Erf 787

**RESOLVED**

**ba**

Councillor S Essop seconded by Councillor R Skuza proposes that the minimum selling price for the **portion of erf 787, Beaufort West** be determined on **R15,525.00** VAT *included*.

**8.12 PROPOSED LONG TERM LEASE OF PORTION 4 OF FARM 169: HANSRIVIER**  
7/3/4/1/1

**RESOLVED**

**ba**

8.12.1 That the proposed lease of Hansrivier be re-advertised to include development proposals for the generation of hydrogen and the generation of electricity by means of hydrogen.

8.12.2 That no underground water extraction may be done by the successful bidder in order to safeguard the Beaufort West Municipality underground water resources.

8.12.3 That the repair and maintenance of the current homestead be removed from the condition of lease, provided that the successful bidder requires to provide residential accommodation to his personnel the current homestead must be repaired and maintained.

**8.13 TRANSPORT: M. BOTHMA // J.C. DE JONGH: ERF 578, 579 EN 580, BEAUFORT-WES: AANSOEK OM UITKLARING**

5/4/1/8

**amm**

Raadslid EF Botha gesecondeer deur Raadslid SM Meyers stel voor dat goedkeuring verleen word dat belastinguitklaring vir die oordrag van erwe 578, 579 en 580 verleen word met dien verstande dat Crawfords Prokureurs 'n brief van onderneming aan Beaufort-Wes Munisipaliteit uitreik waarin hul hulself verbind tot die betaling van die uitstaande skuld soos op datum van uitklaring ten opsigte van voormelde erwe op datum van oordrag.

**EENPARIG AANVAAR  
ALDUS BESLUIT**

**8.14 BEPLANDE BENUTTING VAN DIE VAARDIGHEIDSENTRUM**

7/3/4/1/3/1

**amm**

Raadslid LV Piti gesecondeer deur Raadslid S Essop stel voor:

8.14.1 Dat die raad goedkeuring verleen dat onderhandelings met die Seta bestuursliggaam aangeknoop word vir die verhuuring van die grond teen R 1 per jaar met die verstandhouding dat die Seta verantwoordelik sal wees vir instandhouding en die belasting en dienstegelde op die perseel.

8.14.2 Dat die nodige kontrak opgestel word m.b.t die proses in paragraaf 8.14.1.

8.14.3 Dat die raad / administrasie die Seta personeel behulpsaam sal wees met die hersonering van die grond.

8.14.4 Dat die hersonerings-, onderverdeling en registrasie vir die rekening van die Seta sal wees.

8.14.5 Dat die tegniese afdeling die Seta behulpsaam sal wees met die instalering van die water, stormwater en riooldienste met die oorblywende R1 miljoen (Per tender) sowel as ondersoek vir die aanduiding van 'n alternatiewe ingang.

8.14.6 Dat die raad / personeel die Seta behulpsaam sal wees om die nodige bestuursmodel in plek te plaas.

**EENPARIG AANVAAR  
ALDUS BESLUIT**



**8.15 PROTOCOL: IMPLEMENTATION OF PROJECTS AND INITIATIVES IN SUPPORT OF THE DEPARTMENT OF SOCIAL DEVELOPMENT PROGRAMMES**

Councillor S Essop seconded by Councillor EF Botha proposes:

**dcs**

- 8.15.1 That community halls be made available, free of charge to the Department of Social Development when hosting its programmes, subject to the provisions with regards to the booking of community halls as stipulated in the applicable policy.
- 8.15.2 That the Beaufort West Municipality commits to be a champion for the Protocol in collaboration with the Department of Social Development.

**UNANIMOUSLY ACCEPTED  
THUS RESOLVED**

**8.16 LITIGATION REGISTER: 22 MAY 2023**

5/4/1/8

**NOTED**

**8.17 MEMORANDUM: STAKING AS TEKENGEMAGTIGDE OP BANKREKENING VAN BEAUFORT-WES MUNISIPALITEIT**

5/8/2

**dcs//ba**

Raadslid S Essop gesecondeer deur Raadslid N Abrahams stel voor dat die versoek van Me BV De Klerk, om die staking as tekengemagtigde op die bankrekening van die Beaufort-Wes Munisipaliteit toe gestaan moet word. Voorts dat meneer CJ kyndell en me S Anthonie as tekengemagtigdes op die bankrekening van die Beaufort-Wes Munisipaliteit bygevoeg word.

**EENPARING AANVAAR  
ALDUS BESLUIT**

**8.18 REQUEST FOR PERMISSION TO CONDUCT RESEARCH**

9/1

**RESOLVED**

**dcs**

- 8.18.1 That approval be granted for Mr N Dyasi, a student from the School of Public Leadership at Stellenbosch to conduct research as mentioned in **Annexure 217 to 223** of the Agenda.
- 8.18.2 That Mr N Dyasi provide the Administration with the research in advance to ensure that vetting is performed before information is going out.

8.18.3 That the Administration will ensure that they comply with the POPI Act.

**8.19 LEASE AMOUNT OF THE PRINCE VALLEY SHELTER, ERF 6925 AND 6926**

14/11/3/2/6

The Speaker informs Council that this item will be tabled at the Executive Mayoral Committee meeting as was resolved on 26 June 2023.

**8.20 HUIS: SPITSKOP: MURRAYSBURG**

Raadslid S Essop verneem hoe dit moontlik is dat die situasie betreffende Huis Spitskop in so 'n mate ge-eskaleer het.

Die Speaker versoek dat die Finansies Departement by die volgende Raadsvergadering terugvoering gee op die vraag van Raadslid S Essop en ook aan die Raad voorhou wat die moniterings maatreels is wat ge-implimenteer is/sal word.

Raadslid N Abrahams gesekondeer deur Raadslid AM Slabbert stel voor:

**dcs**

8.20.1 Dat alle uitstaande skulde soos uiteengesit op Bylae 256 van die agenda afgeskryf word ten opsigte van Huis Spitskop, Murraysburg.

8.20.2 Dat die tariewe ten opsigte van alle outehuse aangepas word na residensieel.

8.20.3 Dat alle ouetehuse soos volg gesubsidieer word:

8.20.3.1 Elektrisiteitsverbruik gesubsidieer met 20%

8.20.3.2 Waterverbruik gesubsidieer met 20%

8.20.3.3 Rioolheffing gesubsidieer met 20%

8.20.3.4 Vullisverwyderingsheffing gesubsidieer met 20%

8.20.4 Dat die subsidie onderhewig sal wees aan die volgende:

8.20.4.1 Slegs ouetehuse waarvan die inwoners wat 'n inkomste gelyk aan of minder as die heersende ouderdomsstaatspensioen ontvang en meer as vyftig persent van die inwoners uitmaak, kwalifiseer vir bogenoemde subsidie.

8.20.4.2 Om vir subsidievoordele te kwalifiseer, moet die ouetehuis 'n behoorlik beedigde verklaring nie later nie as die tiende dag van Julie elke jaar indien, mits dit aan die vereistes voldoen.

**EENPARIG AANVAAR  
ALDUS BESLUIT**

The Acting Municipal Manager recuses himself at 12:14.

**8.21 VACANCY: ADVERTISEMENT: CONTRACT APPOINTMENT: MUNICIPAL MANAGER**

See Separate Minute Book.

**8.22 VACANCY: ACTING MUNICIPAL MANAGER  
SP**

See Separate Minute Book.

**8.23 LEAVE OF EXECUTIVE MAYOR SAULS  
SP**

See Separate Minute Book.

**9. CONSIDERATION OF MOTIONS**

**9.1 MOTION: LEAVE WITHOUT NOTICE OF MAYOR A SAULS  
3/4/4**

The Speaker tests if the motion received from Councillor AM Slabbert comply with the requirements as per the Rules of Order after which he reads into record the motion.

The Speaker allows Councillor AM Slabbert to elaborate on her motion concerning leave without notice of Councillor A Sauls I and the Speaker opens the floor for discussion.

After in-depth deliberation by Council the Speaker reads into record Section 56 (6) of the Municipal Structures Act which reads as follows:

**“56 Functions and powers of executive mayors**

- (6) The deputy executive mayor of a municipality exercises the powers and performs the duties of the executive mayor if the executive mayor is absent or not available or if the office of the executive mayor is vacant.”

**RESOLVED**

**amm**

- 9.1.1 That the Administration investigates and drafts a policy and/or a protocol which will give guidance in respect of the Mayoral Chain. Furthermore that Council will workshop the Draft Mayoral Chain Policy in order for Councillors to give inputs.
- 9.1.2 That the Administration consult on the matter referring to the word “absent” in the context that it is used in Section 56 (6) of the Municipal Structures Act and report back to Council.

**10. CONSIDERATION OF QUESTIONS**

**NONE**

**11. CONSIDERATION OF MOTIONS OF EXIGENCY**

Councillor SM Meyers seconded by Councillor AM Slabbert propose to table a motion of exigency on the Misuse of Traffic Vehicles by the Executive Mayor of Beaufort West Municipality.

The Speaker test if the motion of exigency can be considered.

Councillor EF Botha seconded by Councillor CL De Bruin proposes that the motion of exigency from Councillor SM Meyers cannot be considered.

The Speaker brings both proposals to a vote.

**7** Votes in favour of the proposal of Councillor EF Botha seconded by Councillor CL De Bruin.

**3** Votes in favour of the proposal of Councillor SM Meyers seconded by Councillor AM Slabbert.

**THUS RESOLVED**

**12. ADJOURNMENT**

The meeting closes at 13:08.

Minutes approved this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
N Constable  
**[Speaker]**