

COUNCIL MINUTES: 27 MARCH 2025

MINUTES

OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF CAPE TOWN HELD ON THURSDAY 27 MARCH 2025 IN THE COUNCIL CHAMBER, 6th FLOOR, PODIUM, CIVIC CENTRE, CAPE TOWN AT 10:00.

MEMBERS PRESENT:

Cllr S Abbass (DI)	Cllr T Dedezana (ANC)	Cllr M E Kleinsmith (DA)
Cllr A Adams (DA)	Cllr D De Vos (DA)	Cllr C Kobeni (DA)
Cllr R Adams (DA)	Cllr P W De Vos (DA)	Cllr N F Kopman (ANC)
Cllr Y Adams (CMC)	Cllr D Dudley (ACDP)	Cllr A Kwebulana ((EFF)
Cllr A S Addinall (PA)	Cllr S S Duka (ANC)	Cllr E Langenhoven (DA)
Cllr M Adonis (DA)	Cllr A Z M I Elyas (DA)	Cllr A Lansdowne (DA)
Cllr N R Adonis (DA)	Cllr C J Esau (DA)	Cllr U F Lasiti (DA)
Cllr F K Ah-Sing (DA)	Ald G Fourie (DA)	Cllr T A Le Goff (DA)
Cllr W Akim (DA)	Cllr P Francke (DA)	Cllr S Liell-Cock (DA)
Ald E Andrews (DA)	Cllr C V Franklin (DA)	Cllr A G Lightburn (DA)
Cllr E Anstey (DA)	Cllr A Gabuza (ANC)	Ald X T Limberg (DA)
Cllr R Arendse (DA)	Cllr M Gadeni (ANC)	Cllr S Little (GOOD)
Cllr D Badela (ANC)	Cllr G E Gordon (DA)	Cllr F P Lombard (DA)
Cllr Z A Badroodien (DA)	Cllr T Gqada (DA)	Cllr N Lombi (ANC)
Cllr U M Barends (DA)	Cllr A J Griesel (DA)	Cllr J Loots (DA)
Ald A J G Basson (DA)	Cllr N E Grose (DA)	Cllr A C Louw (GOOD)
Cllr A M Benadie (DA)	Cllr L A Gungxe (ANC)	Cllr B M Lubbe (CCC)
Cllr L Benge (GOOD)	Cllr K W Gxasheka (ANC)	Cllr M Mabungani (ACDP)
Cllr F Berry (DA)	Cllr B Hansen (DA)	Cllr E M Madikane (ANC)
Cllr K Bodin (CAPEXIT)	Cllr W Harris (DA)	Cllr G D Malgas (CCC)
Cllr S S Booyesen (DA)	Cllr G Haskin (ACDP)	Cllr S Mamkeli (GOOD)
Cllr N A Botya (EFF)	Cllr P G Helfrich (DA)	Cllr M Manuel (DA)
Cllr R Bresler (DA)	Cllr P Hendricks (PA)	Cllr B B Maqungwana (UDM)
Cllr M C Burke (ACDP)	Cllr P C Heynes (ANC)	Cllr K Maré (DA)
Cllr R C Cameron (DA)	Cllr F Higham (DA)	Cllr M J Marr (DA)
Cllr R W Cannon (DA)	Cllr R C Hill (DA)	Cllr J Martlow (DA)
Cllr K R Carls (DA)	Executive Mayor G G Hill-Lewis (DA)	Cllr L Martin (ANC)
Cllr M A Cassiem (DA)	Cllr N Hlohla (PAC)	Cllr D Z Masiu (DA)
Cllr C Cerfontein (DA)	Cllr T Jackson (DA)	Cllr N Matutu (ANC)
Ald P H Chapple (DA)	Cllr M R Jacobs (ARA)	Cllr P Maxiti (DA)
Cllr M N Chitha (ANC)	Cllr P S Jacobson (FF Plus)	Cllr L Mazwi (EFF)
Cllr D Christians (DA)	Ald W D Jaftha (DA)	Cllr S Mbandezi (DA)
Cllr B Clarke (DA)	Cllr A Jansen (DA)	Cllr N W McFarlane (DA)
Cllr G J Classen (ARA)	Cllr E Jansen (DA)	Cllr A P McKenzie (DA)
Cllr D G Cottee (ANC)	Cllr C Janse van Rensburg (DA)	Cllr I P McMahon (DA)
Cllr J Cupido (GOOD)	Cllr P J Jansen van Vuuren (FF Plus)	Cllr B Mei (EFF)
Cllr M Dambuza (EFF)	Ald C Jordaan (DA)	Cllr C M Mes (DA)
Cllr A Davids (CCC)	Cllr N Jowell (DA)	Cllr J S Mills (DA)
Cllr C O Davids (GOOD)	Cllr K Kama (ANC)	Cllr T M Mjuza (ANC)
Cllr R Davids (DA)	Cllr N Kayi (PA)	Cllr M A Mkutswana (ANC)
Cllr A C De Beer (UIM)	Ald M L Kempthorne (DA)	Cllr Y Mohamed (DA)
	Cllr M R Kleinschmidt (DA)	Cllr T Mokhathi (DA)

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Ald S Moodley (DA)	Cllr N Satarien (CCC)	Cllr A van Zyl (DA)
Cllr A Moses (DA)	Cllr F A Sauls (DA)	Cllr R Viljoen (DA)
Cllr T Mpengezi (ANC)	Cllr E Sawant (DA)	Cllr D Visagie (DA)
Cllr L M Mqina (ANC)	Cllr I Sherry (DA)	Cllr J Visser (DA)
Cllr N Mvinjelwa (DA)	Cllr M M Sibunzi (DA)	Ald J Vos (DA)
Cllr P S Mzolisa (DA)	Cllr C C Siebritz (DA)	Cllr F C Walker (DA)
Ald I D Neilson (DA)	Cllr L Simangweni (ANC)	Cllr J J Witbooi (DA)
Cllr D Nelson (DA)	Ald J P Smith (DA)	Cllr J Woodman (DA)
Cllr W Neumann (GOOD)	Cllr F J Solomons (CCC)	Cllr B Yeko (EFF)
Cllr B Ngcombolo (ANC)	Cllr L Somdaka (ANC)	Cllr S Zumana (ANC)
Cllr M Nikelo (DA)	Cllr L P Sonyoka (ANC)	
Cllr W M Nimmerhout (PA)	Cllr Z W Sophazi (ANC)	
Cllr S Nodliwa (ANC)	Ald X R Sotashe (ANC)	
Cllr A Notywala (GOOD)	Cllr K Southgate (DA)	
Cllr M L Nqavashe (DA)	Cllr S L Stacey (DA)	
Cllr L Ntshuntshe (EFF)	Cllr C J Steenberg (PA)	
Cllr A Ntsodo (DA)	Cllr J N Stevens (ANC)	
Cllr T Nyamakazi (ANC)	Cllr N Stuurman (EFF)	
Cllr G D Paige (ACDP)	Cllr N R E Sukers (ACDP)	
Cllr R H Palm (GOOD)	Cllr Z Sulelo (DA)	
Cllr B L Payiya (ANC)	Cllr P S Swart (DA)	
Cllr G C Peck (DA)	Cllr S Taliep (DA)	
Cllr X Peter (ANC)	Cllr P P Tause (ANC)	
Cllr M J Petersen (DA)	Cllr M Temlett (DA)	
Cllr L Phakade (ANC)	Cllr H P Terblanche (DA)	
Cllr S Philander (DA)	Cllr A Tetani (ANC)	
Cllr T I Pimpi (ANC)	Ald T Thompson (DA)	
Cllr A Plaatjies (DA)	Cllr S C Thompson (ANC)	
Cllr C Pophaim (DA)	Cllr G Timm (DA)	
Cllr A J Potts (DA)	Ald G G Twigg (DA)	
Ald S Pringle (DA)	Cllr N V Tyandela (EFF)	
Cllr C B Punt (DA)	Cllr E Uygun (FF Plus)	
Ald F Purchase (DA)	Ald T Uys (DA)	
Cllr Z L Ooba (ANC)	Cllr S I van der Linde (DA)	
Cllr R M Quintas (DA)	Cllr B van der Merwe (DA)	
Cllr M H Raise (DA)	Ald J F H van der Merwe (DA)	
Cllr F H Raymond (DA)	Ald A van der Rheede (DA)	
Cllr S Rigby (DA)	Cllr P E van der Ross (DA)	
Ald S Rossouw (DA)	Cllr B van Reenen (DA)	

The following Councillors submitted an apology for leaving early:

Ald P H Chapple (DA)
Cllr G J Classen (ARA)
Cllr N E Grose (DA)

The following Councillor submitted an apology for late arrival:

Cllr W Neumann (GOOD)

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APOLOGIES

Cllr M F Achmat (AJ)
Cllr P N Booie (EFF)
Cllr E Botha-Rossouw (FF Plus)
Cllr Y K Dalwai (AJ)
Cllr X D Diniso (ANC)
Cllr A Hendricks (AJ)
Ald C R Justus (DA)
Cllr H Loonat (CCC)
Cllr M S Makuwa (ANC)
Cllr J L Miller (CAPEXIT)
Cllr D Ngubelanga (AIC)
Cllr N A Ntshweza (ANC)
Cllr C L Visser (DA)

ABSENT WITHOUT APOLOGY

The following Councillors were absent without an apology:

Cllr F Abrahams (CCC)
Cllr P East (DA)
Cllr B M Majingo (ANC)
Cllr V Matanzima (DA)
Cllr L N Mbiza (ANC)

PRESENT

Executive Management Team

Mr L Mbandazayo - City Manager
Ms D Campbell - ED: Urban Mobility
Ms R Gelderbloem - ED: Economic Growth
Ms Z Mandlana - ED: Community Services and Health
Mr K Jacoby - ED: Finance
Mr G Morgan - ED: Future Planning and Resilience
Mr V Botto - ED: Safety and Security
Mr R McGaffin - ED: Spatial Planning and Environment
Mr K Nassiep - ED: Energy

Executive Committee Services

Ms V Ngcobozi - Director: Executive and Councillor Support
Mrs R Razack - Manager : Executive Committee Services
Mrs R Alberts
Mr M Carolus
Ms J Cooper
Ms C France
Mr E Fray
Mr G Josephs
Mrs A Kline

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Ms M Levendall
Ms L McGregor
Mr N Meissenheimer

Legal Services

Z Mohamed
Ms R Sayed

<u>LIST OF ACRONYMS FOR INFORMATION</u>		<u>SEATS</u>
ACDP	- African Christian Democratic Party	6
AIC	- African Independent Congress	1
AJ	- Al Jama-ah	3
ANC	- African National Congress	43
ARA	- Africa Restoration Alliance	2
CCC	- National Coloured Congress	7
CAPEXIT	- Cape Independence Party	2
CMC	- Cape Muslim Congress	1
DA	- Democratic Alliance	134
DI	- Democratic Independence	1
EFF	- Economic Freedom Fighters	10
FF Plus	- Freedom Front Plus	4
GOOD	- GOOD	9
PA	- Patriotic Alliance	5
PAC	- Pan Africanist Congress of Azania	1
UDM	- United Democratic Movement	1
UIM	- United Independent Movement	1
Total		231

SECTION 1 OPENING OF MEETING

The Speaker, Ald F Purchase welcomed all Councillors, officials, public in the gallery, the media, as well as the public connected via the livestream YouTube link.

A special word of welcome was extended to the students of the University of Burkly House (School of Business) and to the former Councillor, Ald J Thuynsma, who attended the meeting on behalf of the Mitchells Plain Community Advice and Developing Projects, accompanied by a group of students from the Civic Education Program.

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A special word was also extended to the newly inaugurated Councillors, namely Cllr N Jacobs (CCC) and Cllr A Arnolds (EFF).

A moment of silence was observed.

Councillors were called upon to register their attendance.

At this stage, the Speaker announced that in terms of the Rules of Order, Item C 56/03/25 – Motion received from Cllr B Majingo (ANC), would be brought forward for consideration on request of the opposition political parties.

The Speaker called on Cllr B Majingo to introduce his motion. After 3 occasions, it was noted that Cllr B Majingo was not present at the meeting to introduce his motion.

The Speaker mentioned that in terms of Rule 18.1.3. of the Rules of Order, a motion shall lapse if the member who submitted it is not present at the meeting when such motion is scheduled for debate. In view of the absence of Cllr B Majingo, the motion had lapsed and was therefore not entertained – the decision is however recorded under the respective item number of the Council minutes..

At this stage, the meeting was disrupted, whereupon the Speaker adjourned the meeting at 10H10 for a caucus of all Political Party Whips. The meeting reconvened at 10H30, whereupon Councillors had to re-register their attendance.

SECTION 2 MAYORAL ADDRESS

The Speaker called on the Executive Mayor, Ald G Hill-Lewis to address Council, as follows:

“Madam Speaker, We’ve just witnessed something extraordinary. The Leader of the Opposition, the leader of the ANC in this City, has just resigned from the ANC and has joined the DA. This is an unprecedented moment. I’m not aware this has ever happened before. We’ve just witnessed history being made. I really warmly welcome Cllr Majingo to the party that is growing and winning more support from every community in this city. I want to quote the very powerful words of Cllr Majingo’s statement:

“After careful consideration, I have come to realise that my personal values and principles are now more aligned with those of the Democratic Alliance (DA). I am committed to their pursuit of clean governance and economic growth. I am increasingly impressed with their commitment to deliver for poor residents and the unemployed.”

Thank you for those powerful words, Councillor. Now I really want to speak directly to all of the current and former ANC voters in Cape Town who feel exactly the same as Cllr Majingo does. We all want the same things: opportunities for our children, jobs, a future that is better than the present. In Cape Town, we are building that future. You can see it with your own eyes. You can feel it when you talk to people. This party, this government in Cape Town is deeply committed to improving the lives of

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every resident of this city, and more and more residents across our city are noticing this. The Leader of the ANC in Cape Town is now supporting the DA. I invite you to do so too. Come and join us. You are all welcome!

Speaker, After such an extraordinary start and before I get into the details of the Budget, I would like to recognise a couple of people. Firstly, two new councillors have joined us – namely, Councillor Andrew Arnolds representing the EFF, and Councillor Nasmie Jacobs of the CCC, and I welcome them to Council.

Then, a long serving colleague of our, Cllr Grose, is retiring today and leaves with our warm affection and thanks for her 14 years of service. You will have seen that it is my practice here to take a moment to recognise aldermen who are retiring, regardless of which party they're from, after spending most of their adult lives serving Cape Town. Today I wish to honour a long-standing colleague of ours who has decided to call time on his career, and who joins us for the last time today, Alderman Paddy Chapple. Alderman Chapple began working for Council in 1980, and was elected to Council in 2000. He has worked across the length and breadth of this organisation, doing fascinating and sometimes obscure jobs, always showing his unique ability to connect with anyone and everyone, and maintaining his trademark naughty sense of humour. He has enjoyed a long and colourful career, the tales of which will long be spoken of here. He is himself a wonderful raconteur who can regale an audience with hilarious tales of every risible person who has occupied these offices, and his storytelling is always helped by the fact that he is also extraordinarily well-read.

For decades – long, long before we started holding First Thursdays – Alderman Chapple has been holding the original open government sessions on his front stoep most evenings, where a regular cast of local Obs and Woodstock characters wander in and out, share some cold ones, and solve all the problems of the world. I've had the memorable pleasure of joining one of these 'on the stoep' sessions, and I have no doubt they will continue now that he is retired, probably starting earlier and ending later. Alderman Chapple, we greet you with the Irish blessing, "May the road rise to meet you". Enjoy your retirement!

Colleagues, The other special guest here with us this morning is a firefighter from Mitchells Plain called Michael Samuels, along with his wife Valencia and daughter Keisha. Firefighter Samuels is stationed at the Mitchells Plain Fire Station, and he did something earlier this month that changed the lives of several Capetonians forever. In the early hours of a Thursday morning, a frantic aunty rushed into the fire station with her little nephew, a five-month-old baby boy, Isaiah Scala, who was struggling to breathe. Moments later his mother, Cachet, also arrived at the scene, having turned around on the way to work when she got the call that something serious was wrong with little Isaiah. Michael immediately took control of the situation, inspected the little guy's airway and proceeded to dislodge an object that was blocking his breathing, effectively saving his life. I am sure Isaiah's mother, Cachet, has already thanked Michael

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several times for his heroism, but I would like to thank him too, today, on behalf of the people of Cape Town. Thank you for remaining calm in the situation, thank you for remembering your training, and thank you for being a true hero to that little boy and his mom.

Madam Speaker, It is with great excitement and optimism that I address you this morning to table this administration's fourth Budget. Excitement, because we are making record investments in this Budget in areas of delivery that will have a profound impact on the lives of many Capetonians. And optimism, because we are now at the stage of this term of office where we can see all the projects under construction, and the work lined up, and we know we are on track to deliver on every pledge we made just over three years ago. Crafting any budget – whether it's for a city, a business or your household – is a tricky balancing act. You need to find a balance between the limitations on your sources of funding – in our case, rates, tariffs, grants, borrowing and other revenue we collect – and the necessary investments needed for a fast-growing city like Cape Town, which is about to cross the five-million mark to become our country's most populous.

You also need to find a balance between the many competing priorities in the city, many of which make convincing and competing cases for increased funding. It cannot be said that more basic services takes precedence over more safety, or that water security is more important than our energy security. And yet we are faced with decisions that require of us to weigh these priorities against each other. In the case of our city, the biggest balancing act is between our bold plans to build the Cape Town of the future – the city that we know will be able to handle the substantial growth that is headed our way – and the need to shield our most vulnerable residents from the enormous financial pressures that make their daily lives very hard. We continue to be guided by our higher purpose of doing that which will help grow our economy in ways that lift more people into work and out of poverty over time.

And we remain committed to doing so with the utmost respect and understanding for our ratepayers, who are all experiencing their own pressures in balancing their own household budgets every month. It is a complex and laborious job that involves many rewrites and tweaks until we are certain we have found the balance that gets the absolute maximum benefit out of every Rand at our disposal. I am eternally grateful for the competent and hard-working men and women who spend these months in the build-up to the Budget agonising over every tiny detail to make sure we get it just right. I will mention in particular the names of our budget team. Kevin Jacoby, our Chief Financial Officer, is the driving force behind each of the four Budgets tabled in this term – today's included – and is a resource other metros can only dream of.

Our Director: Budgets, Carl Stroud, and his superb team of Zukiswa Nqanqali, Sumaya Rinqest and Karen Fourie, and all aided by our MayCo Member Siseko Mbandezi. Thank you to all of them. To everyone who worked long hours these past months to produce this Budget, thank

you. It is an exceptional document that reflects the City's value of care above all else. And it will go a long way towards helping us realise our vision of building a City of Hope for all Capetonians.

At the start of our term, we made no secret about our ambitions. We announced the biggest infrastructure pipeline ever undertaken by a city government in South Africa – R120bn of projects over a ten-year period, mostly in the critical water and sanitation space – and we committed to targets that would require of us to ramp up the pace of these projects for each new year of the term. Each of the budgets in this term so far has seen new capital expenditure records set, as we began to pull clear of every other metro in South Africa. Today we table the fourth – and second last – Budget of this administration. And we have called this the “Invested in Hope” Budget. Because that is what we are now – we are fully invested in building a city of hope for all – as we approach these final two years of this term of office.

Speaker, This budget contains Cape Town's planned infrastructure investment over three years – at R39,7bn – more than the three Gauteng metros combined, and will create over 130 000 construction-related jobs. Crucially, a full 75% of this investment directly benefits lower income households. Our record-setting investment in Cape Town's water and sanitation infrastructure gets another R5bn boost this year – more than double the R2.3bn we spent on water and sanitation in our first budget in 2022. Over the next three years R16,6 billion is allocated to water and sanitation. Just this portion of our capital budget is more than the entire capital budgets of Tshwane and Ekurhuleni combined.

In public transport, over the three-year MTREF we're spending around R4,5bn on our MyCiti expansion. This is the biggest project of its kind in South Africa which, once completed, is going to improve the lives of so many people along this route. We also march ahead on our mission to a decentralised energy future that is less Eskom reliant, with R5bn of investment over the medium-term framework in our city's electricity grid. By making unprecedented investments in our city's infrastructure; in sustainable water, electricity and services; in public transport and roads; in our community assets like parks, libraries, sports and recreation facilities; and also importantly in the safety net of care extended to our poorest residents – we are now fully invested in delivering that City of Hope, not for some, but for all.

As with each of our previous three budgets, there are certain areas of investment that stand out and speak to our priorities and pledges to the public. This year, that stand-out investment is without a doubt the investment we are announcing today on safety and security. I am delighted to announce today that we will deploy over 500 new officers across every community in Cape Town. This means that every ward in the city will now have a permanent deployment of officers for the first time. We are going to post officers in neighbourhoods where they will be stationed permanently, and where they will get to know that community well. They will get to know the challenges of the neighbourhood, they will

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get to know the problem buildings in the area, and they will get to know the residents themselves. This kind of personal policing, where relationships and trust are built with specific officers, can only lead to more positive outcomes, and I look forward to seeing its impact once deployed. These new officers are over and above the 400 new officers we've added to the ranks of law enforcement and metro police since the start of this term.

As they say, but wait...there's more. You will remember three years ago we funded a first small unit dedicated to doing armed escort duties. Since then, attacks on frontline service staff and on our construction sites have skyrocketed as extortion mafia have only grown bolder and more brazen. We are sadly spending hundreds of millions of rands each year in armed security with private security companies. This is money that should be spent on basic services, or more infrastructure, but instead it must be spent on simply guarding waste collection trucks, or sewer response teams, as they try to deliver basic services in communities without harassment and attack. Time and time again we hear the same feedback from our teams – when there are blue lights there, there are no problems, no attacks. So I am also pleased to announce that in this budget we are now insourcing some of these security costs, and creating a much larger dedicated escort unit of 220 new officers. We hope this will put a stop to attacks on our frontline service staff so that we can better service the public, especially in informal settlements. With today's two announcements of over 700 new officers, plus the 400 we have already funded and deployed since the start of this term in office – this means we have funded over 1100 new officers since the start of this term. This is by far the biggest investment ever in making Cape Town safer. Our total safety and security budget is now a massive R6,7bn for the coming year. This really demonstrates our commitment to help SAPS fight crime and to do all we can to make Cape Town safer.

Already with our major LEAP deployments to our metro's most violent crime-impacted suburbs, we are seeing major successes in taking guns and drugs off the streets. With our special CBD deployment, we saw big increases in policing action to combat crime, and that has inspired us to make this investment in dedicated officers for every single ward. We are determined to make every single rand of our safety budget work as hard as it can to remove guns and drugs from our communities, and to arrest the perpetrators of crimes. And when we do finally get the devolved policing powers we have been asking for, our well-trained officers will be in a position to investigate and build solid case dockets that will see these perpetrators taken off the streets for long periods at a time. We will continue to advocate for this devolution from national government in the form of simple regulations issued under the SAPS Act.

Speaker, I am also pleased to announce major tariff reforms today that will bring relief for lower income households when it comes to electricity, water, and sanitation bills. While NERSA approved a 12,74% increase for Eskom and an 11,32% Eskom increase to municipalities, City of Cape Town customers will see just a 2% increase on average. This has been

made possible by discontinuing the contribution to services other than electricity, embedded in the cost of each electricity unit. For the past three decades, the electricity tariff has included a portion – around 10% – which goes towards various other City services, such as area cleaning, which are otherwise largely funded by property rates. This system was initiated when electricity was relatively cheap, and a much smaller portion of the monthly household bill. But this will now be discontinued, following a comprehensive review of the City's electricity tariff structure.

Now that we have seen two decades of exorbitant Eskom electricity price increases – where Eskom electricity now costs a full 400% more than it did in 2004 – there is no more room in the electricity tariff to accommodate a contribution to other services. And so we have now done away with this practice to assist households with the rising cost of electricity, which is a disproportionate part of monthly household expenses. Cape Town has also made unprecedented moves for any metro to offer protection to our Lifeline electricity customers. You will remember that in 2023 we raised the number of units that Lifeline customers can buy at the cheaper, subsidised rate from 350 to 600 units a month. What this means is that Lifeline customers who use 600 units a month will pay more or less the same in this coming year as they did three years ago. Of the metros, Cape Town stands alone in this support measure. Lifeline customers will further pay no fixed charge, while City customers on the Domestic Tariff will make a proposed fixed monthly contribution of R59,90 to ensure sustainable electricity services.

Speaker, I must pause to mention that, in the run up to this budget tabling, we have seen misleading comparisons of Cape Town and Joburg tariffs by a Councillor from GOOD. Now, I don't think you can even compare Cape Town and Joburg anymore, we're pulling so far ahead. But for the record, the new fixed charge Joburg introduced on their Domestic-equivalent tariff last year is R230 per month. This is four times higher than the fixed portion of Cape Town's Domestic tariff. Four times. It must also be noted that the same GOOD councillor also mistakenly claimed Cape Town's annual increase will be 9,32% for 2025/26 – no, it will not Speaker. Let me repeat: Our electricity tariff increase is just 2% on average compared to Eskom's 11,32% increase to municipalities.

Now Speaker, I turn to another big reform which will especially benefit lower income households. There are two key changes to fixed charges for water and sanitation. The first change is that fixed water and sanitation charges will now be determined by the value of your property and not connection size, providing welcome relief for households at the lower end of the income scale. In the past, households were charged a particular fixed charge for water based on the size of their water connection – for most homes this was a 15mm connection. This also meant that a well-off household and a low-income household who had the same connection size paid the same fixed charge. Now this fixed charge will be determined by the respective property values, resulting in a saving for the lower income household.

The second key change is that sanitation, which used to only be an estimated charge based on the volume of water usage, will now include a fixed charge. This fixed portion will be offset by a reduction in the volumetric tariff. So the overall cost to the household remains the same, only the structure of the tariff changes. These latest changes will enable infrastructure investment into the future and sustainable service delivery, while offering greater protection to our most economically vulnerable residents.

Regarding waste management in Cape Town, there is a change in how the City charges for waste services which will reflect on ratepayer's bills. Previously only refuse removal was explicitly shown on the bill. Now ratepayers will see both refuse and city-wide cleaning reflected explicitly on the bill. This is not an additional or new expense to customers: the removal of the electricity contribution to rates fully buffers the financial impact of the new City-wide Cleaning tariff. The City-wide Cleaning tariff will therefore not be a new charge, but merely a change in the method of how City customers contribute to the funding of this service. Indeed, most consumers will still be slightly better off after the change, even if only by a few rands a month. Waste collection continues to be funded by its own tariff, which increases by 7,36% for 25/26 as the City continues to focus in particular on improving waste and cleansing services in areas with lots of backyarders and in informal settlements.

Madam Speaker, We simply cannot speak of a City of Hope until every Capetonian has access to dignified sanitation services. When it comes to investments to improve service delivery basics for Capetonians, this Budget has plenty of good news. Already, our City has a reputation for getting things done quickly and efficiently. The constant flood of positive reports from residents praising our leak repair teams, or our teams who go out late at night to fix electricity faults never fails to impress me. That makes me proud to be a part of this team. We want to do even more to get the basics right for residents, showing that Cape Town can be that beacon of hope that decline is not inevitable. The experience of other metros need not be ours – we can have a working city without dirty CBD's, potholed roads, broken traffic lights, and community facilities in decline.

A total of R88m annually will go to our new Highway and CBD cleaning initiative, helping to keep Cape Town clean, ensuring our metro is welcoming, presentable and business-friendly. Over the same three-year period, we are investing a billion Rand in street lights and traffic signals, and just over a billion Rand to purchase more refuse removal vehicles and plant. We've also set aside R2,6bn for road maintenance, R687m for road upgrades and R294m for various congestion relief projects over the three-year MTREF. We've set aside a further R123m for upgrades to sports facilities, R66m to upgrade our city's recreation hubs and community halls, and R171m for parks and public spaces. Libraries get R191m in this budget for upgrades and books, and our beautiful and much-loved public swimming pools will get more than R95m to ensure that they look pristine and operate smoothly. Cape Town's Safe Space

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shelters – a unique investment among SA’s cities in helping the homeless off the streets – will get R200m over the three-year medium-term framework to expand and operate these dignified shelters to more parts of the city.

Madam Speaker, Already, Cape Town is streets ahead of the other metros when it comes to the social relief we are able to offer indigent and economically stressed residents. And that gap will continue to widen in this Budget. In the context of all these investments, we hope ratepayers will understand the slightly above-inflation property rates increase of 7.96% to cover the major growth in more policing resources for a safer Cape Town – accounting for a third of every rand paid in property rates – as well as the major infrastructure investments in roads and community amenities. This is all literally being invested straight back into our plan to safeguard our city and its residents. Even with this increase, Cape Town still has the lowest property rates for residential, commercial and industrial properties, as calculated with the nationally-applied rate-in-the-rand formula. In fact, even with the 2025/26 increase applied, Cape Town’s residential rate-in-rand remains below last year’s levels in all other cities.

For the current General Valuation (GV) term, there is also a Rates relief increase of 50% for all residential properties under R5 million, with the first R450 000 of property value Rates-free, the highest of all metros. Not only do Capetonians see real results from their rates contributions, and higher property value growth than anywhere else, they also get the best bang for their buck on the property rates itself. We have also, once again, funded the most comprehensive social package in the country, valued at R5,2 billion for 2025/26, up from R3,75 billion in 2022/23. This includes R2,4 billion in rates rebates and R2,8 billion in indigent relief. We continue to offer the highest allocation of free water at 15Kl and free sanitation at 10Kl of all metros in South Africa, and the widest criteria for Lifeline Electricity as mentioned earlier.

That is what you can achieve if you prioritise correctly, and if you leverage the power of the country’s most responsible and loyal ratepayers for good. These are just some of the many highlights of this “Invested in Hope” Budget, and I urge residents to read the full document. What you will find is a budget that carefully balances the critical goals of investing in and building a city of the future, and also extending a hand of care and financial support to Cape Town’s vulnerable residents. Guided by this Budget, we are on course to deliver what we pledged we would just over three years ago: A City of Hope for all who live here. I hereby table the City of Cape Town’s 2025/26 Budget, and open it for public participation. Thank you.”

SECTION 3

C 02/03/25 APOLOGIES / LEAVE OF ABSENCE

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The Chief Whip of Council, Cllr D Visagie announced the applications for leave of absence as listed below.

RESOLVED that the following applications for leave of absence as announced by the Chief Whip, **BE NOTED**:

Cllr M F Achmat (AJ)
Cllr P N Booie (EFF)
Cllr E Botha-Rossouw (FF Plus)
Cllr Y K Dalwai (AJ)
Cllr X D Diniso (ANC)
Cllr A Hendricks (AJ)
Ald C R Justus (DA)
Cllr H Loonat (CCC)
Cllr M S Makuwa (ANC)
Cllr J L Miller (CAPEXIT)
Cllr D Ngubelanga (AIC)
Cllr N A Ntshweza (ANC)
Cllr C L Visser (DA)

ACTION: L KELLEM

SECTION 4 ANNOUNCEMENTS BY THE SPEAKER

No announcements were made by the Speaker.

SECTION 5 OFFICIAL NOTICES / URGENT MATTERS

There were no official notices or urgent matters raised.

C 03/03/25 CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING: 30 JANUARY 2025

RESOLVED that the minutes of the ordinary Council meeting held on 30 January 2025, be confirmed.

ACTION: N MEISSENHEIMER

At this stage, namely at 11h55, the Speaker, Ald F Purchase (DA) announced that the following items were agreed on by the respective political parties at the Whips' meeting:

Volume 2A - Items 8, 9, 11,14, 15, 16, 18, 19, 20, 21, 22 and 23

Volume 2B - Item 30

Volume 3 - Items 31, 32, 33, 34, 35, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49 and 53

Volume 4 - Items 57, 58, 60, 41, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 73, 74, 75, 76, 77, 78, 79, 80, 81 and 82. [Reports for information and noting.]

211 Councillors participated when this announcement was made.

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It also be noted that the following totals of Councillors from the respective Political Parties present at the meeting were taken into account when the subjoined decisions were taken by Council:

ACDP	- African Christian Democratic Party	6
AIC	- African Independent Congress	0
AJ	- Al Jama-ah	0
ANC	- African National Congress	38
ARA	- Africa Restoration Alliance	2
CCC	- National Coloured Congress	5
CAPEXIT	- Cape Independence Party	1
CMC	- Cape Muslim Congress	1
DA	- Democratic Alliance	130
DI	- Democratic Independence	1
EFF	- Economic Freedom Fighters	8
FF Plus	- Freedom Front Plus	3
GOOD	- GOOD	8
PA	- Patriotic Alliance	5
PAC	- Pan Africanist Congress of Azania	0
UDM	- United Democratic Movement	1
UIM	- United Independent Movement	1

The Speaker announced that Items C04 and C05 would be clustered for debate. The decisions are however recorded under the respective items.

C 04/03/25 PROPOSED AMENDMENTS TO THE 2022-2027 INTEGRATED DEVELOPMENT PLAN (IDP)-RELATED TO THE COUNCIL APPROVED 2024/25 MID-YEAR ADJUSTMENT BUDGET

RESOLVED that:

- (a) the public comments submitted on the proposed amendments to the IDP as contained in Annexure C to the report on the agenda, be noted
- (b) the proposed amendments to the IDP that emanate from the Council approved 2024/25 mid-year adjustment budget as per Annexures A and B to the report on the agenda, be approved.

[GOOD noted with concern and the EFF recorded their vote against the above decision.]

ACTION: L JANSSENS, H COLE, G MORGAN

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C 05/03/25 PROPOSED AMENDMENTS TO THE 2022-2027 INTEGRATED DEVELOPMENT PLAN (IDP) - 2025/26 AMENDMENTS

RESOLVED that:

- (a) it be noted that the Executive Mayor tabled the annual IDP review as contained in Annexure A to the report on the agenda.
- (b) the Executive Mayor tabled the proposed amendments to the 2022-2027 IDP (2025/26 amendments), including changes to the Corporate Scorecard, Municipal Entities and Circular 88 Scorecards, as contained in Annexure B to the report on the agenda.
- (c) the public comment period of a minimum of 21 days for the IDP review and the proposed amendments to the 2022-2027 IDP (2025/26), be approved.

[GOOD abstained and the EFF recorded their vote against the above decision.]

ACTION: Y YSLIE, H COLE, G MORGAN

C 06/03/25 TABLING OF BUDGET 2025/26 – 2027/28

The Executive Mayor tabled the draft Budget for the 2025/26 to 2027/28 financial year for public comment.

RESOLVED that:

- (a) it be noted that the budget was tabled by the Executive Mayor as legislatively prescribed
- (b) it be noted that the tabled budget would be subjected to a public participation process, as legislatively prescribed, during April 2025.

ACTION: W MULLER, C STROUD, K JACOBY

C 07/03/25 APPROVAL OF A THREE-YEAR AGREEMENT FOR HOSTING THE LAST NIGHT OF THE PROMS DURING THE 2024/25, 2025/26 & 2026/27 FINANCIAL YEARS

RESOLVED that:

- (a) a three-year sponsorship agreement with the Rotary Club of Wynberg for the Last Night of the Proms for the 2024/25, 2025/26 and 2026/27 financial years, be approved. This agreement is slated to commence on 26 April 2025 and will be vetted by Legal Services prior to entering into it.
- (b) Council approved that an amount of R60 000 (15% VAT where applicable) as a cash sponsorship payment be disbursed during the

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2024/25 financial year from the Events Budget, cost centre 19060505 (Events), GL 457300 (Sponsorship: Events).

- (c) Council approved that an amount of R60 000 (15% VAT where applicable) as a cash sponsorship payment be disbursed during the 2025/26 financial year from the Events Budget, cost centre 19060505 (Events), GL 457300 (Sponsorship: Events).
- (d) Council approved that an amount of R60 000 (15% VAT where applicable) as a cash sponsorship payment be disbursed during the 2026/27 financial year from the Events Budget, cost centre 19060505 (Events), GL 457300 (Sponsorship: Events).
- (e) Council approved the waiver of venue cost for City-owned venues for the event, subject to availability and that the respective line department absorbs the cost for each of the above financial years.

ACTION: L DESOUZA-ZILWA, R WILLIAMS, V BOTTO

C 08/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: TRANSFER OF A PORTION OF PUBLIC PLACE, BEING A PORTION OF ERF 3659-RE CONSTANTIA SITUATED AT STUART CLOSE, TOKAI TO THE OWNER OF ADJACENT ERF 3632 CONSTANTIA: MARIA HOLDCROFT AND SIMON ALISTAIR HOLDCROFT

PROPOSED CLOSURE AND TRANSFER OF A PUBLIC PLACE, BEING A PORTION OF ERF 3659-RE CONSTANTIA SITUATED AT STUART CLOSE, TOKAI TO THE OWNER OF ADJACENT ERF 3632 CONSTANTIA: MARIA HOLDCROFT AND SIMON ALISTAIR HOLDCROFT

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act 56 of 2003, the subject property, being a portion of Erf 3659-RE Constantia situated at Stuart Close, Tokai, in extent approximately 135.42 m² as shown and lettered ABCDE on Plan 130010400 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and that the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (b) in-principle approval be granted in terms of regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations for the transfer of a portion Erf 3659-RE Constantia situated at Stuart Close, Tokai, in extent approximately 135.42 m² as shown and lettered ABCDE on Plan 130010400 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of the subject property, being a portion of a Public Place, being a portion of Erf 3659-RE Constantia situated at Stuart Close,

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Tokai, in extent approximately 135.42 m² as shown and lettered ABCDE on Plan 130010400 attached as Annexure A to the report on the agenda, be approved

- (d) the transfer of a portion of Erf 3659-RE Constantia situated at Stuart Close, Tokai, in extent approximately 135.42 m² as shown and lettered ABCDE on Plan 130010400 attached as Annexure A to the report on the agenda, to Maria Holdcroft and Simon Alistair Holdcroft, the owners of adjacent Erf 3632 Constantia, or their successor(s)-in-title, be approved, subject to the following conditions, that:
- (i) A purchase price of R290 000 excluding VAT and costs be payable;
 - (ii) The transfer price shall escalate at 5% per annum compounded annually on a pro-rata basis commencing 6 months from the date of valuation (i.e. from 01 March 2025) until the date of registration;
 - (iii) The market value is to be re-assessed if the transaction is not approved by the relevant decision-making authority of Council within 36 months from the date of valuation (i.e. by 31 July 2027);
 - (iv) Rates and municipal charges, if applicable, be levied;
 - (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority, including inter alia the following:
 - (aa) that all further statutory and land use requirements be complied with;
 - (bb) that the subject portion of Erf 3659-RE Constantia be consolidated with the purchaser's Erf 3632 Constantia;
 - (cc) that all costs related and incidental to the transaction be borne by the purchaser.

ACTION: Y MOHAMED, A GOLDING, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 09/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: TRANSFER OF A PORTION OF PUBLIC STREET, BEING A PORTION OF ERF 248-RE CONSTANTIA, SITUATED AT WARBLERS WAY, CONSTANTIA TO THE OWNER OF ADJACENT ERF 8215 CONSTANTIA: BRETT NOLAN SCHULTZ

PROPOSED CLOSURE AND TRANSFER OF A PORTION OF PUBLIC STREET, BEING A PORTION OF ERF 248-RE CONSTANTIA, SITUATED AT WARBLERS WAY, CONSTANTIA TO THE OWNER OF ADJACENT ERF 8215 CONSTANTIA: BRETT NOLAN SCHULTZ

RESOLVED that:

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- (a) in terms of section 14 of the Local Government Municipal Finance Management Act 56 of 2003, the subject property, being a portion of Erf 248-RE Constantia, situated at Warblers Way, Constantia, in extent approximately 161.18 m² as shown and lettered ABCD on Plan 130008289 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and that the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (b) in-principle approval be granted in terms of regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations for the transfer of a portion Erf 248-RE Constantia, situated at Warblers Way, Constantia, in the extent of approximately 161.18 m² as shown and lettered ABCD on Plan 130008289 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of a portion of the Public Street, being a portion of Erf 248-RE Constantia, situated at Warblers Way, Constantia, in extent of approximately 161.18 m² as shown and lettered ABCD on Plan 130008289 attached as Annexure A to the report on the agenda, be approved
- (d) the transfer of a portion of Erf 248-RE Constantia, situated at Warblers Way, Constantia, in extent approximately 161.18 m² as shown and lettered ABCD on Plan 130008289 attached as Annexure A to the report on the agenda, to Brett Nolan Schultz, the owner of the adjacent Erf 8215 Constantia, or his successor(s)-in-title, be approved, subject to the following conditions, that:
 - (i) A purchase price of R300 000, excluding VAT and costs be payable;
 - (ii) The transfer price shall escalate at 5% per annum compounded annually on a pro-rata basis commencing 6 months from the date of valuation (i.e. from 01 October 2024) until the date of registration;
 - (iii) The market value is to be re-assessed if the transaction is not approved by the relevant decision-making authority of Council within 36 months from the date of valuation (i.e. by 31 March 2027);
 - (iv) Rates and municipal charges, if applicable, be levied;
 - (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority, including inter alia the following:
 - (aa) that all further statutory and land use requirements be complied with;

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- (bb) that the subject portion of Erf 248-RE Constantia, be consolidated with the purchaser's Erf 8215 Constantia;
- (cc) that all costs related and incidental to the transaction be borne by the purchaser.

ACTION: A PHILLIPS, A GOLDING, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 10/03/25 PROPOSED LEASE OF A PORTION OF CITY LAND BEING A PORTION OF ERF 25066 MILNERTON, SITUATED AT CORNER OF FREEDOM AND DEMOCRACY WAYS, PHOENIX, MILNERTON, CAPE TOWN: PROVINCIAL GOVERNMENT - WESTERN CAPE

RESOLVED that:

- (a) in terms of Regulation 41(2)(e) of the Local Government: Municipal Asset Transfer Regulations, a portion of Erf 25066 Milnerton, situated at Corner of Freedom and Democracy Ways, Phoenix, Milnerton, in extent approximately 5 695 m², is surplus to the requirements of the Municipality.
- (b) the lease of a portion of Erf 25066 Milnerton, situated at Corner of Freedom and Democracy Ways, Phoenix, Milnerton shown hatched and lettered ABCDEF on sketch TA 1061v1 attached as Annexure A to the report on the agenda, in extent approximately 5 695m², to the Provincial Government Western Cape, or its successor-in-title, be approved subject, to inter alia the following conditions, that:
 - (i) A discounted market related rental of R5 340.00 per month (exclusive of VAT) and rates calculated at the rate applicable at the time of transaction, be payable;
 - (ii) The monthly rental is to be adjusted on the basis of 6% per annum compounded annually commencing 6 months from date of valuation i.e. 2024-02-01.
 - (iii) The lease will endure for a period of 10 years;
 - (iv) The property be used for mobile classroom purposes only;
 - (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of his delegated authority;
 - (vi) Subject to compliance with any other statutory requirements;
 - (vii) No compensation will be payable for any improvement made to the property.

ACTION: M VAN DER WESTHUIZEN, P STRUMPHER, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 11/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: TRANSFER OF A PORTION OF PUBLIC STREET, BEING A PORTION OF ERF 35339-RE MITCHELLS PLAIN SITUATED AT LOGANBERRY LANE, STRANDFONTEIN TO OWNERS OF ADJACENT ERF 37914 MITCHELLS PLAIN: THELMA LYDIA JONATHAN AND PETER HENRY JONATHAN

PROPOSED CLOSURE AND TRANSFER OF A PORTION OF PUBLIC STREET, BEING A PORTION OF ERF 35339-RE MITCHELLS PLAIN SITUATED AT LOGANBERRY LANE, STRANDFONTEIN TO OWNERS OF ADJACENT ERF 37914 MITCHELLS PLAIN: THELMA LYDIA JONATHAN AND PETER HENRY JONATHAN

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act 56 of 2003, the subject property, being a portion of Erf 35339-RE Mitchells Plain situated at Loganberry Lane, Strandfontein, in extent approximately 199 m² as shown and lettered ABCDEF on Sketch 130010199 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (b) in-principle approval be granted in terms of regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations for the transfer of a portion Erf 35339-RE Mitchells Plain situated at Loganberry Lane, Strandfontein, in the extent of approximately 199 m² as shown and lettered ABCDEF on Sketch 130010199 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of the subject portion of Public Street, being a portion of Erf 35339-RE Mitchells Plain situated at Loganberry Lane, Strandfontein, in extent approximately 199 m² as shown and lettered ABCDEF on Sketch 130010199 attached as Annexure A to the report on the agenda, be approved
- (d) the transfer of a portion of Erf 35339-RE Mitchells Plain situated at Loganberry Lane, Strandfontein, in extent approximately 199 m² as shown and lettered ABCDEF on Sketch 130010199 attached as Annexure A to the report on the agenda, to Thelma Lydia Jonathan and Peter Henry Jonathan, the owners of adjacent Erf 37914 Mitchells Plain, or their successor(s)-in-title, be approved, subject to the following conditions, that:
 - (i) A purchase price of R110 000 excluding VAT and costs be payable;

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- (ii) The transfer price shall escalate at 5% per annum compounded annually on a pro-rata basis commencing 6 months after the date of valuation (i.e. as from 01 December 2024) until the date of registration;
- (iii) The market value is to be re-assessed if the transaction is not approved by the relevant decision-making authority of Council within 36 months from the date of valuation (i.e. by 31 May 2027).
- (iv) Rates and municipal charges, if applicable, be levied;
- (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority, including inter alia the following:
 - (aa) that all further statutory and land use requirements be complied with;
 - (bb) that the subject portion of Erf 35339-RE Mitchells Plain be consolidated with the purchaser's Erf 37914 Mitchells Plain;
 - (cc) that all costs related and incidental to the transaction be borne by the purchaser.

ACTION: A PHILLIPS, A GOLDING, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 12/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: PROPOSED TRANSFER OF A PORTION OF REMAINDER CAPE FARM NO 153 VISSERSHOK

PROPOSED TRANSFER OF A PORTION OF REMAINDER CAPE FARM NO 153 VISSERSHOK TO THE CURRENT LESSEE: THE MORNINGSTAR FLYERS ASSOCIATION

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, a Portion of Remainder Cape Farm No. 153, situated off Van Schoorsdrift Road, Vissershok, in extent approximately 26.8 ha and as shown hatched and lettered ABCDEabcH on Plan 130009661, attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.
- (b) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the transfer of a Portion of Remainder Cape Farm No. 153, situated off Van Schoorsdrift, Vissershok, in extent approximately

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26.8 ha and as shown hatched and lettered ABCDEabcH on Plan 130009661, attached as Annexure A to the report on the agenda.

- (c) the transfer of a Portion of Remainder Cape Farm No. 153, in extent approximately 26.8 ha and as shown hatched and lettered ABCDEabcH on Plan 130009661, attached as Annexure A to the report on the agenda, to the Morningstar Flyers Association, or its successor(s) in title, be approved, subject to the following conditions, that:
 - (i) A purchase price of R11 600 000.00, excluding VAT, be payable;
 - (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months after date of valuation, i.e. from 1 September 2024, until date of registration;
 - (iii) The valuation is to be reviewed if not implemented within 36 months from date of valuation, i.e. by 28 February 2027;
 - (iv) Rates and municipal charges, if applicable, be levied;
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) that all further statutory, legal and land use requirements be complied with;
 - (bb) that the usage of the property be restricted, by means of a condition against title, to the current use as a recreational airfield and ancillary use; and
 - (cc) that all costs related or incidental to the transaction be borne by the purchaser.
- (d) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, a Portion of Remainder Cape Farm No. 153, situated off Van Schoorsdrift Road, Vissershok, in extent approximately 5.6 ha and as shown hatched and lettered EFGcba on Plan 130009661 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (e) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the transfer of a Portion of Remainder Cape Farm No. 153, situated off Van Schoorsdrift, Vissershok, in extent approximately 5.6 ha and as shown hatched and lettered EFGcba on Plan 130009661 attached as Annexure A to the report on the agenda.

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- (f) the transfer of a Portion of Remainder Cape Farm No. 153, in extent approximately 5.6 ha and as shown hatched and lettered EFGcba on Plan 130009661 attached as Annexure A to the report on the agenda, to the Morningstar Flyers Association, or its successor(s)-in-title, be approved, subject to the following conditions, that:
- (i) A purchase price of R2 425 000.00, excluding VAT, be payable;
 - (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months after date of valuation, i.e. from 1 September 2024, until date of registration;
 - (iii) The valuation is to be reviewed if not implemented within 36 months from date of valuation, i.e. by 28 February 2027;
 - (iv) Rates and municipal charges, if applicable, be levied;
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) that all further statutory, legal and land use requirements be complied with;
 - (bb) that the usage of the property be restricted, by means of a condition against title, to the current use as a recreational airfield and ancillary use;
 - (cc) that all costs related or incidental to the transaction be borne by the purchaser.

[The EFF recorded their vote against the above decision. The CCC abstained]

ACTION: P STRUMPHER B MALI-SWELINDAWO, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 13/03/25 THE CITY OF CAPE TOWN WASTE STRATEGY FOR COUNCIL APPROVAL

RESOLVED that having considered the comments received during the public participation process, and based on the responses thereto, the City of Cape Town Waste Strategy, attached as Annexure A to the report on the agenda, be adopted.

[The CCC recorded their vote against the above decision.]

ACTION: V MABILETSA, S WIGGENS, P MAYISELA

C 14/03/25 APPROVAL OF THE DRAFT BY-LAW RELATING TO THE REPEAL OF BY-LAWS ADOPTED BY FORMER MUNICIPALITIES, 2025

RESOLVED that the Draft City of Cape Town By-law relating to the Repeal of By-laws adopted by Former Municipalities, 2025, attached as Annexure A to the report on the agenda, be adopted.

ACTION: A FLORIS, T ZEEMAN, H COLE, L MBANDAZAYO

C 15/03/25 PROPOSED GRANTING OF IN-PRINCIPLE APPROVAL FOR THE TRANSFER, BY PUBLIC COMPETITION, OF THE CITY-OWNED IMPROVED ERVEN 164058, 164059 AND PORTION OF ERF 164060, CAPE TOWN, SITUATED AT 10 CAMP STREET, 8 CAMP STREET AND AT 6 VINE STREET, GARDENS, ZONED GENERAL RESIDENTIAL 4 (GR4) AND TRANSPORT ZONING 2: PUBLIC ROAD AND PUBLIC PARKING (TR2)

RESOLVED that:

- (a) in terms of section 14(2)(a) and (b) of the Local Government: Municipal Finance Management Act (MFMA), Act 56 of 2003:
 - (i) It be resolved that Erven 164058, 164059 and a portion of Erf 164060, Cape Town, situated at 10 Camp Street, 8 Camp Street and at 6 Vine Street, Gardens, in extents of approximately 189 m², 188 m² and 285 m², respectively, zoned General Residential 4 (GR4) and Transport Zoning 2: Public Road and Public Parking (TR2) and as shown lettered ABCDEFGHJK, ABCDEFGHJKLM and ABCDEFGHJ on the Plan LIS3060 (attached as Annexure A1 to the report on the agenda), Plan LIS3061 (attached as Annexure A2 to the report on the agenda) and Plan LIS3062 (attached as Annexure A3 to the report on the agenda), not be required for the provision of the minimum level of basic municipal services.
 - (ii) It be confirmed that the fair market values of the assets described in (a)(i) and the economic and community value to be received in exchange for the assets described in (a)(i) have been considered.
- (b) in terms of Regulation 5(1)(b) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, Council approved in-principle the transfer of Erven 164058, 164059 and a portion of Erf 164060, Cape Town, situated at 10 Camp Street, 8 Camp Street and at 6 Vine Street, Gardens, as described in (a)(i) above.
- (c) Erven 164058, 164059 and a portion of Erf 164060, Cape Town, situated at 10 Camp Street, 8 Camp Street and at 6 Vine Street, Gardens, be transferred by public competition, subject to conditions to be imposed by the Director: Property Transactions, in the exercise of his delegated authority.

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- (d) the comments and recommendations provided by the National Treasury and by the Western Cape Provincial Treasury, be noted.

ACTION: S SHABALALA, S HLENGWA, T LEWIS, D JOUBERT, R GELDERBLOEM

C 16/03/25 UPDATED NEDBANK SHORT-TERM DEBT FACILITIES

RESOLVED that, in terms of Section 45(2)(a) of the Local Government Municipal Finance Management Act (Act 56 of 2003), the amended short-term debt facilities until 31 March 2028, as listed below and included in the addenda to the bank facilities agreement to be entered into between the City of Cape Town and Nedbank Limited, be approved:

- | | |
|---|--------------|
| (a) Guarantee Facility (cash covered) | R300 000 000 |
| (b) Guarantee Facility (non-cash covered) | R100 000 000 |

ACTION: H ROBBINS, D VALENTINE, K JACOBY

C 17/03/25 WAIVING OF ADMINISTRATIVE FEES AND STANDARD SALE AGREEMENT PREPARATION FEES IN RESPECT OF THE PROPOSED SALE OF VARIOUS CITY PROPERTIES TO EARLY CHILDHOOD DEVELOPMENT (ECD) CENTRE OPERATORS TO FACILITATE THE PURCHASING OF THESE PROPERTIES FROM THE CITY

RESOLVED that:

- (a) the administrative fees and the standard sale agreement preparation fees (currently R2 913 and R1 348 respectively), as provided for in the tariff structure approved by Council on 31 May 2024 and as reviewed from time to time, be waived for the potential sale of 298 City owned properties listed in the schedule attached as Annexure A to the report on the agenda, to the Early Childhood Development operators occupying the properties, or their successors in title.
- (b) in addition to the category of proposed sale of various City-owned properties to the Early Childhood Development operators occupying the properties, a second category for privately built ECDs centres on City owned land be included in the proposed sale of various City-owned properties to ECD centre operators to enable ECD operators to purchase these properties from the City.
- (c) it be noted that the proposed sale of various City-owned properties to ECD centre operators should not be interpreted as a guaranteed sale of these premises, but that the potential sale of these premises is being investigated.

[The CCC, EFF and GOOD recorded their votes against the above decision.]

ACTION: S CARELSE, L EMSLEY, D JOUBERT, R GELDERBLOEM

C 18/03/25 PROPOSED TRANSFER OF PORTIONS OF ERVEN 23682 AND 24257 MILNERTON: DEPARTMENT OF INFRASTRUCTURE, PROVINCIAL GOVERNMENT OF THE WESTERN CAPE (SILVERLEAF PRIMARY SCHOOL, DUNOON)

RESOLVED that:

- (a) in terms of Regulation 20(1)(f)(i) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, that portions of Erven 23682 and 24257 Milnerton, located off Silverleaf Road, Dunoon, in extent $\pm 9\,420\text{ m}^2$ and as shown lettered ABCDEFG on Plan 130009576v1 attached as Annexure A to the report on the agenda, is not required for the provision of any minimum level of basic municipal services and is surplus to the requirements of the Municipality.
- (b) the transfer of portions of Erven 23682 and 24257 Milnerton, located off Silverleaf Road, Dunoon, in extent $\pm 9\,420\text{ m}^2$ and as shown lettered ABCDEFG on Plan 130009576v1 attached as Annexure A to the report on the agenda, to the Provincial Government of the Western Cape, Department of Infrastructure, or its successor(s)-in-title, be approved, subject inter alia to the following conditions, that:
 - (i) A purchase price of R260 000, excluding VAT, and being 10% of the full market value of R2 600 000, be payable.
 - (ii) The purchase price is to be adjusted by 5% per annum compounded annually on a pro rata basis, commencing from six months after the date of valuation, i.e. from 1 June 2025, until the date of registration.
 - (iii) The valuation is to be reviewed if not approved by the delegated authority of Council within 36 months from the date of valuation, i.e. by 30 November 2027.
 - (iv) Rates and municipal charges, if applicable, be levied.
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) That the utilization of the land be restricted to educational and ancillary purposes, and such usage be regulated in terms of a title restriction.
 - (bb) That all further statutory and land use requirements be complied with.
 - (cc) That all costs related and incidental to the transaction be borne by the purchaser.

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- (c) it be confirmed that, when considering the alienation of the land at less than market value, the contents of Regulation 20(1)(f)(ii) of the MATR has been duly taken into consideration.

ACTION: P STRUMPHER, B MALI-SWELINDAWO, D GEYSMAN, D JOUBERT, R GELDERBLOEM

C 19/03/25 PROPOSED CLOSURE OF ERF 20733 WESFLEUR (ELECTRICAL SUBSTATION SITE), AND BEING AN UNREGISTERED PORTION OF PUBLIC ROAD ERF 6268 WESFLEUR, ATLANTIS

RESOLVED that, in terms of section 4(2)(f) of the City of Cape Town Immovable Property By-law, 2015, Council granted approval that the City may, by Notice in the Provincial Gazette, close Erf 20733 Wesfleur (electrical substation site, in extent 25 m²), being an unregistered portion of public road Erf 6268 Wesfleur, Atlantis, and as depicted by the figures ABCD on the draft SG Diagram attached as Annexure A to the report on the agenda.

ACTION: P STRUMPHER, B MALI-SWELINDAWO, D GEYSMAN, D JOUBERT, R GELDERBLOEM

C 20/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: TRANSFER OF A PORTION OF PUBLIC STREET, BEING A PORTION ERF 3023 SIMON'S TOWN, SITUATED AT DE VILLIERS WAY, SIMON'S TOWN TO OWNER OF ADJACENT ERF 2807 SIMON'S TOWN: ADAM BOTHA

PROPOSED CLOSURE AND TRANSFER OF A PORTION OF A PUBLIC STREET, BEING A PORTION OF ERF 3023 SIMON'S TOWN TO OWNER OF ADJACENT ERF 2807 SIMON'S TOWN: ADAM BOTHA

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, the subject property, being a portion of Erf 3023 Simon's Town, situated at De Villiers Way, Simon's Town, in extent approximately 1.01 m² as shown and lettered ABC on Plan 130009638 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.
- (b) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the transfer of a portion of Erf 3023 Simon's Town, situated at De Villiers Way, Simon's Town, in extent approximately 1.01 m² as shown and lettered ABC on Plan 130009638 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of the subject property being a portion of a Public

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Street, being a portion of Erf 3023 Simon's Town, situated at De Villiers Way, Simon's Town, in extent approximately 1.01 m² as shown and lettered ABC on Plan 130009638 attached as Annexure A to the report on the agenda, be approved

- (d) the transfer of a portion of Erf 3023 Simon's Town, situated at De Villiers Way, Simon's Town, in extent approximately 1.01 m² as shown and lettered ABC on Plan 130009638 attached as Annexure A to the report on the agenda, to Adam Botha, the owner of adjacent Erf 2807 Simon's Town, or their successor(s)- in-title, be approved, subject to the following conditions, that:
- (i) A purchase price of R1 250 excluding VAT be payable.
 - (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months from the date of valuation, i.e. from 1 June 2024 until the date of registration.
 - (iii) The market value is to be reviewed if not implemented within 36 months from the date of valuation, i.e. by 30 November 2026.
 - (iv) Rates and municipal charges, if applicable, be levied.
 - (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority, including inter alia the following:
 - (aa) That all further statutory and land use requirements be complied with.
 - (bb) That the subject portion of Erf 3023 Simon's Town be consolidated with the purchaser's Erf 2807 Simon's Town.
 - (cc) That all costs related and incidental to the transaction be borne by the purchaser.

ACTION: A PHILLIPS, R KOLIA, D GEYSMAN, D JOUBERT, R GELDERBLOEM

C 21/03/25 PROPOSED TRANSFER OF ERF 13977 KRAAIFONTEIN AT WALLACEDENE: DEPARTMENT OF INFRASTRUCTURE, PROVINCIAL GOVERNMENT OF THE WESTERN CAPE (ENKULULEKWENI PRIMARY SCHOOL & SOLOMON MAHLANGU MOBILE PRIMARY SCHOOL)

RESOLVED that:

- (a) in terms of Regulation 20(1)(f)(i) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, that Erf 13977 Kraaifontein, located off Thakudi Street, Wallacedene, in extent

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± 24 935 m² and as shown lettered ABCDEFGHJKL on Plan 130009597v1 attached as Annexure A to the report on the agenda, is not required for the provision of any minimum level of basic municipal services and is surplus to the requirements of the Municipality.

- (b) the transfer of Erf 13977 Kraaifontein, located off Thakudi Street, Wallacedene, in extent ± 24 935 m² and as shown lettered ABCDEFGHJKL on Plan 130009597v1 attached as Annexure A to the report on the agenda, to the Provincial Government of the Western Cape, Department of Infrastructure, or its successor(s)- in-title, be approved, subject inter alia to the following conditions, that:
- (i) A purchase price of R275 000, excluding VAT, and being 10% of the full market value of R2 750 000, be payable.
 - (ii) The purchase price is to be adjusted by 5% per annum compounded annually on a pro rata basis, commencing from six months after the date of valuation, i.e. from 1 April 2025, until the date of registration.
 - (iii) The valuation is to be reviewed if not approved by the delegated authority of Council within 36 months from date of valuation, i.e. by 30 September 2027.
 - (iv) Rates and municipal charges, if applicable, be levied.
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) That the utilization of the land be restricted to educational and ancillary purposes, and such usage be regulated in terms of a title restriction.
 - (bb) That all further statutory and land use requirements be complied with.
 - (cc) That all costs related and incidental to the transaction be borne by the purchaser.
 - (c) it be confirmed that, when considering the alienation of the land at less than market value, the contents of Regulation 20(1)(f)(ii) of the MATR has been duly taken into consideration.

ACTION: P STRUMPHER, B MALI-SWELINDAWO, D GEYSMAN, D JOUBERT, R GELDERBLOEM

C 22/03/25 GRANTING OF IN-PRINCIPLE APPROVAL: PROPOSED TRANSFER OF A PORTION OF ERF 426 PAROW

PROPOSED TRANSFER OF A PORTION OF ERF 426 PAROW TO ADJACENT OWNER OF ERF 427 PAROW: DESIDERATA 010 (PTY) LTD

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, a portion of Erf 426 Parow, situated at Andrew Murray Street, Parow North, in extent approximately 257 m² and as shown cross-hatched and lettered ABCDEF on Plan 130010018 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.
- (b) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the transfer of a portion of Erf 426 Parow, in extent approximately 257 m² and as shown cross-hatched and lettered ABCDEF on Plan 130010018 attached as Annexure A to the report on the agenda.
- (c) the transfer of a portion of Erf 426 Parow, in extent approximately 257 m² and as shown cross-hatched and lettered ABCDEF on Plan 130010018 attached as Annexure A to the report on the agenda, to Desiderata 010 (Pty) Ltd, or their successor(s)-in-title, be approved, subject to the following conditions, that:
 - (i) A purchase price of R300 000, excluding VAT, be payable.
 - (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months from date of valuation, i.e. from 1 October 2024, until date of registration.
 - (iii) The valuation is to be reviewed if not approved by the delegated authority of Council within 36 months from date of valuation, i.e. by 31 March 2027.
 - (iv) Rates and municipal charges, if applicable, be levied.
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) That all further statutory and land use requirements be complied with, including the consolidation of the subject portion with the applicant's adjacent property.
 - (bb) That all costs related and incidental to the transaction be borne by the purchaser.

ACTION: P STRUMPHER, B MALI-SWELINDAWO, D GEYSMAN, D JOUBERT, R GELDERBLOEM

C 23/03/25 PROPOSED GRANTING OF IN-PRINCIPLE APPROVAL FOR THE TRANSFER OF CITY-OWNED IMPROVED PROPERTY BY PUBLIC COMPETITIVE PROCESS, ERF 23903, CAPE TOWN, SITUATED AT 7 DUBLIN STREET, MAITLAND AND ZONED GENERAL RESIDENTIAL 4: (GR4)

RESOLVED that:

- (a) in terms of section 14(2)(a) and (b) of the Local Government Municipal Finance Management Act, Act 56 of 2003 (MFMA):
 - (i) Council resolved that Erf 23903, Cape Town, situated at 7 Dublin Street, Maitland, measuring approximately 278 m² and zoned General Residential 4 (GR4), as shown on Plan LIS3150 attached as Annexure A to the report on the agenda, is not required for the provision of minimum level of basic municipal services.
 - (ii) Council confirmed that the fair market value of the asset described in (a)(i) and the economic and community value to be received in exchange for the asset described in (a)(i) have been considered.
- (b) in terms of Regulation 5(1)(b) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, Council approved in-principle the transfer of Erf 23903, Cape Town, situated at 7 Dublin Street, Maitland as described in (a)(i) above.
- (c) Erf 23903, Cape Town, situated at 7 Dublin Street, Maitland be transferred by public competition, subject to conditions to be imposed by the Director: Property Transactions in the exercise of his delegated authority.
- (d) comments and recommendations provided by the National Treasury Department as per Annexure D to the report on the agenda, be noted.

ACTION: C DELCARME, S HLENGWA, C SWART, D JOUBERT, R GELDERBLOEM

C 24/03/25 REPORT ON AMENDED SUPPLY CHAIN MANAGEMENT [SCM] POLICY

RESOLVED that the amended Supply Chain Management (SCM) Policy attached as Annexure A to the report on the agenda, be approved.

[The ANC, CCC and GOOD recorded their votes against the above decision.]

ACTION: A BLOEW, K JACOBY

C 25/03/25 INTEGRATED HUMAN SETTLEMENTS SECTOR PLAN 2022/23 – 2026/27: 2025/26 REVIEW

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RESOLVED that the Integrated Human Settlements Sector Plan 2022/2023 - 2026/27: 2025/26 Review and its inclusion as an updated Annexure to the Integrated Development Plan (IDP), be approved.

ACTION: L VALETA, N GQIBA

C 26/03/25 APPLICATION FOR THE DETERMINATION OF A CITY IMPROVEMENT DISTRICT (CID) KNOWN AS LOWER GARDENS CITY IMPROVEMENT DISTRICT (LOWER GARDENS CID)

RESOLVED that:

- (a) the City of Cape Town determined the area as reflected in the body of the report on the agenda as a City Improvement District (CID), known as the Lower Gardens CID in terms of section 4 of the City Improvement District Bylaw, 2023.
- (b) the City of Cape Town approved the application submitted by Ryan Paterson, the registered owner of Erf no 95630, 15 Glynville Street, Gardens, 8001 to establish the Lower Gardens CID in terms of section 5(1) of the City Improvement District By-law.
- (c) the City of Cape Town imposed the levying of an additional rate on properties in the Lower Gardens CID in terms of section 22(1)(b) of the Local Government: Municipal Property Rates Act (MPRA), Act 6 of 2004.
- (d) a Finance Agreement be concluded between the City of Cape Town and the Lower Gardens CID management body in terms of section 23(7) of the City Improvement District By-law.

[GOOD noted the decision with concern.]

ACTION: J JOUBERT, R McGAFFIN

C 27/03/25 DRAFT 2024 UPDATE OF THE COMPREHENSIVE INTEGRATED TRANSPORT PLAN (CITP): FINAL APPROVAL

RESOLVED that:

- (a) the Comprehensive Integrated Transport Plan (CITP) 2024 Update attached as Annexure A to the report on the agenda, be approved.
- (b) the list of comments in Appendix 5 of the attached CITP 2024 Update Report, and the Public Participation Summary Report attached as Annexure B to the report on the agenda, be noted.
- (c) the Comprehensive Integrated Transport Plan (CITP) 2024 Update be forwarded to the MEC: Urban Mobility of the Western Cape Government in terms of Section 36(1) and Section 36(4) for consideration and approval, and to the National Minister of Transport for approval of the

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commuter rail component in terms of Section 36(5) of the National Land Transport Act (NLTA).

[The EFF abstained from the abovedecision.]

ACTION: N SASMAN, N SLINGERS, D CAMPBELL

C 28/03/25 SERVICE LEVEL AGREEMENT WITH THE WESTERN CAPE GOVERNMENT: DEPARTMENT OF HEALTH AND WELLNESS IN RESPECT OF PERSONAL PRIMARY HEALTH CARE SERVICES FOR THE 2025/26 FINANCIAL YEAR

RESOLVED that:

- (a) approval be granted to enter into the Service Level Agreement in respect of Personal Primary Health Care with the Western Cape Government: Health and Wellness from 1 April 2025.
- (b) the Executive Director: Community Services and Health be authorised to sign the agreement on behalf of the City of Cape Town.

[The EFF recorded their vote against the above decision.]

ACTION: P NKURUNZIZA, Z MANDLANA

C 29/03/25 PROPOSED CLOSURE OF PUBLIC ROAD AND GRANTING OF IN-PRINCIPLE APPROVAL FOR THE SALE OF ERF 104178 AND A PORTION OF REMAINDER ERF 103653, MANENBERG, BOUND BY RUIMTEWEG (NORTH), BAAKENS ROAD (SOUTH), ARNO ROAD (EAST) AND ORION ROAD (WEST) VIA A CALL FOR ALTERNATIVE PROPOSALS (A COMPETITIVE PROCESS)

RESOLVED that:

- (a) in terms of Sections 14(2)(a) and (b) of the Local Government: Municipal Finance Management Act 56 of 2003:
 - (i) Council resolved that the portion of Remainder Erf 103653, situated at the corner of Orion Road and Ruimte Weg, Manenberg, approximately 1500 m² in extent and zoned Transport 2 including the abutting Erf 104178 bound by Ruimte Weg (North), Baakens road (South), Arno Road (East) and Orion Road (West), approximately 3000 m² in extent and zoned Local Business 2, shown lettered ABCDEFGHJKL on Plan LIS 2888 attached as Annexure A to the report on the agenda, are not needed to provide the minimum level of basic municipal services;
 - (ii) Council confirmed that the fair market value of the assets described in (a)(i) and the economic and community value to be received in exchange for the assets described in (a)(i) have been considered.

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- (b) in terms of Regulation 5(1)(b) of the Municipal Asset Transfer Regulations (MATR), R. 878 promulgated on 22 August 2008, in-principle approval be granted for the disposal of a portion of Remainder Erf 103653 and Erf 104178, Manenberg as described in (a)(i) above.
- (c) in terms of Section 4(2) of the Council's Immovable Property By-Law 2015, the public road closure of the portion of Remainder Erf 103653, Manenberg, be approved
- (d) it be confirmed that, when considering the alienation of the land at less than market value, as provided for in terms of Clause 15.3 of Council's Policy on the Management of Certain of the City of Cape Town's Immovable Property, the contents of regulation 13(2) of the MATR have been duly taken into consideration.

**[The EFF and GOOD recorded their votes against the above decision.
The CCC abstained]**

ACTION: T MADIKANE, M MUDUA, P STRUMPHER, B MALI-SWELINDAWO, D GEYSMAN, D JOUBERT, R GELDERBLOEM

At 13H37, the Speaker announced that the meeting would adjourn for lunch.

Councillors were requested to electronically re-register on recommencement of the meeting at 14H15, after the lunch break. The Speaker announced that the meeting was quorate.

C 30/03/25 AWARDING OF CONTRACTS THAT WILL INCUR FINANCIAL OBLIGATIONS BEYOND THE BUDGET CYCLE: 093C/2023/24 PROVISION OF PROFESSIONAL SERVICES TO SUPPORT TRANSVERSAL PROJECT, PROGRAMME, PORTFOLIO AND CONTRACT MANAGEMENT

RESOLVED that:

- (a) Council determined that the CCT will secure financial benefit from the contract.
- (b) the entire contracts exactly as it is to be executed incurring a financial obligation for 5 (five) Financial Years, be approved
- (c) the City Manager or his nominee be authorized to sign the above contract(s).

ACTION: B PETERS, M ADAMS, M CAWOOD, G MORGAN, A NAIDOO, L MBANDAZAYO

C 31/03/25 PROPOSED LEASE OF A PORTION OF CITY LAND, A PORTION OF REMAINDER ERF 192 ROGGEBAAI, RYK TULBAGH SQUARE, FORESHORE, CAPE TOWN FOR PARKING PURPOSES: FRIENDS OF RIJK TULBAGH SQUARE

RESOLVED that:

- (a) the lease of portion of Public Place, being a portion of Remainder Erf 192 Roggebaai situated at Ryk Tulbagh Square, shown hatched and lettered A curve BC curve DE curve FG curve H on sketch STC 3158 attached as Annexure A to the report on the agenda, in extent approximately 1 700 m², to Mohamed Shiraz Ahmed, or their successors-in-title, be refused based on content of the report on the agenda.
- (b) an alternative proposal was received from Friends of Rijk Tulbagh Square and it is recommended that the lease of Portion of City Land, being a Portion of Remainder Erf 192 Roggebaai situated at Ryk Tulbagh Square, Foreshore, Cape Town shown hatched and lettered A curve BC curve DE curve FG curve H on Plan STC 3158 attached as Annexure A to the report on the agenda, in extent approximately 1 700 m², to Friends of Rijk Tulbagh Square, or their successors-in-title, be approved subject to inter alia the following conditions, that:
 - (i) A market rental of R32 000.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction be payable;
 - (ii) The above rental shall escalate at 6 % per annum for the period 2021-06-30 until date the lease contract has been signed by Council;
 - (iii) The lease will endure for a period of 10 (ten) years and the rental is to reviewed after a period of 3 (three) years;
 - (iv) The property be used for parking purposes only;
 - (v) The leased area is restricted to 32 parking bays, should the number of parking bays be increased or decreased, the rental will need to be revised;
 - (vi) Lessee will be responsible for full maintenance of the subject property;
 - (vii) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority;
 - (viii) Subject to compliance with any other statutory requirements;
 - (ix) No compensation will be payable for any improvement made to the property;

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(x) Audited financial statements to be submitted to the City on an annual basis;

(xi) Objections against the renewal of the lease to Mr. Ahmed be upheld.

ACTION: M TAYLOR, A CAMERON, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 32/03/25 PROPOSED LEASE OF CITY LAND, PORTION OF A PUBLIC STREET, PORTION OF REMAINDER ERF 13410 CAPE TOWN, CORNER OF ROODEBLOEM ROAD AND SALISBURY STREETS, WOODSTOCK, CAPE TOWN, FOR OUTDOOR SEATING AND BALCONY ENCROACHMENT PURPOSES: PROUD HERITAGE PROPERTIES 232 (PTY) LTD.

RESOLVED that the lease of portion of City land, Portion of a Public Street, Portion of Remainder Erf 13410 Cape Town, Corner of Roodebloem Road and Salisbury Streets at Woodstock, Cape Town as shown hatched and lettered ABCDEFGH on Plan 130009670 attached as Annexure A to the report on the agenda, in extent approximately 43 m², to Proud Heritage Properties 232 (Pty) Ltd, or its successors-in-title, be approved subject inter alia to the following conditions, that:

- (a) A market rental of R2 250.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction, be payable;
- (b) The monthly rental shall escalate at 6% per annum compounded annually commencing 2 months from date of valuation i.e. as from 01 May 2024;
- (c) The above recommended rental is effective and payable as from 01 May 2024;
- (d) The lease will endure for a period of 10 (ten) years, subject to a rental review after a period of 5 (five) years;
- (e) The property be used for outdoor seating and balcony encroachment purposes only;
- (f) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority;
- (g) Subject to compliance with any other statutory requirements.

ACTION: N VANQA, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 33/03/25 PROPOSED LEASE OF A PORTION OF CITY LAND, PORTION OF ERF 109586 CAPE TOWN, OFF DULWICH ROAD, RONDEBOSCH, CAPE TOWN FOR PARKING PURPOSES: RENIER VENTER AND LAUREN CLAIRE PETERS

RESOLVED that the lease of a portion of City Land, portion of Erf 109586 Cape Town, situated off Dulwich Road, Rondebosch, Cape Town shown hatched and lettered ABCD on Plan 130008734 attached as Annexure A to the report on the agenda, in extent approximately ± 49 m² to Renier Venter and Lauren Claire Peters, or their successors-in-title, be approved subject to inter alia the following conditions, that:

- (a) A market rental of R1 650.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction, be payable;
- (b) The monthly rental to be adjusted on the basis of 6% per annum compounded annually on a pro-rata basis commencing 6 months from date of the valuation, i.e. 2023-10-01;
- (c) The market rental is valid for a period of 3 years from date of valuation (i.e. 2026-03-31) provided that the abovementioned escalation is applied;
- (d) The proposed lease term is for a period of 10 (ten) years, subject to a rental review after a period of 5 (five) years;
- (e) The property be used for parking purposes only;
- (f) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority;
- (g) Subject to compliance with any other statutory requirements;
- (h) No compensation will be payable for any improvement made to the subject property.

ACTION: M TAYLOR, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 34/03/25 PROPOSED LEASE OF PUBLIC STREET, ERVEN 8279 AND 8280 DURBANVILLE, SITUATED AT CHURCH STREET, DURBANVILLE: LANGVERWACHT BODY CORPORATE

RESOLVED that the lease of Public Street, being Erven 8279 and 8280 Durbanville situated at Church Street, Durbanville, shown hatched and lettered ABCD on Plan TA 1116v1 attached as Annexure A to the report on the agenda, in extent approximately 505 m², to Langverwacht Body Corporate, owner of Erf 8283 Durbanville, or its successor-in-title, be approved subject, to inter alia the following conditions, that:

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- (a) A market rental of R4 400 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction, be payable;
- (b) The monthly rental shall escalate at 6% per annum compounded annually on a pro-rata basis commencing 6 months after date of valuation, i.e. as from 2021-12-01;
- (c) The rental is effective and payable as from 2021-12-01;
- (d) The lease will endure for a period of 10 (ten) years and the rental is to be reviewed after a period of 5 (five) years;
- (e) The property be used for access and parking purposes only;
- (f) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority;
- (g) Subject to compliance with any other statutory requirements;
- (h) No compensation will be payable for any improvement made to the property.

ACTION: P VAN SITPERT, B MALI-SWELINDAWO, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 35/03/25 PROPOSED LEASE OF A PORTION OF CITY-OWNED LAND, BEING PORTIONS OF REMAINDER ERF 32585 AND REMAINDER ERF 101701 CAPE TOWN, SITUATED BETWEEN CHRISTIAN AND DACRES AVENUE, EPPING INDUSTRIA 2, CAPE TOWN: SA COPPERWORKS (PTY) LTD FOR STORAGE PURPOSES

RESOLVED that the lease of portions of the Remainder of Erf 32585 and Remainder of Erf 101701 Cape Town, situated between Christian and Dacres Avenue, Epping Industria 2, Cape Town, shown hatched and lettered ABCDE on Plan No 130009645 attached as Annexure B to the report on the agenda, in extent approximately 544 m², to SA Copperworks (Pty) Ltd, or its successors-in-title, be approved subject to inter alia the following conditions, that:

- (a) A market rental of R8 900 per month, excluding VAT and including rates, calculated at the rate applicable as the time of the transaction, be payable;
- (b) The monthly rental is to be adjusted on the basis of 6% per annum compounded annually commencing from 2024-10-01;
- (c) The above rental is to be effective and payable as from 2024-10-01;
- (d) The lease will endure for a period of ten (10) years;

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- (e) The rental is to be reviewed after a period of five (5) years;
- (f) The property may be used for storage purposes only;
- (g) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority;
- (h) Subject to compliance with any other statutory requirements;
- (i) No compensation will be payable for any improvement made to the property;
- (j) No structures of any kind may be erected on the property without the written consent of the City of Cape Town.

ACTION: G DU PLESSIS, B MALI-SWELINDAWO, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 36/03/25 PROPOSED CLOSURE AND DISPOSAL OF CITY LAND BEING A PORTION OF ERF 817 LANGA, SITUATED OFF LEROTHOLI AVENUE, LANGA: THANDEKA CELIA MOOI

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act 56 of 2003, the subject property, a Portion of Erf 817 Langa, situated off Lerotholi Avenue, Langa, in extent approximately 320 m² as shown cross-hatched and lettered ABCDEFGH on Plan 130009741 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (b) in-principle approval be granted in terms of regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations for the transfer of a Portion of Erf 817 Langa, situated off Lerotholi Avenue, Langa, in extent approximately 320 m² as shown cross-hatched and lettered ABCDEFGH on Plan 130009741 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of the subject property being a Portion of Erf 817 Langa, situated off Lerotholi Avenue, Langa, in extent approximately 320 m² as shown cross-hatched and lettered ABCDEFGH on Plan 130009741 attached as Annexure A to the report on the agenda, be approved
- (d) the transfer of a Portion of Erf 817 Langa, situated off Lerotholi Avenue, Langa, in extent approximately 320 m² as shown cross-hatched and lettered ABCDEFGH on Plan 130009741 attached as Annexure A to the report on the agenda, to Thandeka Celia Mooi, or her successor(s)-in-title, be approved, subject to the following conditions, that:

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- (i) A purchase price of R300 000.00 excluding VAT, be payable;
- (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months after date of valuation, i.e. from 01 January 2025, until date of registration;
- (iii) An occupational rental of R500 per month, excluding VAT, shall be payable commencing from date of valuation, i.e. from 01 July 2024, escalating at 6% per annum, until date of registration;
- (iv) The valuation is to be reviewed if the proposed transfer is not approved by the delegated authority within 36 months from date of valuation, i.e. 30 June 2027;
- (v) Rates and municipal charges, if applicable, be levied;
- (vi) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) that all further statutory and land use requirements be complied with;
 - (bb) that the subject property be subdivided and consolidated with the applicant's Erven 3871 and 3872 Langa to form one holding;
 - (cc) that all costs related and incidental to the transaction be borne by the purchaser.

ACTION: S TSHANDU, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 37/03/25 PROPOSED LEASE OF A PORTION OF PUBLIC STREET, PORTION OF ERF 38425 CAPE TOWN, FAMILIE LANE, ATHLONE, CAPE TOWN FOR PARKING, GARDENING AND SECURITY PURPOSES: SHIRAAZ HASSAN AND SHAIDA HASSAN

RESOLVED that the lease of a portion of Public Street, portion of Erf 38425 Cape Town, situated at Familie Lane, Athlone, Cape Town shown hatched and lettered ABCD on the Plan 130002755 attached as Annexure A to the report on the agenda, in extent approximately ±89 m², to Shiraz Hassan and Shaida Hassan, or their successors-in-title, be approved subject to inter alia the following conditions:

- (a) A market rental of R650.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction, be payable;

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- (b) The monthly rental to be adjusted on the basis of 6% per annum commencing 2 months from date of the valuation i.e. as from 2023-10-01. Accordingly, the above recommended rental is effective and payable as from 2023-10.-01;
- (c) The proposed lease term is for a period of 10 (ten) years and is to be reviewed after a period of 5 (five) years;
- (d) The property to be used for parking, gardening and security purposes only;
- (e) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority;
- (f) Subject to compliance with any other statutory requirements;
- (g) No compensation will be payable for any improvement made to the property.

ACTION: M TAYLOR, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 38/03/25 PROPOSED LEASE OF PORTION OF CITY OWNED LAND, ERF 37990 BELLVILLE, 4 WATERBERRY CRESCENT, GREENLANDS FOR TELECOMMUNICATION INFRASTRUCTURE PURPOSES: SBA TOWERS SOUTH AFRICA (PTY) LTD

RESOLVED that the lease of portion of City land, being a portion of Erf 37990 Bellville at 4 Waterberry Crescent, Greenlands, shown hatched and lettered ABCD on the sketch attached as Annexure A to the report on the agenda, in extent approximately 100 m², to SBA Towers South Africa Pty Ltd, be approved, subject to inter alia the following conditions, that:

- (a) A City approved rental of R16 676,88 per month excluding VAT where applicable, be payable;
- (b) The rental will escalate at 8% per annum;
- (c) The lease will endure for a period of ten (10) years, plus an option to renew, subject at any time to 2 months' notice of termination;
- (d) The proposed leased area to be used for telecommunication infrastructure purposes only;
- (e) Subject to such further conditions imposed by the Director: Property Transactions in terms of delegated authority;
- (f) Subject to compliance with any other statutory requirements;

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- (g) No compensation will be payable for any improvement made to the property;
- (h) No lease agreement will be concluded until the land use application and an electricity supply application being approved;
- (i) The objections received from the relevant Subcouncil not be upheld.

ACTION: G DAMMERT, I MARTIN, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 39/03/25 PROPOSED LEASE OF CITY LAND, PORTION OF REMAINDER ERF 192 ROGGEBAAI, ROGGEBAAI SQUARE, FORESHORE FOR PARKING PURPOSES: THE CAPETONIAN HOTEL PTY LTD

RESOLVED that the lease of City Land, being Portion of Remainder Erf 192 Roggebaai situated at Roggebaai Square, Foreshore, as shown hatched and lettered ABCD curve EFGH on Plan STC 3159 attached as Annexure A to the report on the agenda, in extent approximately $\pm 2040 \text{ m}^2$, to The Capetonian Hotel Pty Ltd, owners of Erven 85 and 86, or its successors-in-title, be approved subject to inter alia the following conditions:

- (a) A market rental of R60 000.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction be payable.
- (b) The monthly rental to be adjusted on the basis of 6% per annum. The monthly rental is effective and payable as from 2 months from date of valuation, i.e. 2022-09-01.
- (c) The lease will endure for a period of ten (10) years, subject to a rental review after five (5) years.
- (d) Beneficial occupation of R68 200.00 per month (inclusive of rates and exclusive of VAT) is payable as from 2018-10-01 as the rental was agreed upon at the time.
- (e) The property to be used for parking purposes only.
- (f) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority.
- (g) Subject to compliance with any other statutory requirements.
- (h) No compensation will be payable for any improvement made to the property.

ACTION: M TAYLOR, M CARELSE, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 40/03/25 PROPOSED LEASE OF CITY LAND, PORTIONS OF A PUBLIC STREET, PORTIONS OF ERVEN 26428, 26419 AND 26424 CAPE TOWN, BETWEEN IVY STREET AND BARRINGTON ROAD, OBSERVATORY, CAPE TOWN FOR PARKING PURPOSES: MARIA MADALENA DE SOUSA

RESOLVED that the lease of City Land, Portions of a Public Street, being Portions of Erven 26428, 26419 and 26424 Cape Town, between Ivy Street and Barrington Road at Observatory, Cape Town as shown hatched and lettered ABCD on Plan 130000899 attached as Annexure A to the report on the agenda, in extent approximately 116 m², to Maria Madalena De Sousa, or her successors-in-title, be approved subject to inter alia the following conditions, that:

- (a) A market rental of R2 200.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of the transaction be payable.
- (b) The monthly rental shall escalate at 6% per annum compounded annually commencing 2 months from date of valuation, i.e. as from 01 February 2024.
- (c) The above recommended rental is effective and payable as from 01 February 2024.
- (d) The lease will endure for a period of 10 (ten) years, subject to a rental review after a period of 5 (five) years.
- (e) The property be used for parking purposes only.
- (f) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority.
- (g) Subject to compliance with any other statutory requirements.
- (h) That the objection as per Annexure B to the report on the agenda, not be upheld.

ACTION: N VANQA, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 41/03/25 PROPOSED CLOSURE AND DISPOSAL OF A PORTION OF PUBLIC STREET, BEING A PORTION OF REMAINDER ERF 39809 CAPE TOWN, SITUATED AT THE CORNER OF POOKE AND ESTER ROADS, HATTON, CAPE TOWN: NADIRA INVESTMENT (PTY) LTD

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, the subject property, a Portion of Remainder Erf 39809 Cape Town, situated at the corner of Pooke and Ester Roads, Hatton, Cape Town in extent approximately 3 m² as shown

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cross-hatched and lettered ABCD on Plan 130010185 attached as Annexure A to the report on the agenda, is not needed to provide the minimum level of basic municipal services and the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.

- (b) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the transfer of a Portion of Remainder Erf 39809 Cape Town, situated at the corner of Pooke and Ester Roads, Hatton, Cape Town in extent approximately 3 m² as shown cross-hatched and lettered ABCD on Plan 130010185 attached as Annexure A to the report on the agenda.
- (c) in terms of section 4 of the City of Cape Town Immovable Property By-law, 2015, the closure of the subject property being a Portion of Remainder Erf 39809 Cape Town, situated at the corner of Pooke and Ester Roads, Hatton, Cape Town in extent approximately 3 m² as shown cross-hatched and lettered ABCD on Plan 130010185 attached as Annexure A to the report on the agenda, be approved
- (d) the transfer of a Portion of Remainder Erf 39809 Cape Town, situated at the corner of Pooke and Ester Roads, Hatton, Cape Town in extent approximately 3 m² as shown cross-hatched and lettered ABCD on Plan 130010185 attached as Annexure A to the report on the agenda, to Nadira Investment (Pty) Ltd, or their successor(s)-in-title, be approved, subject to the following conditions, that:
 - (i) A purchase price of R4 500.00 excluding VAT, be payable;
 - (ii) The purchase price is to be escalated by 5% per annum compounded annually on a pro rata basis, commencing 6 months from date of valuation, i.e. from 01 February 2025, until date of registration;
 - (iii) The valuation is to be reviewed if the proposed transfer is not approved by the delegated authority within 36 months from date of valuation, i.e. 31 July 2027;
 - (iv) Rates and municipal charges, if applicable, be levied;
 - (v) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) that all further statutory and land use requirements be complied with;

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- (bb) that a Portion of Public Street, Remainder Erf 39809 Cape Town be consolidated with the applicant's Erf 132008 Cape Town to form one holding;
- (cc) that all costs related and incidental to the transaction be borne by the purchaser.

ACTION: S TSHANDU, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 42/03/25 PROPOSED LEASE OF CITY BUILDING M45 SITUATED ON PORTION OF STELLENBOSCH FARM 794-38 , PAARDEVLEI, W R QUINAN BOULEVARD, SOMERSET WEST: AGRINEMA CC

RESOLVED that the lease of City building M45 situated on Portion of Stellenbosch Farm 794-38, Paardevlei at W. R. Quinan Boulevard, Somerset West, as shown hatched on Sketch ET 869 attached as Annexure A to the report on the agenda, in extent approximately 103 m², to Agrinema CC, or their successor-in-title, be approved, subject to inter alia the following conditions:

- (a) A market rental of R4 100 per month (including rates and excluding VAT) calculated at the rate applicable at the time of transaction be payable. The rentals are exclusive of all municipal services, i.e. water and electricity.
- (b) The monthly rental is to escalate on the basis of 6% per annum compounded annually. Accordingly, the above recommended rental is to be effective and payable as from 2020-10-01.
- (c) The lease will endure for a period of ten years, subject to a rental review after the initial five years.
- (d) The property be used for commercial (industrial workshop) purposes only.
- (e) Such further conditions imposed by the Director: Property Transactions in terms of his delegated authority.
- (f) Compliance with any other statutory requirements.
- (g) No compensation will be payable for any improvement made to the property.

ACTION: S MAQOMA, A ABRAHAMS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 43/03/25 PROPOSED LEASE OF CITY BUILDINGS C16/1/2 ON PORTION OF REMAINDER OF STELLENBOSCH FARM 794 SITUATED AT PAARDEVLEI, W R QUINAN BOULEVARD, SOMERSET WEST: HOTSPOTS 2C CC

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RESOLVED that the lease of City building C16/1/2 situated on Portion of Stellenbosch Farm 794-40, Paardevlei at W. R. Quinan Boulevard, Somerset West, as shown hatched on Sketch ET 841 attached as Annexure A to the report on the agenda, in extent approximately 163 m², to Hotspots 2C CC, or their successor-in-title, be approved, subject to inter alia the following conditions:

- (a) A market rental of R5 600 per month (including rates and excluding VAT) calculated at the rate applicable at the time of transaction be payable. The rentals are exclusive of all municipal services, i.e. water and electricity.
- (b) The monthly rental is to escalate on the basis of 6% per annum compounded annually. Accordingly, the above recommended rental is to be effective and payable as from 2020-10-01.
- (c) The lease will endure for a fixed period of 5 (five) years.
- (d) The property be used for commercial (industrial workshop) purposes only.
- (e) Such further conditions imposed by the Director: Property Transactions in terms of his delegated authority.
- (f) Compliance with any other statutory requirements.
- (g) No compensation will be payable for any improvement made to the property.

ACTION: S MAQOMA, D GEYSMAN, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 44/03/25 PROPOSED LEASE OF A PORTION OF CITY-OWNED LAND, BEING PORTIONS OF REMAINDER ERF 30 MONTAGUE GARDENS, SITUATED OFF (UNCONSTRUCTED) STATION ROAD, MONTAGUE GARDENS, MILNERTON: MONTAGUE MILE (PTY) LTD FOR PARKING

RESOLVED that the lease of portions of the Remainder of Erf 30 Montague Gardens, situated off (unconstructed) Station Road, Montague Gardens, Milnerton, as shown hatched and lettered ABCDE and FGHIJKL on Plan No. 130009446v2 attached as Annexure B to the report on the agenda, in extent approximately 3 179 m² and 9 790 m², to Montague Mile (Pty) Ltd, or its successors-in-title, be approved subject to inter alia the following conditions:

- (a) A market rental of R72 750 per month, excluding VAT and rates, calculated at the rate applicable at the time of the transaction, be payable.
- (b) The monthly rental is to be adjusted on the basis of 6% per annum compounded annually commencing from 2023-07-01.
- (c) The lease will endure for a period of ten (10) years.

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- (d) The rental is to be reviewed after a period of five (5) years.
- (e) The property may be used for parking purposes only.
- (f) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority.
- (g) Subject to compliance with any other statutory requirements.
- (h) No compensation will be payable for any improvement made to the property.
- (i) No temporary or permanent structures of any kind may be erected on the property without the written consent of the City of Cape Town.

ACTION: B MALI-SWELINDAWO, D JOUBERT, R GELDERBLOEM

C 45/03/25 PROPOSED LEASE OF CITY LAND, PORTION OF A PUBLIC STREET, PORTION OF ERF 31149 CAPE TOWN, HARE STREET, MOWBRAY, CAPE TOWN FOR PARKING, ACCESS, GARDENING AND SECURITY PURPOSES: ZACHARY DILLON SMITH AND STEPHANIE RAE HONCHELL

RESOLVED that the lease of City Land, Portion of a Public Street, Portion of Erf 31149 Cape Town, situated at Hare Street, Mowbray, Cape Town as shown hatched and lettered ABCD on Plan 130009854 attached as Annexure A to the report on the agenda, in extent approximately 27 m² to Zachary Dillon Smith and Stephanie Rae Honchell, or their successors in title, be approved subject to inter alia the following conditions:

- (a) A market rental of R300.00 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of the transaction be payable.
- (b) The monthly rental to be adjusted on the basis of 6% per annum compounded annually commencing 2 months from date of the valuation, i.e. 2024-02-01.
- (c) The proposed lease term is for a period of 10 (ten) years, subject to a rental review after a period of 5 (five) years.
- (d) The property to be used for parking, access, gardening and security purposes only.
- (e) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority.
- (f) Subject to compliance with any other statutory requirements.

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- (g) No compensation will be payable for any improvement made to the property.

ACTION: M TAYLOR, M CARELSE, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 46/03/25 PROPOSED LEASE OF CITY LAND, A PORTION OF ERF 30805 CAPE TOWN, OFF CHAPEL AND CECIL ROADS, MOWBRAY FOR SPORTING PURPOSES: UNIVERSITY OF CAPE TOWN

RESOLVED that:

- (a) in terms of Regulation 41 (2)(e) of the Local Government: Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, a Portion of City Land, being Portion of Erf 30805 Cape Town, situated off Chapel and Cecil Roads, Mowbray, as shown hatched and lettered ABCDEFGHJKLMNPQR on the Lease Plan 130009352 attached as Annexure A to the report on the agenda, in extent approximately 24 401 m², is surplus to the requirements of the Municipality.
- (b) the lease of a Portion of City Land, being a Portion of Erf 30805 Cape Town, situated off Chapel and Cecil Roads, Mowbray, as shown hatched and lettered ABCDEFGHJKLMNPQR on Lease Plan 130009352 attached as Annexure A to the report on the agenda, in extent approximately 24 401 m², to the University of Cape Town, or its successors in title, be approved subject, to inter alia the following conditions, that:
 - (i) A tariff rental of R1 326.00 per annum including VAT calculated at the rate applicable at the time of the transaction be payable. Rates not applicable.
 - (ii) The lease will endure for a period of 10 (ten) years with the option to renew the lease for a further 10 (ten) years.
 - (iii) The rental will be adjusted annually in terms of the rental tariff structure as approved by Council.
 - (iv) The property be used for sporting purposes only.
 - (v) Subject to such further conditions imposed by the Director: Property Transactions in terms of his delegated authority.
 - (vi) Subject to compliance with any other statutory requirements.

ACTION: D FRANKEN, P KOTZE, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 47/03/25 PROPOSED LEASE OF A PORTION OF ERF 29454 CAPE TOWN, 50 RAAPENBERG ROAD MOWBRAY FOR TELECOMMUNICATION INFRASTRUCTURE PURPOSES: RICH REWARDS LEASING (PTY) LTD

RESOLVED that the lease of a portion of City land, being a portion of Erf 29454 Cape Town, 50 Raapenberg Road, Mowbray, as shown hatched and lettered ABCD on the sketch attached as Annexure A to the report on the agenda, in extent approximately 64 m², to Rich Rewards Leasing (Pty) Ltd, be approved, subject to inter alia the following conditions, that:

- (a) A City approved rental of R16 676,88 per month excluding VAT where applicable be payable.
- (b) The rental will escalate at 8% per annum.
- (c) The lease will endure for a period of 10 years, subject at any time to 2 months' notice of termination.
- (d) The proposed leased area to be used for telecommunication infrastructure purposes only.
- (e) Subject to such further conditions imposed by the Director: Property Transactions in terms of his delegated authority.
- (f) Subject to compliance with any other statutory requirements.
- (g) No compensation will be payable for any improvement made to the property.
- (h) The objections received during the public participation process not be upheld.

ACTION: G DAMMERT, I MARTIN, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 48/03/25 PROPOSED LEASE OF PORTIONS OF CITY LAND, BEING PORTIONS OF REMAINDER ERF 16801 CAPE TOWN, SITUATED OFF VRYSTAAT ROAD, PAARDEN EILAND, CAPE TOWN: COMMERCIAL COLD STORAGE (PTY) LTD.

RESOLVED that the lease of portions of City land, Remainder Erf 16801 Cape Town, situated off Vrystaat Road, Paarden Eiland, Cape Town as shown bordered grey and lettered ABCD and EFGH on Plan TA 997v1 attached as Annexure B to the report on the agenda, in extent approximately 262 m², to Commercial Cold Storage (Pty) Ltd, or its successors in title, be approved subject to inter alia the following conditions:

- (a) A market rental of R3 300 per month, excluding VAT and including rates, calculated at the rate applicable at the time of the transaction, be payable.

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- (b) The monthly rental is to be adjusted on the basis of 6% per annum compounded annually commencing from 2024-10-01.
- (c) The above rental is to be effective and payable as from 2024-10-01.
- (d) The lease will endure for a period of ten (10) years.
- (e) The rental is to be reviewed after a period of five (5) years.
- (f) The property may be used for parking, storage and security purposes only.
- (g) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority.
- (h) Subject to compliance with any other statutory requirements.
- (i) No compensation will be payable for any improvement made to the property.
- (j) No structures of any kind may be erected on the property without the written consent of the City of Cape Town.

ACTION: B MALI-SWELINDAWO, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 49/03/25 PROPOSED GRANTING OF RIGHT TO USE, CONTROL OR MANAGE MUNICIPAL CAPITAL ASSET: PROPOSED REGISTRATION OF A BUILDING RIGHTS SERVITUDE OVER ERVEN 1040 AND 693 SEA POINT WEST AND A PORTION OF ERF 979 SEA POINT WEST, IN FAVOUR OF ERF 694 SEA POINT WEST, SITUATED AT THE CORNER OF CLARENS AND REGENT ROADS, SEA POINT: THE PAVILION BODY CORPORATE

RESOLVED that:

- (a) in terms of section 14 of the Local Government Municipal Finance Management Act, Act 56 of 2003, the subject property, Erven 1040 and 693 Sea Point West and a Portion of Erf 979 Sea Point West, situated at the corner of Clarens and Regent Roads, Sea Point, in extent approximately 183 m² as shown hatched and lettered ABCDEFGH on Plan 130003414 attached as Annexure A to the report on the agenda, are not needed to provide the minimum level of basic municipal services and the fair market value of the asset and the economic and community value to be received in exchange for the asset have been considered.
- (b) in-principle approval be granted in terms of Regulation 5(1)(b)(ii) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, for the granting of rights to use, control and manage a capital asset by way of granting a Building Rights Servitude over Erven 1040 and 693 Sea Point West and a Portion of Erf 979 Sea Point West,

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in favour of Erf 694 Sea Point West, situated at the corner of Clarens and Regent Roads, Sea Point, in extent approximately 183 m² as shown hatched and lettered ABCDEFGH on Plan 130003414 attached as Annexure A to the report on the agenda.

- (c) the granting of rights to use and control or manage municipal capital assets by way of granting a Building Rights Servitude over Erven 1040 and 693 Sea Point West and a Portion of Erf 979 Sea Point West, in favour of Erf 694 Sea Point West, situated at the corner of Clarens and Regent Roads, Sea Point, in extent approximately 183 m² as shown hatched and lettered ABCDEFGH on Plan 130003414 attached as Annexure A to the report on the agenda, granted in favour of The Pavilion Body Corporate, as the owner of Erf 694 Sea Point West, or their successor(s)-in-title, be approved, subject to the following conditions, that:
- (i) A compensation amount of R1 280 000.00 excluding VAT, be payable.
 - (ii) The compensation amount is to be escalated by 5% per annum compounded annually on a pro-rata basis, commencing 6 months from date of valuation, i.e. from 1 April 2025, until date of registration.
 - (iii) The valuation is to be reviewed if the proposed granting of servitude rights is not approved by the delegated authority within 36 months from date of valuation, i.e. 31 October 2027.
 - (iv) Occupational rental of R9 600.00 per month (excluding VAT) shall be payable commencing from 1 November 2024, escalating at 7% per annum, until date of registration.
 - (v) A further beneficial occupational rental calculated for the last 36 months amounting to R225 000.00, excluding VAT, shall be payable before registration.
 - (vi) Rates and municipal charges, if applicable, be levied.
 - (vii) Subject to such further conditions to be imposed by the Director: Property Transactions in terms of his delegated authority, including inter alia the following:
 - (aa) That all further statutory and land use requirements be complied with.
 - (bb) That no further development other than the 183 m² in question be permitted. An appropriate restriction shall be registered against the Notarial Deed.

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- (cc) That all costs related and incidental to the transaction be borne by the grantee.

ACTION: S CAROLUS, C DAVIS, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 50/03/25 PROPOSED LEASE OF PORTIONS OF OFFICE SPACE ON GROUND FLOOR OF CITY BUILDING SITUATED AT KUYASA PRECINCT, STRADDLING ERVEN 54370, 39235, 39318 AND 39429 KHAYELITSHA, WALTER SISULU ROAD, KHAYELITSHA: SOUTH AFRICAN SOCIAL SECURITY AGENCY (SASSA)

RESOLVED that:

- (a) in terms of Regulation 41(2)(e) of the Municipal Asset Transfer Regulations (MATR), R.878 promulgated on 22 August 2008, a portion of City municipal building is surplus to the requirements of the municipality, which comprise office space situated on the ground floor at Kuyasa Precinct, straddling Erven 54370, 39235, 39318 and 39429 Khayelitsha, Walter Sisulu Road, Khayelitsha and measuring in extent approximately 1 043 m² and 320 m² respectively.
- (b) the lease of portions of the ground floor of City building situated at Kuyasa Precinct, straddling Erven 54370, 39235, 39318 and 39429 Khayelitsha, Walter Sisulu Road, Khayelitsha as per Sketch 130008306 attached as Annexure A to the report on the agenda, in extent approximately 1 043 m² and 320 m² respectively, to the South African Social Security Agency (SASSA), or their successor-in-title, be approved subject, to inter alia the following conditions, that:
- (i) A market rental of R136 300 per month inclusive of rates and excluding VAT calculated at the rate applicable at the time of transaction be payable.
- (aa) The above monthly rental is exclusive of municipal services, i.e. water and electricity;
- (bb) The monthly rental is to be adjusted on the basis of 7% per annum compounded annually on a pro-rata basis commencing 6 months from date of this valuation. Accordingly, the above recommended rental is to be adjusted as from 2025-05-01.
- (ii) The lease term will endure for a period of 10 years with an option to renew for a further 10 years, the rental to be reviewed after 5 years.
- (iii) The property be used for offices and public serving area (for the pensioners benefiting from SASSA pay-outs) only.
- (iv) Compliance with any other statutory requirements.

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- (v) No compensation will be payable for any improvement made to the property.
- (vi) Such further conditions imposed by the Director: Property Transactions in terms of his delegated authority.

ACTION: A BANNISTER, D GEYSMAN, R SCHNACKENBERG, D JOUBERT, R GELDERBLOEM

C 51/03/25 INVESTIGATION INTO THE ALLEGED BREACH OF THE CODE OF CONDUCT FOR COUNCILLORS : ALD G TWIGG

Ald G Twigg recused himself from the discussion of this item.

RESOLVED that:

- (a) after consideration of the content of the subject report, Council determined that there is a lack of evidence to support an assertion that Ald G Twigg had breached the Code of Conduct for Councillors;
- (b) this matter not be pursued any further and be regarded as concluded.

[The ANC, EFF and PA recorded their votes against the above decision. The CCC, GOOD and UDM abstained from the above decision.]

ACTION: B GERBER, E SASS

At conclusion of the discussion of the subject matter, Ald G Twigg rejoined the meeting.

C 52/03/25 PROPOSED CHANGES TO MEMBERSHIP OF COMMITTEES

RESOLVED that:

- (a) Cllr N Jacobs (CCC) be appointed as a member of the Energy Portfolio Committee
- (b) Cllr A Arnolds (EFF) be appointed as a member of the Finance Portfolio Committee
- (c) Cllr C Cerfontein (DA) be removed from the Urban Waste Management Portfolio Committee
- (d) Cllr M Marr (DA) be removed from the Spatial Planning and Environment Portfolio Committee and be appointed as a member of the Urban Waste Management Portfolio Committee
- (e) Cllr D De Vos (DA) be removed from the Water and Sanitation Portfolio Committee and be appointed as a member of the Human Settlements Portfolio Committee

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- (f) Cllr E Langenhoven (DA) be removed from the Corporate Services Portfolio Committee and be appointed as a member of the Energy Portfolio Committee and the Future Planning and Resilience Portfolio Committee
- (g) Ald G Basson (DA) be removed from the Innovation and Ease of Doing Business Portfolio Committee and be appointed as a member of the Corporate Services Portfolio Committee
- (h) Cllr C Siebritz (DA) be removed from the Urban Waste Management Portfolio Committee
- (i) Cllr A Lansdowne (DA) be appointed as a member of the Urban Waste Management Portfolio Committee
- (j) Ald J van der Merwe (DA) be removed from the Municipal Public Accounts Committee (MPAC)
- (k) Cllr J Loots (DA) be appointed as a member of the Municipal Public Accounts Committee (MPAC) and be removed from the Energy Portfolio Committee
- (l) It be noted that the Executive Mayor appointed Cllr A van Zyl (DA) as a member of the Planning Appeals Advisory Panel (PAAP).

ACTION: EXECUTIVE COMMITTEE OFFICERS, N DAMON, S ABEL, M MOSES, S MABONA, R RAZACK, V NGCOBOZI, E SASS

C 53/03/25 OVERSIGHT REPORT IN RESPECT OF THE 2023/2024 INTEGRATED ANNUAL REPORTS OF THE CITY OF CAPE TOWN AND ITS MUNICIPAL ENTITIES (CONVENCO AND CAPE TOWN STADIUM)

RESOLVED that the oversight report be adopted and the annual reports be approved without reservation.

ACTION: W CLAASSENS, A MOOLMAN, L MBANDAZAYO

C 54/03/25 RESULTS OF THE PUBLIC PARTICIPATION PROCESS FOR THE PROPOSED BUST FOR MEMORIALISATION OF CHARLES DARWIN ON THE JETTY, OFF WHARF STREET, SIMON'S TOWN

RESOLVED that:

- (a) the outcomes of the public participation process to Memorialise and erect a Monumental Bust at the Jetty in Simon's Town, be noted;
- (b) it be noted that the Executive Mayor supported the proposal to Memorialise and erect a Monumental Bust of Charles Darwin at the Jetty in Simon's Town;

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- (c) the proposal to Memorialise and erect a Monumental Bust of Charles Darwin at the Jetty in Simon's Town, be approved;
- (d) the Community, Arts and Culture Development Department establish a Memorandum of Understanding (MOU) to formalise the roles and responsibilities of both parties, the Geological Society of South Africa and the City of Cape Town, in relation to the monument's future repairs and maintenance.

[The ACDP, ARA, CCC, CAPEXIT, EFF and PA recorded their votes against the above decision. GOOD abstained]

ACTION: I ROBSON, P NONGQONGQO, E SASS

C 55/03/25 RESULTS OF THE PUBLIC PARTICIPATION PROCESS FOR THE PROPOSED MEMORIALISATION OF THREE HISTORIC EVENTS ASSOCIATED WITH GUGULETHU AND THE ERECTION OF A MONUMENT ON THE CORNER OF NY1 (KLIPFONTEIN ROAD) AND NY108 (STEVE BIKO DRIVE) IN GUGULETHU

RESOLVED that:

- (a) the outcomes of the public participation process for the proposed memorialisation of the three historic events associated with Gugulethu and the erection of a monument on the corner of NY1 (Klipfontein Road) and NY108 (Steve Biko Drive) in Gugulethu, be noted;
- (b) it be noted that the Executive Mayor supported the proposal to memorialise the three historic events and erect a monument on the corner of NY1 (Klipfontein Road) and NY108 (Steve Biko Drive) in Gugulethu;
- (c) the memorialisation of three historic events and erection of a monument on the corner of NY1 (Klipfontein Road) and NY108 (Steve Biko Drive) in Gugulethu, be approved and
- (d) the Community, Arts and Culture Development Department establish a Memorandum of Understanding (MOU) to formalise the roles and responsibilities of both parties, the Gugulethu Trust and the City of Cape Town, in relation to the monument's future repairs and maintenance.

ACTION: I ROBSON, P NONGQONGQO, E SASS

C 56/03/25 MOTION RECEIVED FROM COUNCILLOR B MAJINGO

It be noted that the following motion was brought forward for discussion earlier during the meeting as announced by the Speaker and as requested by the opposition political parties.

It was noted that Cllr B Majingo (ANC) was not present to introduce his motion as follows:

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“We the undersigned Councillors, on behalf of the African National Congress, hereby give notice of a motion of no confidence in the Speaker of the City of Cape Town Municipality Ald. Felicity Purchase.

The motion is submitted in terms of the empowering provisions of Sections 29, 37 and 40 of the Local Government Municipal Structures Act 117 of 1998 and Section 59 of Local Government Municipal Systems Act 32 of 2000.

Motivation:

The motion is tabled based on the following substantive grounds:

- 1. The Speaker of the City of Cape Town has persistently displayed a pattern of behaviour, which is unbecoming of the Office of the Speaker.*
- 2. Her actions consistently betray the lawful expectation that the Speaker will at all material times act without fear, favour or prejudice in conducting the affairs of the Council of the City of Cape Town. The Speaker is required to be impartial, however Councillor Purchase is always biased and protective towards her political party, the Democratic Alliance and its representatives.*
- 3. On numerous occasions, the Speaker has acted arbitrarily and with impunity and unilateralism in her attempts to protect the DA and stifle debates in Council. The Speaker demonstrates disregard of a legitimate structure of council specifically the Programming Committee, which includes Whips of all parties represented in Council, in order to facilitate consultative and consensus seeking decision-making.*
- 4. The Speaker undermined the Programming Committee resolution that the first Council meeting of 2025 will be physical (NOT VIRTUAL), however the Speaker unilaterally changed this decision based on spurious "security reasons". This unilateral abuse of power thus deprived elected public representatives their constitutional rights to freely participate and debate in the proceedings of Council. Further, this constitutes a flagrant violation of her Oath of Office.*

Recommendation:

We recommend that the Council expresses its lack of confidence in the Speaker, Ald. Felicity Purchase, and resolves to elect a new Speaker in terms of Section 36 of the Local Government Municipal Structures Act.

Once the motion is put to Council for debate and decision, we accordingly, submit that the Speaker is conflicted and therefore in order to avoid any intimidation and victimisation, we request that the motion be put to a secret ballot on the day of the Council meeting on 27 March 2025.”

It be noted that this motion was considered earlier during the meeting.

It was **RESOLVED** that in terms of Rule 18.1.3 of the Rules of Order, the motion submitted by Cllr B Majingo (ANC) had lapsed, as Cllr B Majingo was not present at the meeting when the motion was scheduled for debate.

ACTION: OFFICE OF THE SPEAKER

C 57/03/25 CAPE TOWN CAPE INTERNATIONAL CONVENTION CENTRE (RF) SOC LTD: 2024 ANNUAL GENERAL MEETING FEEDBACK REPORT

RESOLVED that, in terms of section 93D of the Municipal Systems Act, the voting rights of the City, as exercised by the municipal representative at the Annual General Meeting of the Cape Town International Convention Centre (CTICC) held on 28 January 2025, be noted.

ACTION: L FORTUNE, D VALENTINE, K JACOBY

C 58/03/25 CLOSE-OUT REPORT: ARTS AND CULTURE DEVELOPMENT BRANCH – COMMUNITY, ARTS AND CULTURE DEVELOPMENT DEPARTMENT GRANTS-IN-AID ALLOCATIONS FOR 2022/2023

RESOLVED that the close-out report on the Arts and Culture Development Branch (Community, Arts and Culture Development Department) Grants-in-Aid Allocations for 2022/23, be noted.

ACTION: R JUTZEN, P MAYISELA

C 59/03/25 ENERGY: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Energy Directorate and Departments' performance, be noted.

ACTION: D LEEUWENDAAL, K NASSIEP

C 60/03/25 2024/2025 QUARTERLY PROGRESS REPORT ON CORPORATE PERFORMANCE

RESOLVED that the 2024/25 second quarter progress report on Corporate Performance, be noted.

ACTION: M ABASS, N RINQUEST, M FILLIES, G MORGAN

C 61/03/25 INCOME FORGONE REPORT FOR THE 2023/2024 FINANCIAL YEAR

RESOLVED that the Rates Income Foregone Report for the period ending 30 June 2024, be noted.

ACTION: L MULLER, K JACOBY

C 62/03/25 AUDIT AND PERFORMANCE AUDIT COMMITTEE'S ASSESSMENT OF THE PERFORMANCE OF THE AUDITOR GENERAL OF SOUTH AFRICA (AGSA): 30 JUNE 2024

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RESOLVED that the results of the Audit and Performance Audit Committee's assessment of the performance of the Auditor-General of South Africa (AGSA), for the year-ended 30 June 2024, be noted.

ACTION: A MOOLMAN, Z HOOSAIN, L MBANDAZAYO

C 63/03/25 PROGRESS REPORT FOR THE WESTERN CAPE DESTINATION MARKETING, INVESTMENT AND TRADE PROMOTION AGENCY (WESGRO) FOR THE PERIOD 1 JULY TO 31 DECEMBER 2024

RESOLVED that the progress report for the Western Cape Destination Marketing, Investment and Trade Promotion Agency (WESGRO) for the period 1 July 2024 to 31 December 2024, be noted

ACTION: N LAATOE, L GREYLING, R GELDERBLOEM

C 64/03/25 PROGRESS REPORT FOR THE SPECIAL PURPOSE VEHICLES (SPVS) FOR THE PERIOD 1 JULY 30 SEPTEMBER 2024 AND 1 OCTOBER 31 DECEMBER 2024

RESOLVED that the progress report for the Special Purpose Vehicles (SPVs) for the period 1 July - 30 September 2024 and 1 October - 31 December 2024, be noted.

ACTION: N LAATOE, L GREYLING, R GELDERBLOEM

C 65/03/25 OFFICE OF THE CITY MANAGER: 2024/25 SECOND QUARTERS' PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Office of the City Manager Directorate and Departments' performance, be noted.

ACTION: B MOTHIBI, L MBANDAZAYO

C 66/03/25 COMMUNITY SERVICE AND HEALTH: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE'S PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Community Services and Health Directorate's performance, be noted.

ACTION: G PHYFER, F BISSCHOFF, Z MANDLANA

C 67/03/25 CORPORATE SERVICES: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter progress report on the Corporate Services Directorate and Departments' performance, be noted.

ACTION: T NOMNGANGA, G STEPHENS, E SASS

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C 68/03/25 ECONOMIC GROWTH: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Economic Growth Directorate and Departments' performance, be noted.

ACTION: G SALIE, C BENJAMIN, R GELDERBLOEM

C 69/03/25 FINANCE DIRECTORATE: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Finance Directorate and Departments' performance, be noted.

ACTION: M COLLOP, K JACOBY

C 70/03/25 FUTURE PLANNING AND RESILIENCE: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Future Planning and Resilience Directorate and Departments' Performance, be noted.

ACTION: E DICK, R KNOOP, G MORGAN

C 71/03/25 HUMAN SETTLEMENTS: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Human Settlements Directorate and Departments' performance, be noted.

ACTION: L VALETA, N GQIBA

C 72/03/25 SAFETY AND SECURITY: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE'S PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Safety and Security Directorate's performance, be noted.

ACTION: M CLEINWERCK, A VISSER, V BOTTO

C 73/03/25 SPATIAL PLANNING AND ENVIRONMENT: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENT PERFORMANCE

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RESOLVED that the 2024/25 second quarter's progress report on the Spatial Planning and Environment Directorate and Departments' performance, be noted.

ACTION: C BASSON, A MAXWELL, R McGAFFIN

C 74/03/25 URBAN MOBILITY: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Urban Mobility Directorate and Departments' performance, be noted.

ACTION: A DE UJFALUSSY, D CAMPBELL

C 75/03/25 URBAN WASTE MANAGEMENT: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE'S PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Urban Waste Management Directorate's performance, be noted.

ACTION: P WILLIAMS, N NANI, P MAYISELA

C 76/03/25 WATER AND SANITATION: 2024/25 SECOND QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

RESOLVED that the 2024/25 second quarter's progress report on the Water and Sanitation Directorate and Departments' performance, be noted.

ACTION: A EBRAHIM, D PAULSE, N DAMANE, L MANUS

C 77/03/25 QUARTERLY REPORT ON THE RELIEF AND CHARITABLE ALLOCATIONS MAYORAL PROJECTS FOR THE PERIOD ENDED 31 DECEMBER 2024

RESOLVED that the withdrawals in terms of the requirements set out in the Relief and Charitable Allocations Policy relating to the Mayor's Projects (CC11010002MIBS N22.00115) for the period 1 October to 31 December 2024 to the value of R2 317 240.48, be noted.

ACTION: A BABU-ROSEKRANS, J STYAN, K JACOBY

C 78/03/25 QUARTERLY REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE : 30 SEPTEMBER 2024

RESOLVED that the activities and work plan status of the Municipal Public Accounts Committee (MPAC) for the period up to 30 September 2024, be noted.

ACTION: A MOOLMAN, L MBANDAZAYO

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C 79/03/25 QUARTERLY REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE : 31 DECEMBER 2024

RESOLVED that the activities and work plan status of the Municipal Public Accounts Committee (MPAC) for the period up to 31 December 2024, be noted.

ACTION: A MOOLMAN, L MBANDAZAYO

C 80/03/25 MINUTES OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) MEETINGS HELD FOR THE PERIOD OCTOBER 2024 TO DECEMBER 2024

RESOLVED that the minutes of the Municipal Public Accounts Committee (MPAC) meetings held for the period October 2024 to 31 December 2024, be noted.

ACTION: J VAN ZYL, E FRAY, R RAZACK, E SASS

C 81/03/25 DECISIONS TAKEN BY THE SECTION 79 COMMITTEES IN TERMS OF DELEGATED AUTHORITY: OCTOBER TO DECEMBER 2024

RESOLVED that the decisions taken in terms of delegated authority by the Section 79 Committees, as set out in Annexure A to the report on the agenda, be noted.

ACTION: M CAROLUS, R RAZACK, E SASS

C 82/03/25 REPORT IN TERMS OF SUPPLY CHAIN MANAGEMENT REGULATIONS, REGULATION 36, AND THE SUPPLY CHAIN MANAGEMENT POLICY (DEC 2024), CLAUSE 332, FOR THE PERIOD 16 JANUARY 2025 TO 12 MARCH 2025: FOR INFORMATION PURPOSES

RESOLVED that the Supply Chain Management deviations as authorised by the City Manager in terms of the Supply Chain Management Regulations, regulation 36, and the Supply Chain Management Policy (Dec 2024), clause 332, for the period 16 January 2025 to 12 March 2025, attached as annexure A, be noted by Council and be disclosed as a note to the Council's annual financial statements.

ACTION: G POSTINGS, L MBANDAZAYO

ADDITIONAL ITEMS:

The following resolutions of items CIC03 to CIC12 related to the Municipal Public Accounts Committee / Municipal Misconduct Board matters were moved to the open agenda, at conclusion of the discussion of the items at the In-Committee session.

The resolutions are however recorded as Items C 83/03/25 to C 92/03/25.

C 83/03/25 CLOSING REPORT ON THE RECOVERY OF FRUITLESS AND WASTEFUL EXPENDINTURE IN THE AMOUNT OF R246 625, 70 IN RESPECT OF TENDER 222Q/2013/14: MITCHELLS PLAIN AND BORCHERS QUARRY WASTE WATER TREATMENT WORKS

RESOLVED that:

- (a) Council noted that no person could be identified in order to recover from and no negligence could be assigned to any official, and therefore there is no person(s) to recover from.
- (b) In light of the above, Council declared the R246 625, 70 (*TWO HUNDRED AND FORTY-SIX THOUSAND SIX HUNDRED AND TWENTY-FIVE RAND AND SEVENTY CENTS*) as irrecoverable for the reasons mentioned in the report.

ACTION: P QALAZIVE, G POSTINGS, D VALENTINE, Z HOOSAIN, K JACOBY

C 84/03/25 260Q/2015/16: PAYMENT OF INTEREST: DIDO VALLEY HOUSING PROJECT (FRUITLESS WASTEFUL EXPENDITURE: R213 488)

RESOLVED that:

- (a) Council noted that no person could be identified in order to recover from and no negligence could be assigned to any official, and therefore there is no person(s) to recover from.
- (b) In light of the above, Council declared the R 213 488.44 (two hundred and thirteen thousand four hundred and eighty-eight rand and forty-four cents) as irrecoverable, for the reasons mentioned in the report.

ACTION: A GRODES, G POSTINGS, D VALENTINE, Z HOOSAIN, K JACOBY

C 85/03/25 CLOSING REPORT ON THE RECOVERY OF FRUITLESS AND WASTEFUL EXPENDITURE IN THE AMOUNT OF R6 354 935.94 IN RESPECT OF TENDER 164Q/2017/18 – CONSTRUCTION OF CIVIL ENGINEERING SERVICES FOR DEEP FREEZE, MACASSAR THAT WAS AWARDED TO AFRILINE CIVILS (PTY) LTD

RESOLVED that:

- (a) Council noted that any claims to recover the fruitless and wasteful expenditure in the amount of R6 354 935,94 from the professional service providers, ARG Design and WSP, would have prescribed by 29 January 2023 before the Council resolution dated 27 March 2024.

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- (b) In light of the above, Council declared the fruitless and wasteful expenditure of R 6 354 935.94 (Six Million Three Hundred and Fifty Four Thousand Nine Hundred and Thirty Five Rand and Ninety Four Cents) as irrecoverable and that the expenditure be written off.

ACTION: E WILLIAMS, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 86/03/25 FIREBREAKS MEMORANDUM OF AGREEMENT (IRREGULAR EXPENDITURE: R3 067 296)

RESOLVED that:

- (a) the expenditure of R3 067 295,70 (three million and sixty-seven thousand two hundred and ninety-five rand and seventy cents) (including VAT), incurred during the 2021/22 and 2022/23 financial years as the memorandum of agreement (MOA) with the service provider did not comply with the provisions of section 33 of the Local Government: Municipal Financial Management Act (MFMA), be noted as irregular expenditure and be certified as irrecoverable and the expenditure be written off as the City received the firebreak services.

NO ACTION OWNER

- (b) The Community Services and Health directorate:
- (i) Exercises due care and diligence in the future in respect of the duration of the Memorandum of Agreement (MOA) and other binding agreements to ensure compliance with legislation.
 - (ii) Speedily concludes the replacement agreement for operational purposes.
 - (iii) Ensures timely reporting of irregular expenditure to the Municipal Public Accounts Committee in the future.
 - (iv) Monitors the “*Evergreen*” contracts to ensure adherence to the City’s legislative requirements in terms of tenure.
 - (v) Ensures clear accountability for agreements in the future, i.e. one specific directorate must be assigned responsibility.
 - (vi) Ensures the tenure of the working relationship with the service provider is finalised and appropriate approval for longer term relationships are obtained.

ACTION OWNER: Z MANDLANA

- (c) The City’s Legal Services Department ensures that the MOA with the service provider clearly indicates the lead City directorate, i.e. nodal, and that the roles and responsibilities of the respective City directorates are clearly defined.

ACTION OWNER: R SAYED

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C 87/03/25 CLOSING REPORT ON THE RECOVERY OF IRREGULAR EXPENDITURE IN THE AMOUNT OF R2 351 084.87 IN RESPECT OF TENDER 056Q/2015/16 – FLOOR COVERING AT SWARTKLIP INDOOR SPORTS CENTRE

RESOLVED that Council declared the irregular expenditure of R 2 351 084.87 (two million three hundred and fifty-one thousand and eighty-four rand and eightyseven cents) as irrecoverable and written off, for the reasons mentioned in the report.

ACTION: E WILLIAMS, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 88/03/25 CLOSING OUT REPORT ON TENDER 169Q/2012/13: CONSTRUCTION AT DU NOON SPORTS FIELD: TEMPANI CONSTRUCTION (IRREGULAR EXPENDITURE R14 164 846)

RESOLVED that Council declared the fruitless and wasteful expenditure of R14 164,846.00 (fourteen million one hundred and sixty-four thousand eight hundred and forty-six rand) as irrecoverable and that the expenditure be written off, for the reasons mentioned in the report.

ACTION: W MULLER, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 89/03/25 CLOSING REPORT ON CIC 06/04/21- COMAF 14: DEVELOPMENT OF AFFORDABLE HOUSING: WOODSTOCK AND SALT RIVER PRECINCT (IRREGULAR EXPENDITURE: R53 748)

RESOLVED that:

- (a) Council noted that no person could be identified in order to recover from and no negligence could be assigned to any official, and therefore there is no person(s) to recover from nor would it be economically viable to recover.
- (b) In light of the above, Council declared the amount of R53 748, 35 as irrecoverable and that this amount be written off, for the reasons mentioned above.

ACTION: C COLERIDGE, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 90/03/25 CLOSING REPORT ON THE RECOVERY OF IRREGULAR EXPENDITURE IN THE AMOUNTS OF R5000.00 (DUPLICATE SUNDRY PAYMENT) C75/07/19

RESOLVED that:

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- (a) Council noted that it will not be cost effective to recover the outstanding amounts from the two former employees as the costs of recovery will far exceed the amount sought to be recovered.
- (b) In light of the above, Council declared the amount of R2 000.00 (Two Thousand Rands and Zero Cents) as irrecoverable and that this amount be written off, for the reasons mentioned above.

ACTION: T SHABANE, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 91/03/25 CLOSING REPORT - INTEREST PAID IN RESPECT OF HAPPY VALLEY LOW COST HOUSING PROJECT (FRUITLESS AND WASTEFUL EXPENDITURE: R309 049.92)

RESOLVED that Council declared the amount of R309 049.92 as irrecoverable and that this amount be written off, for the reasons mentioned in the report.

ACTION: A GRODES, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

C 92/03/25 CLOSING REPORT ON CIC 10/05/21- TENDER 72G/2017/2018 SUPPLY, INSTALLATION AND MAINTENANCE OF TELE-COMMUNICATIONS NETWORK EQUIPMENT (IRREGULAR EXPENDITURE: R38 825 848)

RESOLVED that:

- (a) Council noted that there is no recovery process as it would result in unnecessary labour action as outright responsibility is not clear as per the Financial Misconduct Regulation 3(1)(b).
- (b) In light of the above, Council declared the amount of R38 825 848 as irrecoverable and that this amount be written off, for the reasons mentioned above.

ACTION: C COLERIDGE, G POSTINGS, D VALENTINE, Z HOOSAIN, R SAYED, K JACOBY

THE MEETING ENDED AT 16H03.

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**ALD F PURCHASE
SPEAKER**

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DATE