

MINUTES

OF A MEETING OF THE COUNCIL OF THE CITY OF CAPE TOWN HELD IN THE COUNCIL CHAMBER, 6TH FLOOR, PODIUM BLOCK, CIVIC CENTRE, 12 HERTZOG BOULEVARD, CAPE TOWN, ON WEDNESDAY, 27 OCTOBER 2010 AT 10H00.

MEMBERS PRESENT:

Cllr R Abdullah (ANC)
Cllr A Abrahams (DA)
Cllr A N Abrahams (DA)
Cllr F Adams (DA)
Cllr R Adams (ID)
Cllr D Amira (DA)
Cllr M G Arendse (ANC)
Cllr S W P Arendse (DA)
Cllr S August (ID)
Cllr B V Bala-Mjobo (ANC)
Cllr R C Barends (ACDP)
Cllr M Baskiti (ANC)
Cllr N L Bent (DA)
Cllr L Benya (ANC)
Cllr A V Bergh (ACDP)
Cllr E A Berry (DA)
Cllr M Z Bevu (ANC)
Cllr C B Bew (DA)
Cllr N Billie (ANC)
Cllr N T Bottoman (INDP)
Cllr W E Brady (DA)
Cllr H I Brenner (DA)
Cllr M T Britz (DA)
Cllr C A Brynard (DA)
Cllr J H H Burger (DA)
Cllr N A Buso (DA)
Ald G V Cavanagh (DA)
Cllr P Chapple (DA)
Cllr C P V Claassen (DA)
Cllr H M Claassen (DA)
Cllr C C Clayton (ID)
Cllr B A Cortje-Alcock (DA)
Cllr D G Cottee (ANC)
Cllr A C Crous (DA)
Cllr D J D'Alton (DA)
Cllr J Daniels (NPP)
Cllr P N Dantile (ANC)
Cllr N C Dase (NPP)
Cllr M Davids (DA)
Cllr D Dudley (ACDP)
Ald L Dunn (ID)
Cllr D Elese (ANC)
Cllr B M Esbach (DA)
Cllr M M Fienies (UP)
Cllr A Fourie (FF+)
Cllr J Frans (ID)
Cllr N A Gabriel (ANC)
Cllr P J Gabriel (ANC)
Cllr N G Gexa (ANC)
Cllr X O Gophe (INDP)
Cllr T Gqola (ANC)
Cllr A Green (DA)
Cllr E Groenewald (DA)
Cllr P J H Gouws (ID)
Cllr X Gwangxu (DA)
Cllr F Gutuza (ANC)
Cllr W Hassiem (AMP)
Cllr M Haywood (DA)
Cllr B Herron (ID)
Cllr J Heuvel (ID)
Cllr P A D'Alterra Hill (DA)
Ald N Holderness (DA)
Ald C W Ipser (DA)
Cllr I R Iversen (DA)
Cllr B Jackson (SDP)
Cllr I R Jackson (DA)
Cllr B M Jacobs (DA)
Cllr J Jacobs (DA)
Ald N A Jacobs (ANC)
Cllr W D Jafftha (DA)
Cllr J S Jama (ANC)
Cllr L Jantjies (NPP)
Cllr C Jeffreys (ID)
Cllr L Jelele (ANC)
Cllr B Joko (PAC)
Cllr M Jones (DA)
Cllr C Jordaan (ID)
Cllr D Joseph (DA)
Ald C Justus (DA)
Cllr F Kearns (DA)
Cllr M Kent (DA)
Ald O M Kinahan (DA)
Cllr M N Klaas (ANC)
Cllr M E Kleinsmith (DA)
Cllr P Kotyi (ANC)
Cllr E Kwayinto (ANC)
Cllr M M Labase (ANC)
Cllr N Landingwe (ANC)
Cllr K H Lategan (DA)
Cllr B E H Lee (DA)
Cllr B Le Roux (DA)
Cllr S Little (DA)
Cllr M Ludidi (ANC)
Cllr A Lukas (ANC)
Cllr B E Maboe (ANC)
Cllr G W March (ID)
Cllr M S Matha (ANC)
Cllr A B Matshikiza (ANC)
Cllr M O Matshoba (ANC)
Cllr V Mavungavunga (ANC)
Cllr M G Mbaliswana (INDP)
Cllr M Mbonde (ANC)
Cllr C L McKenzie (ANC)
Cllr V Mfusi (ANC)
Cllr P Mgodeli (ANC)
Cllr T M Mgxekeni (ANC)

Cllr J H Middleton (DA)
Cllr M A Mkutswana (ANC)
Cllr P Mngxunyeneni (ANC)
Cllr N M Mofoko (ANC)
Ald G Morkel (DA)
Cllr R Mrawu (ANC)
Cllr N Moshani (ANC)
Cllr N Mothuko (ANC)
Cllr T Mthiya (ANC)
Cllr S Mxolose (ANC)
Ald I D Neilson (DA)
Cllr S Nenzani (ANC)
Cllr T I Ngamlana (ANC)
Cllr P Ngqu (DA)
Ald M J Nieuwoudt (DA)
Cllr J Njamela (ANC)
Cllr F Nkunzana (ANC)
Cllr G T Ntamo (ANC)
Cllr N E Ntongana (ANC)
Cllr C Ntotoviyane (ANC)
Cllr R A O'Connell (DA)
Cllr M J Oliver (DA)
Cllr A Orrie (DA)
Cllr G I Pascoe (DA)
Cllr Y Pearce (DA)
Cllr U E Pick (DA)
Ald D Plato (DA)
Cllr I Pretorius (DA)
Cllr S B Pringle (DA)
Ald F Purchase (DA)
Cllr D L Qually (DA)
Cllr B Rass (DA)
Cllr R Rau (DA)
Cllr F H L Raymond
Cllr J C Ridder (DA)
Cllr A C Robinson (ID)
Ald N D Ross (DA)
Cllr S Rossouw (ID)
Cllr M Salwary (ANC)
Cllr G Samuels (ID)
Cllr G M Sass (DA)
Cllr W Schwella (ANC)
Ald A M Serritslev (DA)
Cllr L T Sidinana (NPP)
Cllr T R Sikhutshwa (ANC)
Cllr G R Siljeur (ACDP)
Cllr J Simons (ANC)
Cllr S Sims (DA)
Cllr F M Sizani (ANC)
Cllr D Smit (DA)
Ald J D Smit (DA)
Cllr D R Smith (DA)
Ald J P Smith (DA)
Cllr M T Solizwe (ANC)
Cllr M Sopaqa (ANC)
Cllr X R Sotashe (ANC)
Cllr F R Steenkamp (DA)
Cllr C R Thomas (DA)
Cllr G Thomas (DA)
Cllr E L Thompson (DA)
Cllr T B Thompson (DA)
Cllr G Timm (DA)
Cllr A Traut (ANC)
Cllr T V Trout (ID)
Cllr B Truter (ANC)
Cllr D Tshambula (ANC)
Cllr G G Twigg (DA)
Cllr B van Dalen (DA)
Cllr J F van der Merwe (DA)
Cllr A A van der Rheede (DA)
Cllr M L van der Walt (DA)
Cllr M J van Rensburg (DA)
Cllr J van Wyk (DA)
Cllr P van Zyl (DA)
Cllr D Venter (DA)
Cllr B Vlotman (DA)
Cllr J Vos (DA)
Cllr S Vuba (DA)
Ald B Walker (DA)
Ald B Watkyns (DA)
Cllr M Weavers (DA)
Cllr D C Williams (DA)
Cllr R Xazana (ACDP)
Cllr D Ximbi (UDM)
Cllr B Zuma (ANC)

APOLOGIES

Cllr P S Arendse (ACDP)
Cllr M Ariefdien (DA)
Cllr N Bester (AMP)
Ald J Bredenhand (ANC)
Cllr D J Christians (DA)
Cllr G Haskin (ACDP)
Cllr M W Hlazo (ANC)
Ald. G A Jespersen (DA)
Cllr M N Makanda (ANC)
Cllr N P Matiwane (INDP)
Cllr X Mawela (ANC)
Cllr F H Maxakato (ANC)
Cllr V Mdluli (ANC)
Cllr M Murudker (ANC)
Cllr E J Sonnenberg (ID)
Cllr V K T Tyhalisisu (ANC)

ABSENT

The following Councillors were absent without an apology :

Cllr N D Magwentshu (ANC)

The following Councillors submitted their apologies for late arrival:

Cllr C L McKenzie (ANC)
Cllr R Mrawu (ANC)

The following Councillors submitted their apologies for leaving early:

Cllr A V Bergh (ACDP)
Cllr M O Matshoba (ANC)

Executive Support and Committee Services

R Razack
B Mothibi
N Meissenheimer
G Josephs
H Kayane
R Riffel
L von Molendorff
K Phillips
P Mason
R Tippoo

C 78/10/10 ASSESSMENT OF CURRENT OPERATING MODEL FOR CITY HALL IN TERMS OF SECTION 78(1) OF THE MUNICIPAL SYSTEMS ACT

RESOLVED that:

- (a) the assessment in terms of Section 78(1) of the Municipal Systems Act, be noted
- (b) a Section 78(3) assessment in terms of the Municipal Systems Act be undertaken, in order to determine an appropriate mechanism to provide a management model for the City Hall
- (c) the Director: Shareholding Management be authorised to facilitate the Section 78(3) assessment
- (d) the relevant directorate and department investigate and implement, via the Budget Steering Committee, tariffs for the hiring of rooms and facilities at the City Hall for the 2011/2012 financial year.

ACTION : L MULLER, R WOOTTON, J STEYL, M RICHARDSON

C 79/10/10 BUSINESS PLAN FOR PHASE 1A OF CAPE TOWN'S MyCiTi INTEGRATED RAPID TRANSIT SYSTEM

Cllr D Dudley, seconded by Cllr V Bergh, proposed the following amendment to recommendation (b) of the report on the agenda:

The words "purchase such fleet" be removed, as the City has in fact already purchased the buses in question and be replaced with and amended to : "the transfer of the MyCiTi vehicles to a financial institution, after Council approval of the Business Plan"

After extensive discussion on the proposed amendment Cllr D Dudley sought clarity from the Executive Director : Transport, Roads and Major Projects and consequently withdrew the proposed amendment. It was therefore agreed that the recommendation as per the agenda be supported.

RESOLVED that:

- (a) the Business Plan for Phase 1A of the MyCiTi Integrated Rapid Transit System, as amended, be approved as a basis for implementation of Phase 1A
- (b) approval be granted to plan, design and implement the necessary infrastructure, acquire such property, purchase such fleet and contract such operators and professional services, as required to provide the services as described in the Business Plan, subject to

- approved budgets, compliance with legal requirements and following prescribed procurement processes
- (c) the Compensation Policy as set out in Annexure F to the Business Plan regarding the relevant categories of public transport operators, be adopted
 - (d) the draft Station Naming Policy as set out in Annexure H to the Business Plan, be adopted
 - (e) in alignment with the Station Naming Policy, the stations at the intersection between Blaauwberg Road and the R27, and at the intersection with Vrystaat Street in Paarden Eiland, be named Table View and Vrystaat, respectively (named after the relevant suburb and intersecting street)
 - (f) the formal Council decisions on long term contracts and the model of bus ownership and transfer, required in terms of the relevant provisions of the Municipal Finance Management Act, be considered by a subsequent Council meeting
 - (g) it be noted that National Treasury has made firm the future funding flows from the Public Transport Infrastructure and Systems Grant, in terms of Section 8(4) of the Division of Revenue Act of 2010 (provided the City spends funds as expected), with the effect that the City can immediately commit the following funds that will flow in outlying national financial years: R1 600 m regarding planned spending in 2011/12, and R900 m regarding planned spending in 2012/13 (note that these amounts cover spending on both IRT and other public transport network projects)
 - (h) the MyCiTi Project Team keeps Council informed of progress, significant developments and any aspect of the Business Plan that may require review, through regular progress reports.

ACTION : M MARSDEN**C 80/10/10 GERMAN STEEL DESIGN AWARD 2010**

RESOLVED that it be noted that the Cape Town Stadium was awarded the German Steel Design Award for 2010.

FOR INFORMATION : M MARSDEN**C 81/10/10 STATUS REPORT ON : FORENSIC AUDIT REPORT : FINDINGS REGARDING SECTION 57 EMPLOYEE BONUS PROCESS**

RESOLVED that: