#### CAPE WINELANDS DISTRICT MUNICIPALITY

MINUTES OF THE COUNCIL MEETING OF THE CAPE WINELANDS DISTRICT MUNICIPALITY HELD ON THURSDAY, 26 MARCH 2020 AT 09:09 IN THE COUNCIL CHAMBER, CAPE WINELANDS DISTRICT MUNICIPALITY, TRAPPES STREET, WORCESTER

PRESENT (3/2/1/2)

#### COUNCILLORS

Ald. C. Meyer (Speaker)

Ald. (Dr.) H. von Schlicht (Executive Mayor)

Cllr. D. Swart (Deputy Executive Mayor)

Cllr. W.M. Blom

Cllr. N.M. Bushwana

Cllr. G.J. Carinus

Cllr. A. Crombie

Cllr. C. Damens

Cllr. J.J. du Plessis

Cllr. R. du Toit

Cllr. A. Florence

Cllr. G.J. Fredericks

Cllr. P. Hess

Cllr. D.D. Joubert

Cllr. M.T. Klaas

Cllr. L. Landu

Cllr. S.S. Maggazana

Cllr. Z.L. Masoka

Cllr. E.S.C. Matjan

Cllr. J.S. Mouton

Cllr. L.W. Niehaus

Cllr. B.B. Ntshingila

Cllr. E. Qhankqiso

Cllr. L.N. Qoba

Cllr. P.C. Ramokhabi

Cllr. L.S. Sambokwe

Ald. J.W. Schuurman

Cllr. J. Smit

Cllr. D.R.A. Snyders

Cllr. C. Steyn

Cllr. J.J. van Rooyen

Cllr. J.D.F. van Zyl

Cllr. W. Vrolick

#### **ABSENT**

Cllr. S.C. Rens

Cllr. A.J. Shibili

Cllr. C.F. Wilskut

#### **OFFICIALS**

Mr. H.F. Prins (Municipal Manager)

Mr. P.A. Williams

Ms. K. Smit

Ms. W.M. Neethling

Ms. A.I. Issel

Mr. T.S. Nordien

Ms. I. Willemse

C.1 OPENING (3/2/1/2)

The Speaker welcomed all present.

Doctor Lubbe opened the meeting with scripture and prayer. (Matthew 6 verse 6)

**COUNCIL MEETING: 26 MARCH 2020: ITEM C.1** 

(Councillor E. Qhankqiso joined the meeting at 09:22)

#### **RESOLVED:**

That conginance be taken of the Communication by the Speaker that in terms of Rule 5(2) of the Rules of Order of the Cape Wineland District Municipality the order of the business appearing on the agenda will be changed in that Item C.15 will be dealt with under Item C.14 of the agenda and that Item C.14 will be dealt with under Item C.15 of the agenda and that the items will be re-numbered accordingly.

#### C.2 ELECTION OF ACTING SPEAKER, IF NECESSARY (3/2/1/2)

None.

## C.3 DISCLOSURE OF ANY DIRECT OR INDIRECT INTERESTS BY COUNCILLORS AND/OR OFFICIALS (3/4/1 & 4/8/4)

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Councillor L.W. Niehaus declared his indirect interest pertaining to projects contained in Item C.15.1 of the agenda in terms of Item 5(1)(a) of the Code of Conduct for Councillors as contained in Schedule 1 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) with specific reference to the following:

- Vice President of the Cape Winelands Sports Council;
- Chairperson of the Cape Winelands Judo Association;
- Chairperson of the Western Cape Judo Association.

#### C.4 APPLICATION FOR LEAVE OF ABSENCE

(3/2/1/2)

#### **COUNCILLORS**

Cllr. P. Daniëls

Cllr. X. Kalipa

Cllr. R.S. Nalumango Cllr. N.D. Sauerman

Cllr. N. Tetana

#### **OFFICIALS**

None.

(Councillor L. Landu joined the meeting at 09:25)

## C.5 STATEMENTS AND COMMUNICATIONS BY THE SPEAKER (Verbatim) (3/2/1/3)

Geagte Agbare Burgemeester

Geagte Agbare Onderburgemeester

Geagte Agbare Burgemeesterskomitee

Geagte Agbare Hoofsweep en lede van die Raad van die KWDM

Geagte Munisipale Bestuurder

Geagte Uitvoerende Direkteure van die verskillende Departemente

Geagte Amptenare van die verskillende Departemente

Die volgende Raadslede word gelukgewens met hul verjaarsdae:

Verjaardagsmaand	Verjaarsdag	Naam van Raadslede
Maart	2	Rdl. G.J. Carinus
	23	Rdl. M.T Klaas
	26	Rdl. D.R.A. Snyders

Die hoop word uitgespreek dat u die dag geniet het saam met u familie, vriende en kollegas. God's rykste seën word u toegewens vir die nuwe jaar wat voorlê.

Graag wil ek alle Raadslede se aandag daarop vestig dat die Verklaring van Belange vorms wat jaarliks deur alle Raadslede voltooi moet word, saam met die agenda versprei was. Raadslede word versoek om so spoedig moontlik die oorspronklik en volledig voltooide vorms by die Administrasie in te dien, vir aandag van Me I Willemse. U aandag word spesifiek daarop gevestig dat die vorm ten opsigte van Finansiële Belange, Verwante-Party Belange en Vertroulikheid onderaan elke bladsy onderteken moet word.

Raadslede, ek doen 'n ernstige beroep dat ons as gemeenskapleiers seker moet maak dat ons gemeenskappe bewus is van die uitbreking van die Corona virus en dat ons, ons gemeenskappe sal aanmoedig om goeie persoonlike higiëne uit te oefen, om sodoende die verspreiding van die Corona virus te bekamp.

Met dank.

## C.6 STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR (Verbatim) (3/2/1/3)

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- I need to thank every official who contributed to enable this Council to meet today under the sword of COVID-19 and who ensured that we could forward the meeting and making sure that we have the necessary hygiene arrangements in place.
- 2. I also thank all Councillors for attending today's meeting under difficult circumstances. Please look after yourselves and be safe.
- 3. I convey my sincerest appreciation to all officials under the leadership of the the Municipal Manager, CFO and the Budget and Treasury Office who worked diligently to enable me to table the budget today.
- 4. Lastly, Speaker, I wish all Cape Winelands officials and Councillors a safe three weeks of lockdown. Business of this Council will continue according to our contingency plan and essential services will be rendered as normal as this period is not perceived as a holiday. We are dealing with an unprecedented situation and directives keep coming through. These will be processed and both Councillors and officials will be informed as needed. To the Municipal Manager and his senior staff, I wish them wisdom and health. For now, stay home, let us all try to contribute to the flattening of the curve of this infection. We keep all our communities in our thoughts and together we will get through this.

I thank you.

#### C.6.1 COMMUNICATION BY ALDERMAN J.W. SCHUURMAN (Verbatim) (3/2/1/3)

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Farmworkers are also rendering an essential service and are required to work. They do not have the means to go to shops to buy necessary items. As we have access to farms, it is important that the Executive Mayor and the Mayoral Committee should deal with this matter.

In my view Council should not go into recess, but to rather communicate with Councillors via technology to address matters that would have been addressed in meetings.

#### C.7 CONSIDERATION OF NOTICES OF MOTION

(3/2/1/4)

None.

#### C.8 CONSIDERATION OF NOTICES OF QUESTIONS

(3/2/1/5)

None.

#### C.9 CONSIDERATION OF MOTIONS OF EXIGENCY

(3/2/1/4)

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None.

#### C.10 MINUTES

## C.10.1 CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING HELD ON THURSDAY, 27 FEBRUARY 2020 (3/2/1/6)

#### **RESOLVED:**

That the minutes of the Council meeting held on Thursday, 27 February 2020 be taken as read and duly confirmed.

## C.10.2 REPORT BY THE MUNICIPAL MANAGER: ACTION MINUTES OF THE COUNCIL MEETING HELD ON THURSDAY, 27 FEBRUARY 2020 (3/2/1/6)

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#### **RESOLVED:**

That cognisance be taken of the communication by the Municipal Manager that all matters pertaining to the action minutes of the Council meeting held on Thursday, 27 February 2020 had been attended to.

#### C.11 INTERVIEWS WITH OR PRESENTATIONS BY DEPUTATIONS

None.

#### C.12 URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER

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#### C.12.1 COVID-19: COUNCIL IN RECESS

(2/B &4/8/2)

**COUNCIL MEETING: 26 MARCH 2020: ITEM C.12.1** 

#### **RESOLVED:**

That cognisance be taken that Item C.12.1 will be dealt with under Item C.14.4 of the agenda.

C.13 REPORTS BY THE EXECUTIVE MAYOR: MAYORAL COMMITTEE MEETINGS HELD ON MONDAY, 10 FEBRUARY 2020 AND WEDNESDAY, 19 FEBRUARY 2020 (3/2/2/1)

The following report outlines the issues and decisions taken by the Mayoral Committee.

The relevant minutes of matters that served before the Executive Mayor and Mayoral Committee on the dates indicated have been distributed to all Councillors -

#### 1 <u>MEETING HELD ON 10 FEBRUARY 2020</u>

MATTER OF WHICH COGNISANCE WAS TAKEN:

### MC.5.1 PRESENTATION: WESTERN CAPE GOVERNMENT: DEPARTMENT OF COMMUNITY SAFETY (17/6/R)

#### **RESOLVED:**

That cognisance be taken of the item that served before the Mayoral Committee.

MC.7.2 **NOTIFICATION** TO THE MAYORAL **COMMITTEE:** BY RESOLUTIONS THE EXECUTIVE **MAYOR** CONSULTATION WITH THE DEPUTY EXECUTIVE MAYOR AND THE EXECUTIVE MAYOR TOGETHER WITH THE DEPUTY EXECUTIVE MAYOR IN TERMS OF THE SYSTEM OF DELEGATIONS APPROVED BY COUNCIL AT ITEM C.4.12 **OF 15 JUNE 2011** (2/4/2)

#### **RESOLVED:**

That cognisance be taken of the item that served before the Mayoral Committee.

MC.7.3 DEPARTMENT: TECHNICAL SERVICES: INFORMATION AND COMMUNICATION TECHNOLOGY REPORT FOR THE PERIOD OCTOBER 2019 TO DECEMBER 2019 (6/2/1/5)

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#### **RESOLVED:**

That cognisance be taken of the item that served before the Mayoral Committee.

MC.7.4 DEPARTMENT: TECHNICAL SERVICES: QUARTERLY REPORT: OCTOBER 2019 TO DECEMBER 2019 (2/10/1/5)

#### **RESOLVED:**

That cognisance be taken of the item that served before the Mayoral Committee.

# MC.7.5 DEPARTMENT: COMMUNITY DEVELOPMENT AND PLANNING SERVICES: REPORT ON THE ATTENDANCE OF THE GOLDEN GAMES HELD FROM MONDAY, 21 OCTOBER 2019 TO FRIDAY, 25 OCTOBER 2019 IN PORT ELIZABETH (17/10/3)

#### RESOLVED:

That cognisance be taken of the item that served before the Mayoral Committee.

#### MATTERS OF WHICH RESOLUTIONS WERE TAKEN:

#### MC.4.1 EXECUTIVE MAYOR (Verbatim) (3/2/2/1)

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#### **RESOLVED:**

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

#### MC.4.1.1 WALL OF REMEMBRANCE (7/1/2/2)

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#### RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

# MC.8.2.1 MONTHLY PROGRESS REPORT ON MUNICIPAL MINIMUM COMPETENCY LEVELS: JANUARY 2020 (4/12/5, 1/1/1 & 3/2/5/13)

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#### **RESOLVED:**

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

# MC.8.2.2 REVISION OF BUDGET ESTIMATES: MUNICIPAL ADJUSTMENTS BUDGET FOR THE 2019/2020 FINANCIAL YEAR (5/1/1/9)

#### RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.8.3.1 DIVISION: SOCIO-ECONOMIC DEVELOPMENT (SED): ATTENDANCE AND PARTICIPATION OF THE CAPE GETAWAY SHOW AT SANDRINGHAM WINE ESTATE, STELLENBOSCH, FROM FRIDAY, 06 MARCH 2020 TO SUNDAY, 08 MARCH 2020 (10/1/7/1)

#### **RESOLVED:**

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.8.3.2 DIVISION: SOCIO-ECONOMIC DEVELOPMENT (SED):
ATTENDANCE AND PARTICIPATION OF THE WORLD
TRAVEL MARKET AFRICA (WTM) TO BE HELD AT
CAPE TOWN INTERNATIONAL CONVENTION CENTRE
(CTICC), WESTERN CAPE PROVINCE FROM MONDAY,
06 APRIL 2020 TO WEDNESDAY, 08 APRIL 2020 (10/1/7/1)

#### **RESOLVED:**

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.8.3.3 DIVISION: SOCIO-ECONOMIC DEVELOPMENT (SED): ATTENDANCE AND PARTICIPATION AT THE NAMIBIA TOURISM EXPO, WINDHOEK SHOWGROUNDS, NAMIBIA TO BE HELD FROM WEDNESDAY, 10 JUNE 2020 TO SATURDAY, 13 JUNE 2020 (10/1/7/1)

#### RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.8.3.4 CORRECTION OF THE ALLOCATED NUMBER OF FACILITIES ON THE FARMS KROMFONTEIN AND DE RUST THAT RECEIVED WATER AND SANITATION SUBSIDY ALLOCATIONS (16/3/R & 16/5/R)

#### **RESOLVED:**

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

#### 2 <u>MEETING HELD ON 19 FEBRUARY 2020</u>

MATTER OF WHICH RESOLUTION WAS TAKEN:

MC.5 REVISION OF BUDGET ESTIMATES: MUNICIPAL ADJUSTMENTS BUDGET FOR THE 2019/2020 FINANCIAL YEAR (5/1/1/9)

#### RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

#### C.14 MATTERS FOR CONSIDERATION

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- C.14.1 DRAFT 2020/2021, 2021/2022 AND 2022/2023 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF) FOR THE CAPE WINELANDS DISTRICT MUNICIPALITY (5/1/1/10)
- R.14.1 KONSEP 2020/2021, 2021/2022 EN 2022/2023 MEDIUMTERMYNINKOMSTE-EN-UITGAWERAAMWERK (MTIUR) VIR DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT (5/1/1/10)
- C.14.1 ISICWANGCISO-NKQUBO ESIYILWAYO SESITHUBA ESIPHAKATHI SENGENISO NENKCITHO SOWAMA-2020/2021, 2021/2022 KUNYE NOWAMA-2022/2023 (MTREF) SOMASIPALA WESITHILI SASECAPE WINELANDS (5/1/1/10)

#### **PURPOSE OF SUBMISSION**

That Council consider to adopt the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality for inspection, public representations, inputs and comment.

#### **DOEL VAN VOORLEGGING**

Dat die Raad oorweging daaraan skenk om die konsep 2020/2021, 2021/2022 en 2022/2023 Mediumtermyn-Inkomste-en-Uitgaweraamwerk vir die Kaapse Wynland Distriksmunisipaliteit te aanvaar vir insae, openbare vertoë, insette en kommentaar.

#### INJONGO YONGENISO

Okokuba iBhunga licinge ngokwamkela isiCwangciso-nkqubo esiyiliweyo seNgeniso neNkcitho yesiThuba esiPhakathi (MTREF) sowama-2020/2021, 2021/2022 nowama-2022/2023 soMasipala wesiThili saseCape Winelands kulungiselelwa uhlolo, umelo loluntu, iingcebiso namagqabantshintshi.

#### **BACKGROUND**

In terms of section 16 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA) a council of a municipality must for each financial year approve an annual budget for the municipality before the start of the financial year.

In order for a municipality to comply with section 16(1) of the said Act, the mayor must table the annual budget at a council meeting at least 90 days before the start of the budget year.

Section 15 of the MFMA prescribes that a municipality may incur expenditure only:

- 15(a) In terms of an approved budget; and
  - (b) Within the limits of the amounts appropriated for the different votes in an approved budget.

The contents of the annual budget must consist of the following documents as prescribed in terms of section 17 of the MFMA:

- 1. Realistically anticipated income and expenditure per vote for the budget year and the two financial years following the budget year;
- Budget related policies of the Council (Tariffs, Rates & Credit Control Policies);
- 3. Details of Council's investments for the budget year;
- 4. Details of all proposed service delivery agreements, including material amendments to existing service delivery agreements;
- 5. Particulars of any proposed allocations or grants by the municipality in terms of sections 67 and 17(3)(j) of the *MFMA*;
- 6. The proposed cost to the municipality for the budget year of the salary, allowances and benefits of political office bearers and senior managers;
- 7. Capital expenditure and projects envisioned within the budget year.

#### **COMMENT**

Attached as Annexures "A" to "S" is a copy of the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality as well as related documents as prescribed by the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA). Annexures E, O, P, Q, R and S are written on a CD and also included in the budget pack.

The IDP/Budget process for the 2020/2021 financial year was a consultative process – including the Budget Steering Committee, Executive Directors, Senior Managers, Councillors and other stakeholders.

The MTREF (2020 – 2023) has been compiled in accordance with the budget growth guidelines determined by National Treasury. Personnel expenditure (Salaries, Wages and Allowances) increased by 6.25% for 2020/2021 and 7% for 2021/2022 and 2022/2023. The Budget Steering Committee, established in terms of the Budget and Reporting Regulations, 2008, comprehensively scrutinised the proposed MTREF.

Due to strict budgetary control, management succeeded to compile a balanced budget.

#### **DECLARATION BY MANAGEMENT**

Management declare that they followed all guidelines prescribed by the relevant legislation during the budget process.

#### **RECOMMENDATION BY MUNICIPAL MANAGER:**

- (a) That the Executive Mayor together with the Mayoral Committee consider to recommend to Council to adopt the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality as outlined in the attached Annexures for public participation, inspection, public representations, inputs and comment:
  - (i) The draft Medium Term Revenue and Expenditure Framework for the 2020/2021, 2021/2022 and 2022/2023 financial years as set out in Annexure "A";
  - (ii) Adjustments to the budget related policies will be submitted to Council as Annexure "B";
  - (iii) Details of Council's investments as set out in Annexure "C";

- (iv) Details of all proposed service delivery agreements, including material amendments to existing service delivery agreements as set out in Annexure "D";
- (v) Adjustments to the current Integrated Development Plan (IDP) as set out in Annexure "E";
- (vi) Details of employment costs salaries, allowances and benefits –
  of all political office-bearers, councillors and senior managers of the
  Cape Winelands District Municipality as set out in Annexure "F";
- (vii) Capital expenditure within the budget year as set out in Annexure "G";
- (viii) Projects to be undertaken within the budget year as set out in Annexure "H";
- (ix) Particulars of all proposed allocations and grants by the District Municipality in terms of section 67 of the MFMA, as set out in Annexure "I";
- (x) Proposed Tariffs for the 2020/2021 financial year as set out in Annexure "J";
- (xi) Service Delivery Standard as set out in Annexure "K"; and
- (xii) Measurable performance objectives for revenue from each source and for each vote in the budget, taking into account the District Municipality's Integrated Development Plan (IDP) as part of Annexure "L":
- (b) That cognisance be taken of
  - (i) The Addendum to MFMA Circular No. 88: Rationalisation of Planning and Reporting Requirements for the 2020/21 MTREF, attached as Annexure "M";
    - (b) MFMA Circular No. 98: Municipal Budget Circular for the 2020/2021 MTREF, attached as Annexure "N";
  - (ii) The Cape Winelands District Municipality's:
    - (a) Air Quality Management Plan, attached as Annexure "O";
    - (b) Spatial Development Framework, attached as Annexure "P";

- (c) Integrated Waste Management Plan, attached as Annexure "Q";
- (d) Corporate Disaster Management Planning Framework, attached as Annexure "R";
- (e) Procurement Plan, attached as Annexure "S".

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:**

- (a) Dat die Uitvoerende Burgemeester saam met die Burgemeesterskomitee oorweging daaraan skenk om by die Raad aan te beveel dat die konsep 2020/2021, 2021/2022 en 2022/2023 Mediumtermyninkomste-en-Uitgaweraamwerk (MTIUR) vir die Kaapse Wynland Distriksmunisipaliteit soos uiteengesit in die volgende aangehegte Bylaes aanvaar word vir publieke deelname, insae, openbare vertoë, insette en kommentaar:
  - (i) Die konsep Mediumtermyninkomste-en-Uitgaweraamwerk vir die 2020/2021, 2021/2022 en 2022/2023 finansiële jare soos uiteengesit in Bylae "A";
  - (ii) Wysigings aan die begrotingsverwante beleide sal aan die Raad voorgelê word as Bylae "B";
  - (iii) Besonderhede van die Raad se beleggings soos uiteengesit in Bylae "C";
  - (iv) Besonderhede van alle voorgestelde diensleweringsooreenkomste, insluitend wesentlike wysigings aan bestaande diensleweringsooreenkomste soos uiteengesit in Bylae "D";
  - (v) Wysigings tot die Geïntegreerde Ontwikkelingsplan (GOP) soos uiteengesit as Bylae "E";
  - (vi) Besonderhede van indiensnemingskoste salarisse, toelaes en voordele – van alle politieke ampsdraers, Raadslede en senior bestuurders van die Kaapse Wynland Distriksmunisipaliteit soos uiteengesit in Bylae "F";
  - (vii) Kapitaaluitgawe in die begrotingsjaar soos uiteengesit in Bylae "G";
  - (viii) Projekte wat in die begrotingsjaar onderneem gaan word soos uiteengesit in Bylae "H";
  - (ix) Besonderhede van enige voorgestelde toewysings of toelaes deur die Distriksmunisipaliteit ingevolge artikel 67 van die *MFMA*, soos uiteengesit in Bylae "I";

- (x) Tariewe soos voorgestel vir die 2020/2021 finansiële jaar soos uiteengesit in Bylae "J";
- (xi) Diensleweringstandaard soos uiteengesit in Bylae "K".
- (xii) Vasstelbare prestasiedoelwitte vir inkomste uit elke bron en vir elke begrotingspos in die begroting, met inagneming van die Distriksmunisipaliteit se Geïntegreerde Ontwikkelingsplan (GOP) as deel van Bylae "L",
- (b) Dat kennis geneem word van -
  - (i) Die Addendum tot die Nasionale Tesourie MFMA Omsendbrief Nommer 88: Rasionalisering van Beplanning en Rapporteringsvereistes vir die 2020/2021 MTIUR, aangeheg as Bylae "M";
    - (b) Nasionale Tesourie MFMA Omsendbrief Nommer 98: Munisipale Begroting Omsendbrief vir die 2020/2021 MTIUR, aangeheg as Bylae "N";
  - (ii) Die Kaapse Wynland Distriksmunisipaliteit se -
    - (a) Luggehaltebestuursplan, aangeheg as Bylae "O";
    - (b) Ruimtelike Ontwikkelingsraamwerk, aangeheg as Bylae "P";
    - (c) Geïntegreerde Afvalbestuursplan, aangeheg as Bylae "Q";
    - (d) Korporatiewe Rampbestuursbeplanningsraamwerk, aangeheg as Bylae "R";
    - (e) Verkrygingsplan, aangeheg as Bylae "S".

#### INGCEBISO EVELA KUMLAWULI KAMASIPALA:

- (a) Okokuba uSodolophu wesiGqeba kunye neKomiti kaSodolophu bacamngce ngokucebisa kwiBhunga ukuba lamkele uyilo lwesiCwangcisonkqubo seNgeniso neNkcitho yesiThuba esiPhakathi sowama-2020/2021, 2021/2022 kunye nowama-2022/2023 (MTREF) woMasipala wesiThili saseCape Winelands njengoko kuchaziwe kwiZihlomelo ukulungiselela ukuthatyathwa kwenxaxheba luluntu, ukuthatyathwa kwenkxaxheba luluntu, iingcebiso namagqabantshintshi:
  - (i) Uyilo lwesiCwangciso-nkqubo seNgeniso neNkcitho yesiThuba esiPhakathi seminyaka mali yowama-2020/2021, 2021/2022 kunye nowama-2022/2023 njengoko kuthiwe thaca kwiSihlomelo "A";

- (ii) Uhlenga-hlengiso kwimigaqo-nkqubo enxulumene nebhajethi luya kungeniswa kwiBhunga njengesiHlomelo "B";
- (iii) linkcukacha zotyalo-mali lweBhunga njengoko luthiwe thaca kwiSihlomelo "C";
- (iv) linkcukacha zazo zonke izivumelwano ezicetywayo zokunikezelwa kwenkonzo, kubandakanywa nezilungiso zemathiriyeli kwizivumelwano ezikhoyo zokunikezelwa kwenkonzo njengoko zithiwe thaca kwiSihlomelo "D";
- (v) Uhlengahlengiso kwiSicwangciso soPhuhliso oluHlangeneyo (IDP) njengoko kubonisiwe kwisiHlomelo "E";
- (vi) linkcukacha zendleko zengqesho imivuzo, imali evunyelweyo nezibonelelo bonke ababamba izikhundla zopolitiko, ooCeba kunye nabalawuli abaphezulu boMasipala wesiThili saseCape Winelands njengoko zithiwe thaca kwiSihlomelo "F";
- (vii) Inkcitho yezakhiwo kuhlahlo lwabiwo-mali lonyaka njengoko luthiwe thaca kwiSihlomelo "G";
- (viii) liProjekti eziza kuqaliswa kuhlahlo lwabiwo mali lonyaka njengoko luthiwe thaca kwiSihlomelo "H";
- (ix) linkcukacha zazo zonke izabelo neminikelo ecetywayo nguMasipala wesiThili ngokuhambelana necandelo lama-67 eMFMA, njengoko ithiwe thaca kwiSihlomelo "I";
- (x) IMirhumo ecetywayo elungiselelwe unyaka-mali wama-2020/2021 njengoko ithiwe thaca kwiSihlomelo "J";
- (xi) Ukunikezelwa kwenkonzo njengoko kuchazwe kwisiHlomelo "K"
- (xii) linjongo zokusebenza ezilinganiselwe kwingeniso evela kumthombo ngamnye kunye nevoti nganye kuhlahlo lwabiwo-mali, kuthathelwa ingqalelo iSicwangciso soPhuhliso oluHlangeneyo noMasipala weSithili (IDP) njengenxalenye yesiHlomelo "L";
- (b) Okokuba ingqalelo ithatyathelwe
  - (i) (a) Isongezelelo kwiSetyhula enguNombolo 88 yeMFMA: UkuHlengahlengiswa koCwangciso kunye neeMfuno zokuNikwa kweNgxelo kulungiselelwa iMTREF yowama-2020/21, encanyatheliswe njengeSihlomelo "M";
    - (b) Setyhula enguNombolo 98 yeMFAM: ISetyhula kaMasipala yoHlahlo Lwabiwo-maili elungiselelwe iMTREF yowama-2020/2021, encanyatheliswe nengeSihlomelo "N";

- (ii) Somasipala Wesithili Sasecape Winelands -
  - (a) IsiCwangciso soLawulo sokuLunga koMoya, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "O";
  - (b) Isiwangciso-nkqubo soPhuhliso lweSithuba soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSiglomelo "P";
  - (c) IsiCwangciso esiHlangeneyo soLawulo lweNkunkuma, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "Q";
  - (d) IsiCwangciso-nkqubo soCwangciso loLawulo lweNtlekele yeQumrhu, esincanyatheliswe njengeSihlomelo "R";
  - (e) IsiCwangciso sokuThengwa kwempahla, esincanyatheliswe njengeSihlomelo "S".

#### MAYORAL COMMITTEE: 10 MARCH 2020: ITEM MC.8.2.2

#### RESOLVED: That -

- (a) It be recommended to Council to adopt the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality as outlined in the attached Annexures for public participation, inspection, public representations, inputs and comment:
  - (i) The draft Medium Term Revenue and Expenditure Framework for the 2020/2021, 2021/2022 and 2022/2023 financial years as set out in Annexure "A":
  - (ii) Adjustments to the budget related policies will be submitted to Council as Annexure "B";
  - (iii) Details of Council's investments as set out in Annexure "C";
  - (iv) Details of all proposed service delivery agreements, including material amendments to existing service delivery agreements as set out in Annexure "D":
  - (v) Adjustments to the current Integrated Development Plan (IDP) as set out in Annexure "E";
  - (vi) Details of employment costs salaries, allowances and benefits –
    of all political office-bearers, councillors and senior managers of the
    Cape Winelands District Municipality as set out in Annexure "F";

- (vii) Capital expenditure within the budget year as set out in Annexure "G", as agreed upon;
- (viii) Projects to be undertaken within the budget year as set out in Annexure "H";
- (ix) Particulars of all proposed allocations and grants by the District Municipality in terms of section 67 of the MFMA, as set out in Annexure "I", as agreed upon;
- (x) Proposed Tariffs for the 2020/2021 financial year as set out in Annexure "J";
- (xi) Service Delivery Standard as set out in Annexure "K"; and
- (xii) Measurable performance objectives for revenue from each source and for each vote in the budget, taking into account the District Municipality's Integrated Development Plan (IDP) as part of Annexure "L";
- (b) That cognisance be taken of
  - (i) (a) The Addendum to MFMA Circular No. 88: Rationalisation of Planning and Reporting Requirements for the 2020/21 MTREF, attached as Annexure "M";
    - (b) MFMA Circulars No. 98 and 99: Municipal Budget Circulars for the 2020/2021 MTREF, attached as Annexure "N";
  - (ii) The Cape Winelands District Municipality's:
    - (a) Air Quality Management Plan, attached as Annexure "O";
    - (b) Spatial Development Framework, attached as Annexure "P";
    - (c) Integrated Waste Management Plan, attached as Annexure "Q":
    - (d) Corporate Disaster Management Planning Framework, attached as Annexure "R";
    - (e) Procurement Plan, attached as Annexure "S".

#### **BURGEMEESTERSKOMITEE: 10 MAART 2020: ITEM BK.8.2.2**

**BESLUIT:** Dat –

- (a) Dit by die Raad aanbeveel word om die konsep 2020/2021, 2021/2022 en 2022/2023 Mediumtermyninkomste-en-Uitgaweraamwerk (MTIUR) vir die Kaapse Wynland Distriksmunisipaliteit, soos uiteengesit in die volgende aangehegte Bylaes, te aanvaar vir publieke deelname, insae, openbare vertoë, insette en kommentaar:
  - (i) Die konsep Mediumtermyninkomste-en-Uitgaweraamwerk vir die 2020/2021, 2021/2022 en 2022/2023 finansiële jare soos uiteengesit in Bylae "A";
  - (ii) Wysigings aan die begrotingsverwante beleide sal aan die Raad voorgelê word as Bylae "B";
  - (iii) Besonderhede van die Raad se beleggings soos uiteengesit in Bylae "C";
  - (iv) Besonderhede van alle voorgestelde diensleweringsooreenkomste, insluitend wesentlike wysigings aan bestaande diensleweringsooreenkomste soos uiteengesit in Bylae "D";
  - (v) Wysigings tot die Geïntegreerde Ontwikkelingsplan (GOP) soos uiteengesit in Bylae "E";
  - (vi) Besonderhede van indiensnemingskoste salarisse, toelaes en voordele – van alle politieke ampsdraers, Raadslede en senior bestuurders van die Kaapse Wynland Distriksmunisipaliteit soos uiteengesit in Bylae "F";
  - (vii) Kapitaaluitgawe in die begrotingsjaar, soos uiteengesit in Bylae "G", soos ooreengekom;
  - (viii) Projekte wat in die begrotingsjaar onderneem gaan word soos uiteengesit in Bylae "H";
  - (ix) Besonderhede van alle voorgestelde toewysings en toelaes deur die Distriksmunisipaliteit ingevolge artikel 67 van die *MFMA*, soos uiteengesit in Bylae "I", soos ooreengekom;
  - (x) Tariewe soos voorgestel vir die 2020/2021 finansiële jaar soos uiteengesit in Bylae "J";
  - (xi) Diensleweringstandaard soos uiteengesit in Bylae "K"; en

- (xii) Vasstelbare prestasiedoelwitte vir inkomste uit elke bron en vir elke begrotingspos in die begroting, met inagneming van die Distriksmunisipaliteit se Geïntegreerde Ontwikkelingsplan (GOP) as deel van Bylae "L";
- (b) Dat kennis geneem word van -
  - (i) Die Addendum tot MFMA Omsendbrief Nommer 88: Rasionalisering van Beplanning en Rapporteringsvereistes vir die 2020/2021 MTIUR, aangeheg as Bylae "M";
    - (b) MFMA Omsendbriewe Nommers 98 en 99: Munisipale Begroting Omsendbriewe vir die 2020/2021 MTIUR, aangeheg as Bylae "N":
  - (ii) Die Kaapse Wynland Distriksmunisipaliteit se:
    - (a) Luggehaltebestuursplan, aangeheg as Bylae "O";
    - (b) Ruimtelike Ontwikkelingsraamwerk, aangeheg as Bylae "P";
    - (c) Geïntegreerde Afvalbestuursplan, aangeheg as Bylae "Q";
    - (d) Korporatiewe Rampbestuursbeplanningsraamwerk, aangeheg as Bylae "R";
    - (e) Verkrygingsplan, aangeheg as Bylae "S".

#### IKOMITI KASODOLOPHU: UMHLA WE-10 KUMATSHI 2020: UMBA MC.8.2.2

#### KUGQITYWE: Okokuba -

- (a) Kundululwe kwiBhunga okokuba lamkele uyilo lwesiCwangciso-nkqubo seNgeniso neNkcitho yesiThuba esiPhakathi sowama-2020/2021, 2021/2022 kunye nowama-2022/2023 (MTREF) woMasipala wesiThili saseCape Winelands njengoko kuchaziwe kwiZihlomelo ukulungiselela ukuthatyathwa kwenxaxheba luluntu, ukuthatyathwa kwenkxaxheba luluntu, iingcebiso namagqabantshintshi:
  - (i) Uyilo lwesiCwangciso-nkqubo seNgeniso neNkcitho yesiThuba esiPhakathi seminyaka mali yowama-2020/2021, 2021/2022 kunye nowama-2022/2023 njengoko kuthiwe thaca kwiSihlomelo "A";
  - (ii) Uhlenga-hlengiso kwimigaqo-nkqubo enxulumene nebhajethi luya kungeniswa kwiBhunga njengeSihlomelo "B";

- (iii) linkcukacha zotyalo-mali lweBhunga njengoko luthiwe thaca kwiSihlomelo "C";
- (iv) linkcukacha zazo zonke izivumelwano ezicetywayo zokunikezelwa kwenkonzo, kubandakanywa nezilungiso zemathiriyeli kwizivumelwano ezikhoyo zokunikezelwa kwenkonzo njengoko zithiwe thaca kwiSihlomelo "D";
- (v) Uhlengahlengiso kwisiCwangciso soPhuhliso oluHlangeneyo (IDP) njengoko kubonisiwe kwiSihlomelo "E";
- (vi) linkcukacha zendleko zengqesho imivuzo, imali evunyelweyo nezibonelelo bonke ababamba izikhundla zopolitiko, ooCeba kunye nabalawuli abaphezulu boMasipala wesiThili saseCape Winelands njengoko zithiwe thaca kwiSihlomelo "F";
- (vii) Inkcitho yezakhiwo kuhlahlo lwabiwo-mali lonyaka njengoko luthiwe thaca kwiSihlomelo "G", njengoko kugqityiwe;
- (viii) liProjekti eziza kuqaliswa kuhlahlo lwabiwo mali lonyaka njengoko luthiwe thaca kwiSihlomelo "H";
- (ix) linkcukacha zazo zonke izabelo neminikelo ecetywayo nguMasipala wesiThili ngokuhambelana necandelo lama-67 eMFMA, njengoko ithiwe thaca kwiSihlomelo "I";
- (x) IMirhumo ecetywayo elungiselelwe unyaka-mali wama-2020/2021 njengoko ithiwe thaca kwiSihlomelo "J";
- (xi) Ukunikezelwa kwenkonzo njengoko kuchazwe kwiSihlomelo "K"; kunye
- (xii) linjongo zokusebenza ezilinganiselwe kwingeniso evela kumthombo ngamnye kunye nevoti nganye kuhlahlo lwabiwo-mali, kuthathelwa ingqalelo isiCwangciso soPhuhliso oluHlangeneyo noMasipala wesiThili (IDP) njengenxalenye yeSihlomelo "L";
- (b) Okokuba inggalelo ithatyathelwe
  - (i) (a) Isongezelelo kwiSetyhula enguNombolo 88 yeMFMA: UkuHlenga-hlengiswa koCwangciso kunye neeMfuno zokuNikwa kweNgxelo kulungiselelwa iMTREF yowama-2020/21, encanyatheliswe njengeSihlomelo "M";
    - (b) ISetyhula enguNombolo 98 yeMFMA: ISetyhula kaMasipala yoHlahlo Lwabiwo-mali elungiselelwe iMTREF yowama-2020/2021, encanyatheliswe nengeSihlomelo "N";

- (ii) UMasipala wesiThili saseCape Winelands:
  - (a) IsiCwangciso soLawulo sokuLunga koMoya, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "O";
  - (b) IsiCwangciso-nkqubo soPhuhliso lweSithuba soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSiglomelo "P";
  - (c) IsiCwangciso esiHlangeneyo soLawulo lweNkunkuma, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "Q";
  - (d) IsiCwangciso-nkqubo soCwangciso loLawulo lweNtlekele yeQumrhu, esincanyatheliswe njengeSihlomelo "R";
  - (e) IsiCwangciso sokuThengwa kwempahla, esincanyatheliswe njengeSihlomelo "S".

#### **RECOMMENDATION BY MAYORAL COMMITTEE:** That -

- (a) Council consider to adopt the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality as outlined in the attached Annexures for public participation, inspection, public representations, inputs and comment:
  - (i) The draft Medium Term Revenue and Expenditure Framework for the 2020/2021, 2021/2022 and 2022/2023 financial years as set out in Annexure "A";
  - (ii) Adjustments to the budget related policies as set out in Annexure "B";
  - (iii) Details of Council's investments as set out in Annexure "C";
  - (iv) Details of all proposed service delivery agreements, including material amendments to existing service delivery agreements as set out in Annexure "D":
  - (v) Adjustments to the current Integrated Development Plan (IDP) as set out in Annexure "E";
  - (vi) Details of employment costs salaries, allowances and benefits –
    of all political office-bearers, councillors and senior managers of the
    Cape Winelands District Municipality as set out in Annexure "F";

- (vii) Capital expenditure within the budget year as set out in Annexure "G", as agreed upon;
- (viii) Projects to be undertaken within the budget year as set out in Annexure "H";
- (ix) Particulars of all proposed allocations and grants by the District Municipality in terms of section 67 of the MFMA, as set out in Annexure "I", as agreed upon;
- (x) Proposed Tariffs for the 2020/2021 financial year as set out in Annexure "J";
- (xi) Service Delivery Standard as set out in Annexure "K"; and
- (xii) Measurable performance objectives for revenue from each source and for each vote in the budget, taking into account the District Municipality's Integrated Development Plan (IDP) as part of Annexure "L";
- (b) That cognisance be taken of -
  - (i) The Addendum to MFMA Circular No. 88: Rationalisation of Planning and Reporting Requirements for the 2020/21 MTREF, attached as Annexure "M";
    - (b) MFMA Circulars No. 98 and 99: Municipal Budget Circulars for the 2020/2021 MTREF, attached as Annexure "N";
  - (ii) The Cape Winelands District Municipality's:
    - (a) Air Quality Management Plan, attached as Annexure "O";
    - (b) Spatial Development Framework, attached as Annexure "P";
    - (c) Integrated Waste Management Plan, attached as Annexure "Q":
    - (d) Corporate Disaster Management Planning Framework, attached as Annexure "R";
    - (e) Procurement Plan, attached as Annexure "S".

#### AANBEVELING DEUR BURGEMEESTERSKOMITEE: Dat -

- (a) Dit by die Raad aanbeveel word om die konsep 2020/2021, 2021/2022 en 2022/2023 Mediumtermyninkomste-en-Uitgaweraamwerk (MTIUR) vir die Kaapse Wynland Distriksmunisipaliteit, soos uiteengesit in die volgende aangehegte Bylaes, te aanvaar vir publieke deelname, insae, openbare vertoë, insette en kommentaar:
  - (i) Die konsep Mediumtermyninkomste-en-Uitgaweraamwerk vir die 2020/2021, 2021/2022 en 2022/2023 finansiële jare soos uiteengesit in Bylae "A";
  - (ii) Wysigings aan die begrotingsverwante beleide soos uiteengesit in Bylae "B";
  - (iii) Besonderhede van die Raad se beleggings soos uiteengesit in Bylae "C";
  - (iv) Besonderhede van alle voorgestelde diensleweringsooreenkomste, insluitend wesentlike wysigings aan bestaande diensleweringsooreenkomste soos uiteengesit in Bylae "D";
  - (v) Wysigings aan die huidige Geïntegreerde Ontwikkelingsplan (GOP) soos uiteengesit as Bylae "E";
  - (vi) Besonderhede van indiensnemingskoste salarisse, toelaes en voordele – van alle politieke ampsdraers, Raadslede en senior bestuurders van die Kaapse Wynland Distriksmunisipaliteit soos uiteengesit in Bylae "F";
  - (vii) Kapitaaluitgawe in die begrotingsjaar, soos uiteengesit in Bylae "G", soos ooreengekom;
  - (viii) Projekte wat in die begrotingsjaar onderneem gaan word soos uiteengesit in Bylae "H";
  - (ix) Besonderhede van alle voorgestelde toewysings en toelaes deur die Distriksmunisipaliteit ingevolge artikel 67 van die *MFMA*, soos uiteengesit in Bylae "I", soos ooreengekom;
  - (x) Tariewe soos voorgestel vir die 2020/2021 finansiële jaar soos uiteengesit in Bylae "J";
  - (xi) Diensleweringstandaard soos uiteengesit in Bylae "K"; en
  - (xii) Vasstelbare prestasiedoelwitte vir inkomste uit elke bron en vir elke begrotingspos in die begroting, met inagneming van die Distriksmunisipaliteit se Geïntegreerde Ontwikkelingsplan (GOP) as deel van Bylae "L";

- (b) Dat kennis geneem word van -
  - (i) Die Addendum tot MFMA Omsendbrief Nommer 88: Rasionalisering van Beplanning en Rapporteringsvereistes vir die 2020/2021 MTIUR, aangeheg as Bylae "M";
    - (b) MFMA Omsendbriewe Nommers 98 en 99: Munisipale Begroting Omsendbriewe vir die 2020/2021 MTIUR, aangeheg as Bylae "N";
  - (ii) Die Kaapse Wynland Distriksmunisipaliteit se:
    - (a) Luggehaltebestuursplan, aangeheg as Bylae "O";
    - (b) Ruimtelike Ontwikkelingsraamwerk, aangeheg as Bylae "P";
    - (c) Geïntegreerde Afvalbestuursplan, aangeheg as Bylae "Q";
    - (d) Korporatiewe Rampbestuursbeplanningsraamwerk, aangeheg as Bylae "R";
    - (e) Verkrygingsplan, aangeheg as Bylae "S".

#### INGCEBISO YEKOMITI KASODOLOPHU: Yeyokokuba -

- (a) IBhunga licamngce ngokwamkela uyilo lwesiCwangciso-nkqubo seNgeniso neNkcitho yesiThuba esiPhakathi sowama-2020/2021, 2021/2022 kunye nowama-2022/2023 (MTREF) woMasipala wesiThili saseCape Winelands njengoko kuchaziwe kwiZihlomelo ukulungiselela ukuthatyathwa kwenxaxheba luluntu, ukuthatyathwa kwenkxaxheba luluntu, iingcebiso namagqabantshintshi:
  - (i) Uyilo lwesiCwangciso-nkqubo seNgeniso neNkcitho yesiThuba esiPhakathi seminyaka mali yowama-2020/2021, 2021/2022 kunye nowama-2022/2023 njengoko kuthiwe thaca kwiSihlomelo "A";
  - (ii) Uhlenga-hlengiso kwimigaqo-nkqubo enxulumene nohlahlo lwabiwo-mali luya kungeniswa kwiBhunga njengeSihlomelo "B";
  - (iii) Iinkcukacha zotyalo-mali lweBhunga njengoko luthiwe thaca kwiSihlomelo "C";
  - (iv) linkcukacha zazo zonke izivumelwano ezicetywayo zokunikezelwa kwenkonzo, kubandakanywa nezilungiso zemathiriyeli kwizivumelwano ezikhoyo zokunikezelwa kwenkonzo njengoko zithiwe thaca kwiSihlomelo "D";

- (v) Uhlengahlengiso kwisiCwangciso soPhuhliso oluHlangeneyo (IDP) njengoko kubonisiwe kwiSihlomelo "E";
- (vi) linkcukacha zendleko zengqesho imivuzo, imali evunyelweyo nezibonelelo bonke ababamba izikhundla zopolitiko, ooCeba kunye nabalawuli abaphezulu boMasipala wesiThili saseCape Winelands njengoko zithiwe thaca kwiSihlomelo "F";
- (vii) Inkcitho yezakhiwo kuhlahlo lwabiwo-mali lonyaka njengoko luthiwe thaca kwiSihlomelo "G", njengoko kugqityiwe;
- (viii) IiProjekti eziza kuqaliswa kuhlahlo lwabiwo mali lonyaka njengoko luthiwe thaca kwiSihlomelo "H";
- (ix) linkcukacha zazo zonke izabelo neminikelo ecetywayo nguMasipala wesiThili ngokuhambelana necandelo lama-67 eMFMA, njengoko ithiwe thaca kwiSihlomelo "I", njengoko kugqityiwe;
- (x) IMirhumo ecetywayo elungiselelwe unyaka-mali wama-2020/2021 njengoko ithiwe thaca kwiSihlomelo "J";
- (xi) Ukunikezelwa kwenkonzo njengoko kuchazwe kwiSihlomelo "K"; kunye
- (xii) linjongo zokusebenza ezilinganiselwe kwingeniso evela kumthombo ngamnye kunye nevoti nganye kuhlahlo lwabiwo-mali, kuthathelwa ingqalelo isiCwangciso soPhuhliso oluHlangeneyo noMasipala wesiThili (IDP) njengenxalenye yeSihlomelo "L";
- (b) Okokuba inggalelo ithatyathelwe
  - (i) Isongezelelo kwiSetyhula enguNombolo 88 yeMFMA: UkuHlenga-hlengiswa koCwangciso kunye neeMfuno zokuNikwa kweNgxelo kulungiselelwa iMTREF yowama-2020/21, encanyatheliswe njengeSihlomelo "M";
    - (b) ISetyhula enguNombolo 98 yeMFMA: ISetyhula kaMasipala yoHlahlo Lwabiwo-mali elungiselelwe iMTREF yowama-2020/2021, encanyatheliswe nengeSihlomelo "N";
  - (ii) UMasipala wesiThili saseCape Winelands:
    - (a) IsiCwangciso soLawulo sokuLunga koMoya, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "O";

- (b) Isiwangciso-nkqubo soPhuhliso lweSithuba soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "P";
- (c) IsiCwangciso esiHlangeneyo soLawulo lweNkunkuma, soMasipala wesiThili saseCape Winelands esincanyatheliswe njengeSihlomelo "Q";
- (d) IsiCwangciso-nkqubo soCwangciso loLawulo lweNtlekele yeQumrhu, esincanyatheliswe njengeSihlomelo "R";
- (v) IsiCwangciso sokuThengwa kwempahla, esincanyatheliswe njengeSihlomelo "S".

#### COUNCIL MEETING: 26 MARCH 2020: ITEM C.14.1

The Executive Mayor presented her Budget Speech on the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality to Council, a copy of which is attached as Annexure "A" to the minutes.

(Councillor M.T. Klaas joined the meeting at 10:09)

The matter was put to the vote and thirty two (32) Councillors voted in favour of the approval of the draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality.

Councillor D.R.A. Snyders from the Economic Freedom Fighters (EFF) abstained from voting.

#### **RESOLVED** with a majority of thirty two (32) votes that -

- (a) The draft 2020/2021, 2021/2022 and 2022/2023 Medium Term Revenue and Expenditure Framework (MTREF) for the Cape Winelands District Municipality as outlined in the attached Annexures be adopted for public participation, inspection, public representations, inputs and comment:
  - (i) The draft Medium Term Revenue and Expenditure Framework for the 2020/2021, 2021/2022 and 2022/2023 financial years as set out in Annexure "A";
  - (ii) Adjustments to the budget related policies as set out in Annexure "B";
  - (iii) Details of Council's investments as set out in Annexure "C";

- (iv) Details of all proposed service delivery agreements, including material amendments to existing service delivery agreements as set out in Annexure "D";
- (v) Adjustments to the current Integrated Development Plan (IDP) as set out in Annexure "E";
- (vi) Details of employment costs salaries, allowances and benefits –
  of all political office-bearers, councillors and senior managers of the
  Cape Winelands District Municipality as set out in Annexure "F";
- (vii) Capital expenditure within the budget year as set out in Annexure "G", as agreed upon;
- (viii) Projects to be undertaken within the budget year as set out in Annexure "H":
- (ix) Particulars of all proposed allocations and grants by the District Municipality in terms of section 67 of the MFMA, as set out in Annexure "I", as agreed upon;
- (x) Proposed Tariffs for the 2020/2021 financial year as set out in Annexure "J";
- (xiii) Service Delivery Standard as set out in Annexure "K"; and
- (xiv) Measurable performance objectives for revenue from each source and for each vote in the budget, taking into account the District Municipality's Integrated Development Plan (IDP) as part of Annexure "L":
- (b) That cognisance be taken of
  - (i) The Addendum to MFMA Circular No. 88: Rationalisation of Planning and Reporting Requirements for the 2020/21 MTREF, attached as Annexure "M";
    - (b) MFMA Circulars No. 98 and 99: Municipal Budget Circulars for the 2020/2021 MTREF, attached as Annexure "N";
  - (ii) The Cape Winelands District Municipality's:
    - (a) Air Quality Management Plan, attached as Annexure "O";
    - (b) Spatial Development Framework, attached as Annexure "P":

- (c) Integrated Waste Management Plan, attached as Annexure "Q";
- (d) Corporate Disaster Management Planning Framework, attached as Annexure "R";
- (e) Procurement Plan, attached as Annexure "S".

- C.14.2 DONATION OF REDUNDANT LAPTOPS TO SCHOOLS IN THE AREA OF THE CAPE WINELANDS DISTRICT MUNICIPALITY (6/1/2/3/4 & 17/10)
- R.14.2 SKENKING VAN OORBODIGE SKOOTREKENAARS AAN SKOLE IN DIE GEBIED VAN DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT (6/1/2/3/4 & 17/10)
- C.14.2 UKUNIKELWA KWELAPTOPS EZINGASETYENZISWAYO KWIZIKOLO KUMMANDLA WOMASIPALA WESITHILI SASECAPE WINELANDS (6/1/2/3/4 & 17/10)

#### PURPOSE OF SUBMISSION

That Council consider to approve the donation of redundant laptops to the Provincial Department of Education in the area of the Cape Winelands District Municipality.

#### **DOEL VAN VOORLEGGING**

Dat die Raad oorweging daaraan skenk om goedkeuring te verleen dat oorbodige skootrekenaars aan die Provinsiale Departement van Onderwys in die gebied van die Kaapse Wynland Distriksmunisipaliteit geskenk word.

#### INJONGO YONGENISO

Yeyokokuba iBhunga licamngce ngokunikezela ngemvume yokunikela ngeelaptops ezingasetyenziswayo kwiSebe lezeMfundo lePhondo elikummandla woMasipala wesiThili saseCape Winelands.

#### **BACKGROUND**

The Provincial Department of Education in the area of the Cape Winelands District Municipality (CWDM) requested that the redundant laptops be donated to the said Department which will redeploy it to schools. The schools that were earmarked for the Greenshoots program, which is an online Mathematics program for the Primary Schools, are Nederberg Primary School, Rondeheuwel Primary School, Dalubuhle Primary School and Rietenbosch Primary School.

#### COMMENT

Included in the agenda under separate cover as Annexure "A" is a copy of the market value of the assets under discussion, based on the book value as at 29 February 2020, amounting to R56 623.74.

The laptops as included in Annexure "B" were already in use for 3 years or more. The laptops will be replaced as per clause 34.3.2.1 of the Asset Management Policy of the CWDM, which determines that —

"Personal computers, screens and laptops are replaced at every third year or the end of their useful lives depending on the condition of the asset."

\* The redundant laptops will be distributed to the Provincial Department of Education in the area of the Cape Winelands District Municipality as soon as the assets per Annexure "B", are replaced.

#### **IMPLICATIONS**

#### **PERSONNEL**

None.

Comment prepared by: Ms. G.C.N Gilbert

#### FINANCIAL

The proposed donation of redundant computers and laptops must be done in accordance with the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), its concomitant Municipal Supply Chain Management Regulations, 2005 and the Asset Transfer Regulations, 2008.

To ensure that a disposal is fair, equitable, transparent and competitive, the following should occur as disclosed in Annexure "A":

- (a) The supply chain management policy should state the mechanism for determining the market value for different types of assets;
- (b) The process should be open to the public and public scrutiny;
- (c) Consideration should be given to the fair market value of the asset and to the economic and community value to be received in exchange for the asset:
- (d) Reasonable efforts should be made to ensure that an appropriately competitive process for disposal is adopted.

Furthermore, various methods of disposal exist and different disposal methods apply for different types of assets. Before deciding on a particular disposal method, the following should be considered as disclosed in Annexure "A":

- (a) The physical condition of the asset;
- (b) The reason as to why the assets are up for disposal;
- (c) The most cost-effective manner in which the asset should be done away with:
- (d) Destruction of Asset;
- (e) Cannibalising the asset and selling the rest of the asset to the best advantage of the municipality;

- (f) Transferring the asset to other possible users/departments or even external institutions;
- (g) Exchanging the asset for possible revenue;
- (h) The nature of the asset (i.e. a specialised asset or a common item);
- (i) Its potential market value;
- (j) Other intrinsic value of the asset (i.e. cultural/heritage aspects, etc.);
- (k) Its location (with respect to its transportation or access);
- (I) Its volume;
- (m) Its trade-in price;
- (n) Its ability to support wider Government programmes;
- (o) Environmental considerations;
- (p) Market conditions; and
- (q) The asset's life.

Comment prepared by: Ms. F.A. du Raan-Groenewald

#### **TECHNICAL**

The Provincial Department of Education in the area of the Cape Winelands District Municipality requested that the redundant laptops be donated to the said Department. These laptops will be used in their various projects that they are busy rolling out to schools to enable learners and educators to get access to digital learning.

Comment prepared by: Mr. P.A. Williams

#### LEGAL

Regulation 40(2)(b)(iii) of the Municipal Supply Chain Management Regulations, 2005 stipulates that in the case of the free disposal of computer equipment, the provincial <u>department of education must first be approached</u> to indicate within thirty (30) days whether any of the local schools are interested in the equipment.

The Municipal Supply Chain Management Policy of the Cape Winelands District Municipality, which was adopted by Council at Item C.15.1 of 25 May 2017, also stipulates in clause 40(3)(g) that in the case of the free disposal of computer equipment, the provincial department of education is first approached to indicate within thirty (30) days whether any of the local schools are interested in the equipment.

In terms of clause 40(1) of the Municipal Supply Chain Management Policy of the Cape Winelands District Municipality the criteria for the disposal of assets, including unserviceable, redundant or obsolete assets, is subject to section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No 56 of 2003) and Council's GRAP policy and procedures.

Section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) determines that:

- (1) "A municipality may not transfer ownership as a result of a sale or other transaction or otherwise permanently dispose of a capital asset needed to provide the minimum level of basic municipal services.
- (2) A municipality may transfer ownership or otherwise dispose of a capital asset other than one contemplated in subsection (1), but only after the municipal council, in a meeting open to the public-
  - (a) has decided on reasonable grounds that the asset is not needed to provide the minimum level of basic municipal services; and
  - (b) has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.
- (3) A decision by a municipal council that a specific capital asset is not needed to provide the minimum level of basic municipal services, may not be reversed by the municipality after that asset has been sold, transferred or otherwise disposed of.
- (4) A municipal council may delegate to the accounting officer of the municipality its power to make the determinations referred to in subsection (2)(a) and (b) in respect of movable capital assets below a value determined by the council.
- (5) Any transfer of ownership of a capital asset in terms of subsection (2) or (4) must be fair, equitable, transparent, competitive and consistent with the supply chain management policy which the municipality must have and maintain in terms of section 111.
- (6) This section does not apply to the transfer of a capital asset to another municipality or to a municipal entity or to a national or provincial organ of state in circumstances and in respect of categories of assets approved by the National Treasury, provided that such transfers are in accordance with a prescribed framework."

In addition, it should be noted that in terms of clause 40(3)(iii) of the Supply Chain Management Policy of the Cape Winelands District Municipality the accounting officer must ensure that the immovable property is sold only at market related prices, except when the <u>public interest</u> of the <u>plight of the poor</u> demands otherwise.

In terms of the Asset Transfer Regulations, 2008, a written transfer agreement must be concluded between the parties and must set out the terms and the conditions of the transfer, including inter alia, a sufficient description of the capital asset, the effective date from which the risk and accountability for the asset is transferred to the accredited organisation etc.

Comment prepared by: Ms. W.M. Neethling

#### RECOMMENDATION BY MUNICIPAL MANAGER:

That Council consider to approve the donation of redundant laptops to the Provincial Department of Education in the area of the Cape Winelands District Municipality.

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:**

Dat die Raad oorweging daaraan skenk om goedkeuring te verleen dat oorbodige skootrekenaars aan die Provinsiale Departement van Onderwys in die gebied van die Kaapse Wynland Distriksmunisipaliteit geskenk word.

#### **UKUQHUBEKA NGOMPHATHI WAMASIPALA:**

Yeyokokuba iBhunga licamngce ngokunikezela ngemvume yokunikela ngeelaptops ezingasetyenziswayo kwiSebe lezeMfundo lePhondo elikummandla woMasipala wesiThili saseCape Winelands.

COUNCIL MEETING: 26 MARCH 2020: ITEM C.14.2

**RESOLVED** (Unanimously, 33 Councillors):

That the donation of redundant laptops to the Provincial Department of Education in the area of the Cape Winelands District Municipality be approved.

(Councillor P.C. Ramokhabi left the meeting at 10:29)

- C.14.3 DRAFT ANNUAL REPORT FOR 2018/2019 OF THE CAPE WINELANDS DISTRICT MUNICIPALITY AND DRAFT OVERSIGHT REPORT FOR THE 2018/2019 FINANCIAL YEAR (3/2/5/5, 5/1/1/13 & 9/1/1)
- R.14.3 KONSEP-JAARVERSLAG VIR 2018/2019 VAN DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT EN KONSEP-OORSIGVERSLAG VIR DIE 2018/2019 FINANSIËLE JAAR (3/2/5/5, 5/1/1/13 & 9/1/1)
- C.14.3 INGXELO YONYAKA EYILWAYO YOWAMA-2018/2019 YOMASIPALA WESITHILI SASECAPE WINELANDS KUNYE NENGXELO YOKONGAMELA EYILWAYO ELUNGISELELWE UNYAKA-MALI WAMA-2018/2019 (3/2/5/5, 5/1/1/13 & 9/1/1)

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#### PURPOSE OF SUBMISSION

That Council considers to approve the draft Annual Report for 2018/2019 of the Cape Winelands District Municipality and the draft Oversight Report for the 2018/2019 financial year.

#### **DOEL VAN VOORLEGGING**

Dat die Raad oorweging daaraan skenk om die konsep-Jaarverslag vir 2018/2019 van die Kaapse Wynland Distriksmunisipaliteit en die konsep-Oorsigverslag vir die 2018/2019 finansiële jaar goed te keur.

#### INJONGO YONGENISO

Yeyokokuba iBhunga licamngce ngokwamkela iNgxelo yoNyaka eyilwayo yowama-2018/2019 yoMasipala wesiThili saseCape Winelands kunye neNgxelo yokoNgamela eyilwayo yonyaka-mali wama-2018/2019.

#### **BACKGROUND**

At Item C.14.1 of 30 January 2020 Council resolved that cognisance be taken of the draft Annual Report 2018/2019.

Annexure "A" is a copy of the Annual Report for 2018/2019, it is written on a CD and included in the pack.

#### COMMENT

In accordance with section 21A of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) read together with section 127(5)(a) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) –

(a) The draft Annual Report for the 2018/2019 financial year was made public in the media for comments and representations;

- (b) The draft Annual Report for the 2018/2019 financial year was also made public on the website of the Cape Winelands District Municipality;
- (c) Hard copies of the draft Annual Report for the 2018/2019 financial year were also made available at the various offices of the Cape Winelands District Municipality for viewing and comment.

Comments received from the Auditor-General South Africa and the Western Cape Provincial Treasury were considered and amendments were made. No inputs from the public were received by the due date.

#### **IMPLICATIONS**

#### **PERSONNEL**

None.

Comment prepared by: Ms. G.C.N. Gilbert

#### **FINANCIAL**

None.

Comment prepared by: Ms. F.A. du Raan-Groenewald

#### **LEGAL**

In terms of section 121(2) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) the purpose of the annual report is-

- (a) to provide a record of the activities of the municipality or entity during the financial year to which the report relates;
- (b) to provide a report on performance in service delivery and budget implementation for the financial year; and
- (c) to promote accountability to the local community for the decisions made throughout the year by the municipality or municipal entity.

Annual reports must be aligned with the planning documents and municipal budget for the year reported on. This means that the IDP, Budget, SDBIP, In-year reports, annual performance report and annual report should have similar and consistent information to facilitate understanding and to enable the linkage between plans and actual performance.

Annual reports are the key reporting instruments for municipalities to report against the performance targets and budgets outlined in their strategic plans. Annual reports are therefore required to contain information on service delivery and outcomes, in addition to financial statements. It is a backward-looking document, focusing on performance in the financial year that has just ended and it must demonstrate how the budget was implemented and the results of service delivery operations for that financial year.

The annual report of municipalities is governed by Chapter 12 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003). In terms of section 127(2) of the said Act, the mayor of a municipality must, within seven (7) months after the end of the financial year, table the annual report of the municipality in the municipal council.

Section 127(3)(a) and (b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates that if the mayor, for whatever reason, is unable to table in the council the annual report of the municipality, the mayor must promptly submit to the council a written explanation setting out the reasons for the delay, together with any components of the report that are ready and submit to council the outstanding report or the outstanding components of the annual report as soon as possible.

The table below is a short summary of the Chapter 12 process:

ACTION	DEADLINE
The Mayor must within 7 months after the end of the	
financial year table the draft Annual Report in	31 January 2020
Council.	
The Accounting Officer must publish the draft	Immediately after tabling
Annual Report.	minediately after tability
The Accounting Officer must invite submissions.	Immediately after tabling
The Accounting Officer must submit the draft Annual	
Report to the Auditor General, Provincial Treasury	Immediately after tabling
and the Provincial Department of Local Government.	
Council must deal with the draft Annual Report	
within 9 months after the end of the financial year.	31 March 2020
Part of this process includes the drafting of an	31 Watch 2020
oversight report.	

In terms of section 121(3) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) the Annual Report must include-

(a) the annual financial statements of the municipality, and in addition, if section 122(2) applies, consolidated annual financial statements, as submitted to the Auditor-General for audit in terms of section 126(1);

- (b) the Auditor-General's audit report in terms of section 126(3) on those financial statements;
- (c) the annual performance report of the municipality prepared in terms of section 46 of the Municipal Systems Act;
- (d) the Auditor-General's audit report in terms of section 45(b) of the Municipal Systems Act;
- (e) an assessment by the municipality's accounting officer of any arrears on municipal taxes and service charges;
- (f) an assessment by the municipality's accounting officer of the municipality's performance against the measurable performance objectives referred to in section 17(3)(b) for revenue collection from each revenue source and for each vote in the approved budget for the year;
- (g) particulars of any corrective action taken or to be taken in response to issues raised in the audit reports referred to in paragraphs (b) and (d);
- (h) any explanations that may be necessary to clarify issues in connection with the financial statements;
- (i) any information as determined by the municipality;
- (j) any recommendations of the municipality's Audit Committee; and
- (k) any other information as may be prescribed.

The Oversight Report on the Annual Report is the final major step in the annual reporting process of a municipality. In terms of section 129(1) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) the council of a municipality must consider the annual report of the municipality and by no later than two months from the date on which the annual report was tabled in the council in terms of section 127, adopt an oversight report containing the council's comments on the annual report, which must include a statement whether council:

- (a) has approved the annual report, with or without reservations;
- (b) has rejected the annual report; or
- (c) has referred the annual report back for revision of those components that can be revised.

According to MMFA Circular 32 dated 15 March 2006, the Oversight Report is thus clearly distinguished from the Annual Report. The Annual Report is submitted to Council by the Accounting Officer and the Mayor and is part of the process for discharging accountability by the executive and administration for their performance in achieving the goals set by Council.

It furthermore states that the Oversight Report is a report of Council and follows consideration and consultation on the Annual Report by Council itself. Thus, the full accountability cycle is completed and the separation of powers is preserved to promote effective governance and accountability.

In terms of section 130(1) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) the meetings of a municipal council at which an annual report is to be discussed or at which decisions concerning an annual report are to be taken, must be open to the public and any organs of state.

Comment prepared by: Ms. W.M. Neethling

#### RECOMMENDATION BY MUNICIPAL MANAGER:

That the members of the Municipal Public Accounts Committee (MPAC) consider to recommend to Council to -

- (a) Take cognisance of -
  - (i) The report on the draft Annual Report for 2018/2019 by the Chairperson of the Audit Committee as contained in the draft Annual Report;
  - (ii) The report of the Auditor-General on the financial statements of the Cape Winelands District Municipality for the year ended 30 June 2019 as contained in the draft Annual Report;
- (b) Approve -
  - (i) The draft Annual Report for 2018/2019 of the Cape Winelands District Municipality, attached as Annexure "A" to the agenda item;
  - (ii) The draft Oversight Report for the 2018/2019 financial year.

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:**

Dat die lede van die Munisipale Komitee oor Openbare Rekeninge (MKOOR) oorweging daaraan skenk om by die Raad aan te beveel om –

- (a) Kennis te neem van -
  - (i) Die verslag oor die konsep-Jaarverslag vir 2018/2019 deur die Voorsitter van die Ouditkomitee soos vervat in die konsep-Jaarverslag;
  - (ii) Die verslag van die Ouditeur-Generaal oor die finansiële state van die Kaapse Wynland Distriksmunisipaliteit vir die jaar geëindig 30 Junie 2019 soos vervat in die konsep-Jaarverslag;

- (b) Die volgende goed te keur -
  - (i) Die konsep-Jaarverslag vir 2018/2019 van die Kaapse Wynland Distriksmunisipaliteit, ingesluit onder aparte omslag as Bylae "A" by die agenda-item;
  - (ii) Die konsep-Oorsigverslag vir die 2018/2019 finansiële jaar.

#### INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba amalungu eKomiti kaMasipala yee-Akhawunti zikaRhulumente acamngce ngokundulula kwiBhunga okokuba -

- (a) Lithabathele inggalelo -
  - (i) Yokokuba iNgxelo yoNyaka eyilwayo yowama-2018/2019 eyenziwe nguSihlalo njengoko kuqulathwe kwiNgxelo yoNyaka eyilwayo;
  - (ii) Ingxelo yoMphicothi-zincwadi Jikelele ngeengxelo zemali zoMasipala wesiThili saseCape Winelands ezilungiselelwe unyaka ophela ngomhla wama-30 kuJuni 2019 njengoko kuqulathiwe kwiNgxelo yoNyaka eyilwayo;
- (b) Lamkele -
  - (i) INgxelo yoNyaka eyilwayo yowama-2018/2019 yoMasipala wesiThili saseCape Winelands, njengoko incanyatheliswe njengeSihlomelo "A" kumba we-ajenda;
  - (ii) INgxelo yokoNgamela eyilwayo yonyaka-mali wama-2018/2019.

# RECOMMENDATION BY MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC): 17 MARCH 2020: ITEM MPAC.6.1

#### **RESOLVED:**

That it be recommended to Council to -

- (a) Take cognisance of -
  - (i) The report on the draft Annual Report for 2018/2019 by the Chairperson of the Audit Committee as contained in the draft Annual Report;
  - (ii) The report of the Auditor-General on the financial statements of the Cape Winelands District Municipality for the year ended 30 June 2019 as contained in the draft Annual Report;

- (b) Approve without reservation -
  - The draft Annual Report for 2018/2019 of the Cape Winelands District Municipality, included under separate cover as Annexure "A" to the agenda item;
  - (ii) The draft Oversight Report for the 2018/2019 financial year.

# AANBEVELING DEUR MUNISIPALE KOMITEE OOR OPENBARE REKENINGE (MKOOR): 17 MAART 2020: ITEM MKOOR.6.1

Dat dit by die Raad aanbeveel word dat -

- (a) Kennis geneem word van -
  - (i) Die verslag oor die konsep-Jaarverslag vir 2018/2019 deur die Voorsitter van die Ouditkomitee soos vervat in die konsep-Jaarverslag;
  - (ii) Die verslag van die Ouditeur-Generaal oor die finansiële state van die Kaapse Wynland Distriksmunisipaliteit vir die jaar geëindig 30 Junie 2019 soos vervat in die konsep-Jaarverslag;
- (b) Die volgende goedgekeur word sonder voorbehoud:
  - (i) Die konsep-Jaarverslag vir 2018/2019 van die Kaapse Wynland Distriksmunisipaliteit, ingesluit onder aparte omslag as Bylae "A" by die agenda-item;
  - (ii) Die konsep-Oorsigverslag vir die 2018/2019 finansiële jaar.

#### INGCEBISO EYENZIWA YIKOMITI KAMASIPALA YEE-AKHAWUNTI ZIKARHULUMENTE (MPAC): UMHLA WAMA-17 KUMATSHI 2020: ITEM MPAC.6.1

#### **KUGQITYWE:**

Okokuba kundululwe kwiBhunga okokuba -

- (a) Lithabathele ingqalelo -
  - (i) Ingxelo engeNgxelo yoNyaka eyilwayo yowama-2018/2019 eyenziwe nguSihlalo weKomiti yoPhicotho-zincwadi njengoko kuqulathwe kwiNgxelo yoNyaka eyilwayo;
  - (ii) Ingxelo yoMphicothi-zincwadi Jikelele ngeengxelo zemali zoMasipala wesiThili saseCape Winelands ezilungiselelwe unyaka ophela ngomhla wama-30 kuJuni 2019 njengoko kuqulathiwe kwiNgxelo yoNyaka eyilwayo;

- (b) Lamkele -
  - (i) INgxelo yoNyaka eyilwayo yowama-2018/2019 yoMasipala wesiThili saseCape Winelands, njengoko ibandakanywe phantsi kwephepha elilodwa njengeSihlomelo "A" kumba we-ajenda;
  - (ii) INgxelo yokoNgamela eyilwayo elungiselelwe unyaka-mali wama-2018/2019.

COUNCIL MEETING: 26 MARCH 2020: ITEM C.14.3

**RESOLVED** (Unanimously, 32 Councillors): That -

- (a) Cognisance be taken of -
  - (i) The report on the draft Annual Report for 2018/2019 by the Chairperson of the Audit Committee as contained in the draft Annual Report;
  - (ii) The report of the Auditor-General on the financial statements of the Cape Winelands District Municipality for the year ended 30 June 2019 as contained in the draft Annual Report;
- (b) The draft Annual Report for 2018/2019 of the Cape Winelands District Municipality, included under separate cover as Annexure "A" to the agenda item as well as the draft Oversight Report for the 2018/2019 financial year, be approved and adopted without reservation.

C.14.4 COVID-19: COUNCIL IN RECESS (2/B & 4/8/2)

R.14.4 COVID-19: RAAD IN RESES (2/B &4/8/2)

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#### **PURPOSE OF SUBMISSION**

That Council consider to go into recess for the national lockdown period from midnight Thursday, 26 March 2020 until midnight Thursday, 16 April 2020 in order to minimize the risk of COVID-19 infection among members and officials in the Council; subject thereto that the recess period be extended should the President announces an extension of the current lockdown period.

#### **DOEL VAN VOORLEGGING**

Dat die Raad oorweging daaraan skenk om in reses te gaan vir die nasionale "lockdown" tydperk vanaf middernag Donderdag, 26 Maart 2020 tot middernag Donderdag, 16 April 2020 ten einde die risiko van COVID-19 infeksies onder lede en amptenare van die Raad te minimaliseer; onderworde daaraan dat die reses periode verleng word indien die President 'n verlenging van die huidige "lockdown" tydperk afkondig.

#### **BACKGROUND**

On 23 March 2020 the Honourable President CM Ramaphosa announced that a national lockdown would be implemented for 21 days from midnight on Thursday, 26 March 2020 until midnight Thursday, 16 April 2020 in response to the growing threat of the COVID-19 outbreak.

This follows the declaration of a national state of disaster by the President on 15 March 2020, which included several regulations on, inter alia, public gatherings and the formation of the National Command Council to monitor the implementation of these measures to contain the corona virus.

The National Assembly has officially wrapped up the parliamentary programme until further notice due to the COVID-19 outbreak. The la st sitting was on Wednesday 18 March 2020.

All leaders on National Level agree that the COVID-19 outbreak poses a grave and real threat to the lives, livelihoods and prosperity of our people and have accept their collective and individual duty as leaders to provide guidance and direction to our people, to demonstrate the greatest of care and responsibility in our pronouncements and actions, and to mobilise all South Africans behind this effort.

#### COMMENT

Physical contact between people should be limited and for this purpose alternative methods should be implemented to ensure service delivery but limit or stop gatherings of people and meetings.

It is therefore suggested that all Council and Committee meetings be stopped until further notice. The same rules can apply as during the recess period of Council.

#### **IMPLICATIONS**

#### **PERSONNEL**

None.

Comment prepared by: Ms. G.C.N. Gilbert

#### **FINANCIAL**

Councillors will be paid in terms of the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, as published in the Government Gazette.

Comment prepared by: Ms. F.A. du Raan-Groenewald

#### **LEGAL**

Section 160(1)(a) of the Constitution of the Republic of South Africa, 1996, stipulates that a Municipal Council makes decisions concerning the exercise of all the power and the performance of all the functions of the municipality.

Comment prepared by: Ms. W.M. Neethling

#### RECOMMENDATION BY MUNICIPAL MANAGER:

That Council consider to grant approval that –

(a) Council go into recess for the national lockdown period from midnight Thursday, 26 March 2020 until midnight Thursday, 16 April 2020 in order to minimize the risk of COVID-19 infection among members and officials in the Council; subject thereto that the recess period be extended should the President announces an extension of the current lockdown period;

(b) Delegated authority be granted to the Executive Mayor in consultation with the Municipal Manager to deal with all urgent matters that may arise during the lockdown period.

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:**

Dat die Raad goedkeuring verleen dat-

- (a) Die Raad in reses gaan vir die nasionale "lockdown" tydperk vanaf middernag Donderdag, 26 Maart 2020 tot middernag Donderdag, 16 April 2020 ten einde die risiko van COVID-19 infeksies onder lede en amptenare van die Raad te minimaliseer; onderworde daaraan dat die reses periode verleng word indien die President 'n verlenging van die huidige "lockdown" tydperk afkondig;
- (b) Gedelegeerde bevoegdheid verleen word aan die Uitvoerende Burgemeester in konsultasie met die Munisipale Bestuurder om alle dringende aangeleenthede te hanteer wat gedurende die "lockdown" tydperk mag ontstaan.

COUNCIL MEETING: 26 MARCH 2020: ITEM C.14.4

(Councillor W. Vrolick left the meeting at 10:47)

(Councillor E.S.C. Matjan left the meeting at 10:48)

**RESOLVED** (Unanimously, 30 Councillors): That approval be granted that -

- (a) Council go into recess for the national lockdown period from midnight Thursday, 26 March 2020 until midnight Thursday, 16 April 2020 in order to minimize the risk of COVID-19 infection among members and officials in the Council; subject thereto that the recess period be extended should the President announces an extension of the current lockdown period;
- (b) Delegated authority be granted to the Executive Mayor in consultation with the Municipal Manager to deal with all urgent matters that may arise during the lockdown period.

#### C.15 MATTERS FOR NOTIFICATION

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- C.15.1 MONTHLY PROGRESS REPORT ON MUNICIPAL MINIMUM COMPETENCY LEVELS: FEBRUARY 2020 (4/12/5, 1/1/1 & 3/2/5/13)
- R.15.1 MAANDELIKSE VORDERINGSVERSLAG OOR MUNISIPALE MINIMUM BEVOEGDHEIDSVLAKKE: FEBRUARIE 2020 (4/12/5, 1/1/1 & 3/2/5/13)
- C.15.1 INGXELO KAMASIPALA YENKQUBELA PHAMBILI YAMANQANABA APHANTSI OBUCHULE: uFEBHUWARI 2020 (4/12/5, 1/1/1 & 3/2/5/13)

#### PURPOSE OF SUBMISSION

That Council take cognisance of the monthly Municipal Minimum Competency Levels Progress Report for February 2020.

#### **DOEL VAN VOORLEGGING**

Dat die Raad kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020.

#### INJONGO YONGENISO

Yeyokokuba iBhunga lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanana aPhantsi oBuchule umhla ku-uFebhuwari 2020.

#### **BACKGROUND**

The Municipal Regulations on Minimum Competency Levels were first issued on 15 June 2007. This required municipalities and municipal entities to achieve full compliance by 1 January 2013. The Regulations required officials holding key positions and those that are responsible for financial management to comply with the prescribed minimum competencies relevant to their positions.

In April 2012 the National Treasury issued MFMA Circular 60 aimed at assisting municipalities who were experiencing difficulties in complying with the legislation for officials already in the employ of the municipality. In accordance with the Circular, municipalities could apply to the National Treasury to consider a delay in enforcement of certain provisions of the regulations as a "Special Merit Case".

On 14 March 2014 the National Treasury issued a MFMA Exemption Notice to delay the enforceability of the Regulations. This Exemption Notice lapsed on 30 September 2015.

After consultation with key stakeholders and correspondence received from municipalities regarding the challenges faced in attracting and retaining key skills as a result of the prescribed minimum competency level requirements, a decision was taken to further exempt municipalities and municipal entities from the application of Regulations 15 and 18 of the Municipal Regulations on Minimum Competency Levels for a period of 18 months from 3 February 2017.

#### COMMENT

On 3 February 2017, MFMA Exemption Notice 40593 was issued in terms of section 177(1)(b) of the MFMA relating to exemption from compliance with Regulations 15 and 18 of the Municipal Regulations on Minimum Competency levels (attached as Annexure "A").

Paragraphs 2.5 and 2.6 of the MFMA Exemption Notice stipulate as follows:

- 2.5 A municipality must -
  - (a) Submit a report to the National Treasury on the implementation of the conditions referred to in paragraph 2.1(a), in respect of the municipality and each of its entities in such format and on such dates as the National Treasury determines; and
  - (b) On a monthly basis, submit to the National Treasury and the relevant Provincial Treasury a report with details of –
    - (i) Employment contracts of officials appointed by virtue of this Notice:
    - (ii) Registration with accredited training providers; and
    - (ii) Progress made in attaining the minimum competency levels.
- 2.6 The report envisaged in paragraph 2.5(b) must be tabled at each municipal council meeting to enable the council to
  - (a) Enforce the Regulations and this Notice; and
  - (b) Institute corrective action as may be required.

In terms of compliance with the Municipal Regulations on Minimum Competency Levels of officials at the Cape Winelands District Municipality, they are grouped as follows:

#### **Municipal Manager:**

1 x official complies with the prescribed Unit Standards

#### **Chief Financial Officer:**

1 x official complies with the prescribed Unit Standards

#### Senior Managers:

• 2 x officials comply with the prescribed Unit Standards

#### **Supply Chain Management Head:**

• 1 x official complies with the prescribed Unit Standards

**Supply Chain Management Manager -** "supply chain management manager", in relation to a municipality or municipal entity, means an official of the municipality or entity involved in the implementation of the supply chain management policy of the municipality or entity and who is directly accountable to the head of the supply chain management unit of the municipality or entity.

1 x official complies with the prescribed Unit Standards

Financial Officials at Middle Management Level - "middle management level" means a management level associated with persons in middle management positions for supervising staff, and includes- (a) an official directly accountable to a manager in the senior management level; or (b) a person that occupied a position in a management level, outside the local government sphere.

- 19 x officials comply with the prescribed Unit Standards
- 3 x new appointees complied by April 2019

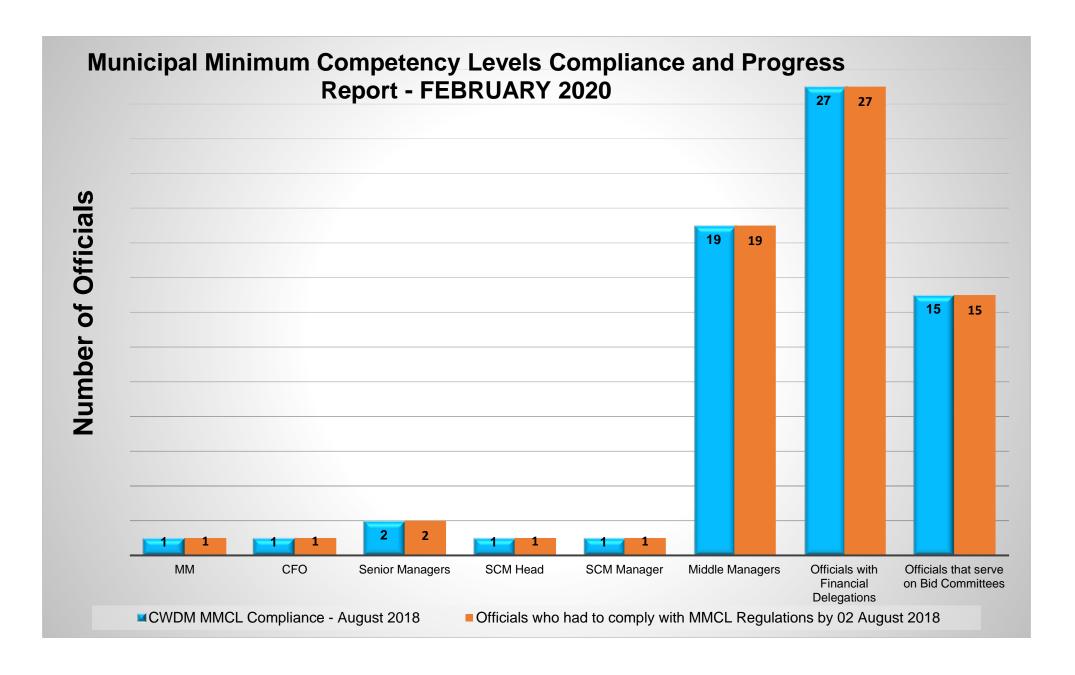
# Officials involved in Implementation of Supply Chain Management Policy: Officials with Financial Delegations

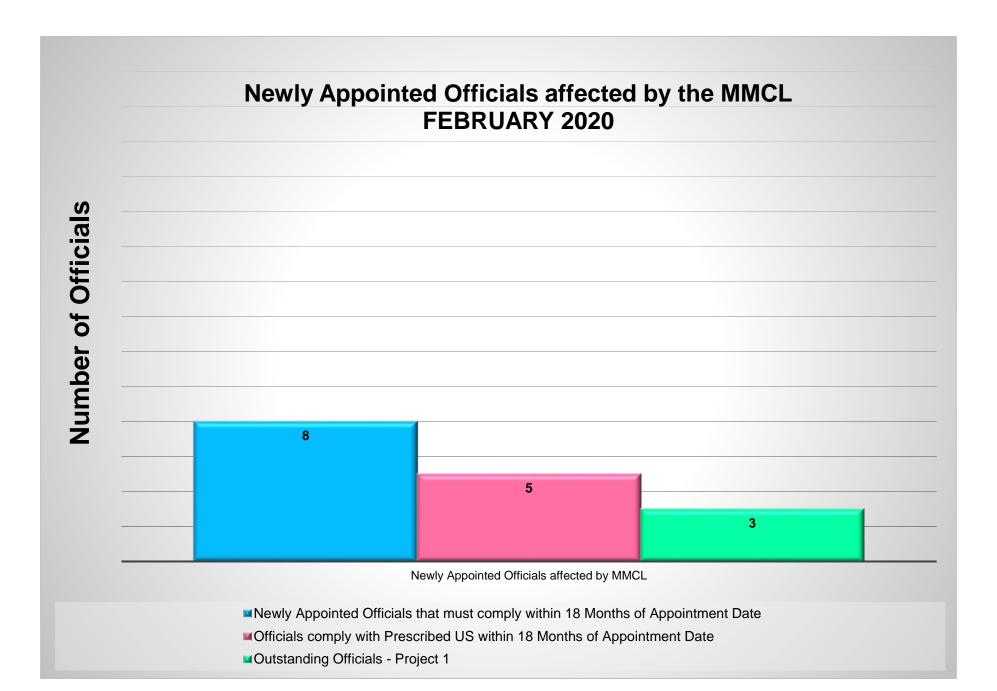
- 27 x officials comply with the prescribed Unit Standards
- 1 x new appointee to comply by August 2019 Complied by March 2019
- 1 x new appointee to comply by November 2020

# Officials involved in Implementation of Supply Chain Management Policy: Officials serving on Supply Chain Management Bid Committees

- 15 x officials comply with the prescribed Unit Standards
- 1 x new appointee complied by March 2019
- 2 x new appointees to comply by August 2020

50 Council Meeting 26 March 2020





In order to effectively address the above situation, the Cape Winelands District Municipality embarked on a formal tender process to ensure the procurement of an accredited Municipal Finance Management Programme (MFMP) service provider. In March 2016 Kgolo Institute was appointed on a three-year contract as the preferred service provider for the CWDM's Municipal Finance Management Programme. The Municipal Finance Management Programme were implemented via three intakes over the three-year contract period.

**Intake 1** consisted of a combination of CWDM officials, those affected by the MFMA Regulations on Minimum Competency Levels, as well as those middle and junior management officials not affected by the MFMA Regulations on Minimum Competency Levels. Intake 1 concluded in January 2017.

**Intake 2** commenced on 19 June 2017 and consisted of officials affected by the MFMA Regulations on Minimum Competency Levels, who have not participated in the previous Municipal Finance Management Programmes (MFMP). Intake 2 concluded in April 2018 and ensured that these officials were in full compliance with the prescribed competency levels on 02 August 2018, as stipulated in the MFMA Exemption Notice 40593.

**Intake 3** commenced in July 2018 and consisted of outstanding middle and junior managers within the Cape Winelands District Municipality who are *not affected* by the Minimum Competency Levels. New appointees (Management Officials appointed after 3 February 2017 in terms of the MFMA Exemption Notice 40593) affected by the MMCL also formed part of Intake 3. Intake 3 concluded in April 2019.

Receipts of Statement of Results are administered by the LGSETA. Currently, the LGSETA has huge backlogs in terms of providing municipalities with these results. A number of affected CWDM officials have completed several Unit Standards and are currently awaiting their Statement of Results. However, until such time that the CWDM receive these Statement of Results issued by the LGSETA, it cannot be reflected in this report.

New Appointees - As from January 2019 (Not part of Intake 3) - All new employees appointed after 1 January 2019 affected by the MFMA Exemption Notice 40593, will embark on a Municipal Finance Management Programme in order to ensure full compliance to the MMCL Regulations. On 25 October 2019 the CWDM appointed Stellenbosch University (School of Public Leadership) as the new MFMP service provider. Affected officials will commence with the MFMP no later than February 2020.

#### **IMPLICATIONS**

#### **PERSONNEL**

The Exemption Notice is applicable to existing officials who are in the employ of municipalities and municipal entities and new appointments. With regard to officials who were already in the employment of municipalities and municipal entities prior to 3 February 2017, these officials were given until 2 August 2018 to complete the outstanding prescribed Unit Standards to ensure full compliance with the Regulation.

To give effect to Exemption Notice 40593, all affected officials already in the employ of the Cape Winelands District Municipality involved in the implementation of the Supply Chain Management policy of the Municipality who must meet the prescribed financial management competency levels, signed Memorandums of Agreement which, inter alia, stipulated the consequences to officials should they refuse to either complete their outstanding Unit Standards and/or refuse to participate in the Municipal Finance Management Programme (MFMP).

Newly appointed officials (those appointed after 3 February 2017) affected by the Municipal Minimum Competency Levels, are also required to sign Memorandums of Agreement stipulating the consequences to officials should they refuse to partake in the MFMP and complete the relevant Unit Standards, within the prescribed 18 months of their appointment dates.

Comment prepared by: Ms. G.C.N. Gilbert

#### **FINANCIAL**

Sufficient provision have been made in the 2019/2020 financial year for MMCL training of newly appointed employees.

Comment prepared by: Ms. F.A. du Raan-Groenewald

#### **LEGAL**

Section 119(1) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA) stipulates that the accounting officer and all other officials of a municipality or a municipal entity involved in the implementation of the supply chain management policy of the municipality must meet the prescribed financial management competency levels, whilst section 119(2) stipulates that a municipality and a municipal entity must for the purposes of subsection 119(1) provide resources or opportunities for the training of officials referred to in that subsection to meet the prescribed competency levels.

In terms of regulation 13 of the Municipal Regulations on Minimum Competency Levels, 2007 the municipal manager of a municipality and the chief executive officer of a municipal entity must ensure that competencies of all financial officials and supply chain management officials are assessed in order to identify and address gaps in competency levels of those officials.

In terms of regulation 14(1) of the Municipal Regulations on Minimum Competency Levels, 2007 the municipal manager of a municipality and the chief executive officer of a municipal entity must monitor, and take any necessary steps to ensure compliance with the prescribed minimum competency levels for Financial officials and supply chain management officials within the time frames set out in regulation 15.

Comment prepared by: Ms. W.M. Neethling

#### **RECOMMENDATION BY MUNICIPAL MANAGER:** That –

- (a) The Executive Mayor and Mayoral Committee take cognisance of the monthly Municipal Minimum Competency Levels Progress Report for February 2020;
- (b) The Executive Mayor together with the Mayoral Committee consider to recommend to Council to take cognisance of the monthly Municipal Minimum Competency Levels Progress Report for February 2020.

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:** Dat –

- (a) Die Uitvoerende Burgemeester en Burgemeesterskomitee kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020;
- (b) Die Uitvoerende Burgemeester saam met die Burgemeesterskomitee oorweging daaraan skenk om by die Raad aan te beveel om kennis te neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020.

#### INGCEBISO EVELA KUMLAWULI KAMASIPALA: Yeyokokuba –

- (a) USodolophu wesiGqeba kunye neKomiti kaSodolophu bathabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule alungiselelwe ku-uFebhuwari 2020;
- (b) USodolophu wesiGqeba kunye neKomiti kaSodolophu bacamngce ngokundulula kwiBhunga okokuba lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule alungiselelwe ku-uFebhuwari 2020.

MAYORAL COMMITTEE: 10 MARCH 2020: ITEM MC.8.2.1

**RESOLVED:** That -

- (a) Cognisance be taken of the monthly Municipal Minimum Competency Levels Progress Report for February 2020;
- (b) It be recommended to Council to take cognisance of the monthly Municipal Minimum Competency Levels Progress Report for February 2020.

#### **BURGEMEESTERSKOMITEE: 10 MARCH 2020: ITEM BK.8.2.1**

BESLUIT: Dat -

- (a) Kennis geneem word van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020;
- (b) Dit by die Raad aanbeveel word om kennis te neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020.

# IKOMITI KASODOLOPHU: UMHLA WAMA-10 KUMATSHI 2020: UMBA MC.8.2.1

KUGQITYWE: Okokuba -

- (a) Ingqalelo ithatyathelwe iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule alungiselelwe ku-uFebhuwari 2020:
- (b) Kundululwe kwiBhunga okokuba lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule alungiselelwe ku-uFebhuwari 2020.

#### **RECOMMENDATION BY MAYORAL COMMITTEE:**

That Council take cognisance of the monthly Municipal Minimum Competency Levels Progress Report for February 2020.

#### **AANBEVELING DEUR BURGEMEESTERSKOMITEE:**

Dat die Raad kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke vir Februarie 2020.

#### INGCEBISO EYENZIWA YIKOMITI KASODOLOPHU:

Okokuba iBhunga lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule alungiselelwe ku-uFebhuwari 2020.

**COUNCIL MEETING: 26 MARCH 2020: ITEM C.15.1** 

# **RESOLVED:**

That cognisance be taken of the monthly Municipal Minimum Competency Levels Progress Report for February 2020.

C.15.2	STATUS OF THE WATER RESOURCES REPORT	(17/4/5)
R.15.2	VERSLAG OOR DIE STATUS VAN WATERHULPBRONNE	(17/4/5)
C.15.2	INQANABA LENGXELO YEZIBONELELO	(17/4/5)

#### **PURPOSE OF SUBMISSION**

The Council take cognisance of the status of the water resources report in the area of jurisdiction of the Cape Winelands District Municipality.

#### **DOEL VAN VOORLEGGING**

Dat die Raad kennis neem van die verslag oor die status van waterhulpbronne in die regsgebied van die Kaapse Wynland Distriksmunisipaliteit.

#### INJONGO YONGENISO

IBhunga lithabathele ingqalelo inqanaba lengxelo yezibonelelo zamanzi aphantsi kolawulo loMasipala wesiThili saseCape Winelands.

#### **BACKGROUND**

Attached as Annexure "A" is a copy of the status of the water resources report in the area of jurisdiction of the Cape Winelands District Municipality.

#### RECOMMENDATION BY MUNICIPAL MANAGER:

The Council take cognisance of the status of the water resources report in the area of jurisdiction of the Cape Winelands District Municipality.

#### **AANBEVELING DEUR MUNISIPALE BESTUURDER:**

Dat die Raad kennis neem van die verslag oor die status van waterhulpbronne in die regsgebied van die Kaapse Wynland Distriksmunisipaliteit.

#### INGCEBISO EVELA KUMLAWULI KAMASIPALA OBAMBELEYO:

IBhunga lithabathele ingqalelo inqanaba lengxelo yezibonelelo zamanzi aphantsi kolawulo loMasipala wesiThili saseCape Winelands.

COUNCIL MEETING: 26 MARCH 2020: ITEM C.15.2

#### **RESOLVED:**

The cognisance be taken of the report on the status of water resources in the area of jurisdiction of the Cape Winelands District Municipality, attached as Annexure "A" to the agenda item.

# C.16 CONCLUSION

The agenda was concluded at 10:57.

CONFIRMED ON THIS DAY OF 2020.

SPE

**AKER** 

KS/iw

# **CAPE WINELANDS DISTRICT MUNICIPALITY**

# **COUNCIL MEETING**

# THURSDAY, 26 MARCH 2020 AT 09:22

# MINUTES

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C.6	STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR	
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# KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT RAADSVERGADERING

# **DONDERDAG, 26 MAART 2020 OM 09:22**

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# UMASIPALA WESITHILI SASECAPE WINELANDS INTLANGANISO YEBHUNGA

# NGOLWESINE, UMHLA WAMA-26 KUMATSHI 2020 NGENTSIMBI YE-09:22

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2.

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