

MINUTES OF A MEETING OF THE SPATIAL PLANNING AND ENVIRONMENT PORTFOLIO COMMITTEE HELD VIA THE CITY'S VIRTUAL PLATFORM (SKYPE) ON THURSDAY, 4 JUNE 2020 AT 10:00

PRESENT:

COMMITTEE MEMBERS

DEMOCRATIC ALLIANCE (DA)

Alderman E P Andrews (Chairperson)
Councillor F Raymond (Deputy Chairperson)
Councillor C Groenewoud
Councillor J McCarthy (Solomon)
Councillor R M Quintas
Councillor Y M Plaatjie
Councillor P Helfrich
Councillor E N Brunette
Councillor M A Cassiem

AFRICAN NATIONAL CONGRESS (ANC)

Councillor A Gabuza
Councillor NV Mbombo
Councillor T Mpengezi
Councillor S G Ngxumza

COPE

Councillor M F Cassim

ECONOMIC FREEDOM FIGHTERS (EFF)

None

AFRICAN CHRISTIAN DEMOCRATIC PARTY (ACDP)

Councillor G Haskin

COUNCILLORS ABSENT WITH APOLOGY

Councillor S Nqabeni-Moloto

COUNCILLORS ABSENT

Councillor S Yalezo

MAYCO MEMBER

Ald M Nieuwoudt

OFFICIALS

O Asmal	-	Executive Director: Spatial Planning and Environment
C Basson	-	SPE: OPM
F Cumming	-	Director: Urban Catalytic Investment
N Damon	-	Executive Committee Services
S Dlamini	-	Legal Advisor
E Naude	-	Director: Urban Planning and Design
M Scharffenorth	-	Manager: STS Admin Support
L von Molendorff	-	Executive Committee Services
K Wiseman	-	Manager: Environmental Management Systems
J Gerber	-	Section Head: Planning and Building Development Management
S Nursoo	-	Manager: Project Management Office
C Rudman	-	Departmental Support Services Manager (IKM)
C Walters	-	Director: Development Management
H Naude	-	Director: Urban Planning and Design
K Nassiep	-	Executive Director: Energy & Climate Change
M Fillies	-	Manager: Business Planning & Implementation Monitoring
B Mtati	-	Senior Legal Advisor
E Daniels	-	Manager: Finance (SPE)

SPE 01/06/20 OPENING / PRAYER

Ald Andrews duly opened the meeting and welcomed everyone present.

SPE 02/06/20 APOLOGIES / LEAVE OF ABSENCE

MEMBERS OF THE PORTFOLIO COMMITTEE:

The committee noted leave of absence approved by the Chief Whip of Council on behalf of the following councillor(s):

Cllr S Nqabeni-Moloto

OFFICIALS:

The committee noted apologies from the officials listed below:

Mr. F Cumming will be leaving the meeting at 12:00.

Mr O Asmal will be leaving the meeting at 13:00.

SPE 03/06/20 CHAIRPERSON'S REPORT

The Chairperson, Ald Andrews expressed a word of appreciation to all committee members and officials in responding positively to COVID-19 in performing their duties. He elaborated that we find ourselves in a new normal and that it is important to adapt and be conscious of any new opportunities that may present itself. Also noting that every crisis presents new opportunities waiting to be observed, considered and implemented.

Ald Andrews further made mention of the repairs to coastal infrastructure at Strand beach and Big Bay and inter alia advised that relevant derelict structures have been removed.

NOTED

SPE 04/06/20 MINUTES OF THE SPATIAL PLANNING AND ENVIRONMENT PORTFOLIO COMMITTEE MEETING HELD ON 5 MARCH 2020

RESOLVED that the minutes of the Spatial Planning and Environment Portfolio Committee held on 5 March 2020 be confirmed, subject to confirmation of leave of absence from Cllr Ngxumza.

SPE 05/06/20 MATTERS EMANATING FROM PREVIOUS MINUTES

Page 9 of Minutes dated 5 March 2020

Cllr Cassim advised that he has received a reply from the Mayor to his query in respect of rodent infestation and commented that it appears from the reply that City Health Services is doing its bit, but Solid Waste is failing in that regard. He suggested that the Spatial Planning and Environment Directorate also become involved and assist in removing the serious problem of rodent infestation in the city.

Page 15 of Minutes dated 5 March 2020, ITEM SPE 08/03/20

Cllr F Raymond requested that the items listed below that emanates from discussions held in terms of item SPE08/03/20 on the previous agenda be included on the list of Matters Receiving Attention.

- **Environment Advisory Board Reports**

It was noted that the respective advisory board reports have been omitted from the report whereupon the chairperson requested that it be included in the next report to the committee.

- **Marine and Environmental Law Enforcement Unit**

- It was clarified that the Marine and Environmental Law Enforcement Unit is mapped to the Safety and Security Directorate as they deal with by-law enforcement. The training and focus area of officers within the unit will remain with Spatial Planning and Environment.
- The portfolio committee requested that enforcement statistics for the Spatial Planning and Environment Directorate be included in future quarterly reports to the committee.

ACTION: K WISEMAN; O ASMAL

SPE 06/06/20

MATTERS RECEIVING ATTENTION

1. 2ND ENVIRONMENTAL AND HERITAGE MANAGEMENT (SITE VISIT)

Site visit to Alexander Road, Maitland and the house opposite the Portuguese Club in Brooklyn (9 Donegal Street, Rugby).

The Chairperson, Ald Andrews requested that it be established if site visits can go ahead, considering current COVID-19 regulations.

RESOLVED that it be established if site visits can proceed, considering current COVID-19 regulations.

ACTION: M BELL; L GERRANS; K WISEMAN; M SCHARFFENORTH

2. SPATIAL PLANNING AND ENVIRONMENT: ANNUAL OVERSIGHT WORK PLAN

Ald Andrews elaborated on progress with finalisation of the Annual Oversight Work Plan and on the impact of COVID-19 regulations on completion thereof.

RESOLVED that it be noted that the template for the Annual Oversight Work Plan has been finalised and is in the process of being populated.

ACTION: M SCHARFFENORTH; ALD E ANDREWS

3. COUNCILLOR TRAINING SESSION ON DEVELOPMENT APPLICATION MANAGEMENT SYSTEM (DAMS)

RESOLVED that the Spatial Planning and Environment Portfolio committee members receive virtual training on 12 June 2020 for the Development Application Management System (DAMS).

ACTION: C WALTERS; P TERBLANCHE; M CROUS

4. SITE VISIT: TWO RIVERS LOCAL SPATIAL DEVELOPMENT FRAMEWORK

Site visit previously arranged for 17 July 2020 to look at the aspects included in the framework area and that all stakeholders be invited to the site visit.

The Chairperson, Ald Andrews requested that it be established if site visits can proceed at this stage, considering current COVID-19 regulations.

RESOLVED that it be established if site visits can proceed, considering current COVID-19 regulations.

ACTION: E NAUDE

5. SITE VISIT: PHILIPPI OPPORTUNITY AREA REGENERATION STRATEGY

Site visit previously arranged for 14 August 2020 relating to the Philippi Opportunity Area Regeneration Strategy.

RESOLVED that it be established if site visits can proceed at this stage, considering current COVID-19 regulations.

ACTION: G BRAND; F CUMMING

6. PRESENTATION BY ENERGY DEPARTMENT ON TRANSITIONING INTO THE NEW OPPORTUNITIES DERIVED FROM ALLOWING OTHER ENTRANTS INTO THE SUPPLY MARKET

For the minute refer to item no. SPE 08/06/20

SPE 07/06/20 PRESENTATION: PROJECT MANAGEMENT OFFICE (PMO)

Ms. S Nursoo, Manager: Project Management Office gave a presentation on behalf of the Project Management Office of which an updated presentation has been circulated to all committee members.

Ms. Nursoo provided clarity on items/concerns listed below:

- Resilience and Adaptability of the process
- Lack of adaptability
- Clarification of acronyms
- Evaluation and review processes after completion of projects
- Capacity Building
- Clarification on Investment Committees
- Clarification on analytical tools
- P3M3 Accreditation
- Stakeholder engagement
- P3M3 Agility

- Accountability through documentation
- Benefits and Risks
- Implementation of the Methodology across the board
- Vandalism of city assets
- Community buy-in

It was noted that Cllr Cassim had forwarded a list of questions relating to the presentation prior to the meeting. The chairperson proposed that the questions be responded to in writing and be attached to these minutes. (Attached hereto as **Annexure A.**)

RESOLVED that the contents of the presentation by the Project Management Office (PMO) be noted, with comments/concerns.

ACTION: S NURSOO

SPE 08/06/20 TRANSITIONING INTO THE NEW OPPORTUNITIES DERIVED FROM ALLOWING OTHER ENTRANTS INTO THE SUPPLY MARKET

Mr. K Nassiep, Executive Director: Energy & Climate Change, gave a presentation on transitioning into the new opportunities derived from allowing other entrants into the supply market and responded to questions for clarification on items listed below:

- Innovative financing of small embedded generators
- Consideration of waste to energy with high temperature - high pressure bio-digesters
- Conversion of the old Athlone Power Station
- Resilience and protection of the environment
- Support for electrical motor vehicles
- Lack of electricity in informal settlements
- Portable solar systems for possible use in informal settlements
- Role of National Treasury
- Interdepartmental disputes
- Feasibility studies
- Release from Mayor's Office to be followed up on

RESOLVED that the contents of the presentation into the new opportunities derived from allowing other entrants into the supply market be noted, with comments.

ACTION: K NASSIEP

SPE 09/06/20 REQUEST TO MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS & DEVELOPMENT PLANNING TO REQUEST CONCURRENCE FOR ENVIRONMENTAL MANAGEMENT FRAMEWORKS FROM THE NATIONAL MINISTER OF ENVIRONMENT, FORESTRY & FISHERIES

Mr K Wiseman introduced the report and responded to questions for clarification. Committee Members engaged in indepth discussion on the content whereupon the recommendation as set out below was unanimously supported by the Spatial Planning and Environment Portfolio Committee.

RECOMMENDED that

- (i) the Spatial Planning & Environment Portfolio Committee recommend to the Executive Mayor, together with the Mayoral Committee, that they submit to Council, for approval, the request to the Minister of Local Government, Environmental Affairs & Development Planning to request concurrence from the National Minister of Environment, Forestry & Fisheries for the initiation of Environmental Management Frameworks to form part of the City of Cape Town District Spatial Development Frameworks.
- (ii) the Executive Mayor, together with the Mayoral Committee submit to Council, for approval, the request to the Minister of Local Government, Environmental Affairs & Development Planning to request concurrence from the National Minister of Environment, Forestry & Fisheries for the initiation of Environmental Management Frameworks to form part of the City of Cape Town District Spatial Development Frameworks.
- (iii) Council approve the submitting of the request to the Minister of Local Government, Environmental Affairs & Development Planning to request concurrence from the National Minister of Environment, Forestry & Fisheries for the initiation of Environmental Management Frameworks to form part of the City of Cape Town District Spatial Development Frameworks.
- (iv) Council authorize the Executive Mayor to sign, on behalf of the City, the request to the Minister of Local Government, Environmental Affairs & Development Planning to request concurrence from the National Minister of Environment, Forestry & Fisheries for the initiation of Environmental Management Frameworks to form part of the City of Cape Town District Spatial Development Frameworks.

ACTION: J BODENSTEIN; K WISEMAN

SPE 10/06/20 2019/20 THIRD QUARTER'S PROGRESS REPORT ON CORPORATE PERFORMANCE

RECOMMENDED that the impact and performance of the 2019/20 third quarter's progress report in relation to its functional area be noted and submitted to the Executive Mayor together with the Mayoral Committee for submission to Council.

ACTION: M ABASS

SPE 11//06/20 SPATIAL PLANNING AND ENVIRONMENT DEPARTMENTAL SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS (SDBIPS) FOR 2020/2021

The committee members noted the comments below in response to questions for clarity.

- Opportunity will be provided for engagement on the Witzands Aquifer Plan towards end 2020.
- A Memorandum of Agreement is in place with the Safety and Security Directorate in terms of the Environmental Law Enforcement Unit.
- Environmental Education is addressed in the directorate's business plan.
- There might be a need to review and prioritise Urban Catalytic Investment projects. The portfolio committee requested that this item be included on the list of Matters Receiving Attention with an update to be provided at the next meeting.
- The Philippi Horticultural Area is protected for horticultural use only through provision of detailed developmental guidelines and proposals which have been initiated already and have been included in the business plan. Further to note that the overlay zone proposal for the horticultural area will be pursued.
- Alignment of timeframes in terms of the review of the Municipal Spatial Development Framework is reviewed every 5 years in terms of legislation and is aligned to the IDP. The Spatial Development Frameworks has a longer life span applicable. Attempts are being made to have this aligned.

RECOMMENDED that the Spatial Planning and Environment Portfolio recommend the contents of the Departmental Service Delivery and Budget Implementation Plans (SDBIPs) for 2020/2021, to the Executive Mayor together with the Mayoral Committee.

FURTHER RESOLVED that the Spatial Planning and Environment Portfolio committee receive an update on the review and prioritisation of urban catalytic investment projects.

ACTION:C BASSON; E NAUDE; K WISEMAN

SPE 12/06/20 SPATIAL PLANNING AND ENVIRONMENT: DIRECTORATE SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) FOR 2020/2021

This item was discussed and points of clarity addressed.

The portfolio committee, in terms of business plans and consolidation of data requested a presentation to see how the directorate is operating as a unit utilizing available data and processes to ensure effective services delivery. It was agreed that this item would be dealt with during the portfolio committee workshop scheduled for 10 July 2020.

RECOMMENDED that the Portfolio Committee recommend the contents of the directorate's SDBIP for 2020/21 to the Executive Mayor together with the Mayoral Committee.

FURTHER RESOLVED that the Spatial Planning and Environment portfolio committee, in terms of business plans and consolidation of data, receive a presentation on how the directorate is operating as a unit utilizing available data and processes to ensure effective services delivery. It was agreed that this item be dealt with during the portfolio committee workshop scheduled for 10 July 2020.

ACTION: C BASSON; O ASMAL, M SCHARFFENORTH

SPE 13/06/20 SPATIAL PLANNING AND ENVIRONMENT: 19/20 THIRD QUARTER'S PROGRESS REPORT ON THE DIRECTORATE AND DEPARTMENTS' PERFORMANCE

The portfolio committee in general raised concern in respect of the delay in filling of crucial vacancies and the impact that COVID-19 is having on the directorate. The chairperson requested that the portfolio committee receive a formal report/presentation on the status of vacancies during the workshop scheduled for 10 July 2020.

RECOMMENDED that the Executive Mayor together with the Mayoral Committee evaluate and review the 2019/20 third quarter's progress report and submit the report to Council for noting;

FURTHER RESOLVED that the Spatial Planning and Environment Portfolio committee receive a formal report/presentation on the status of vacancies and the impact of COVID-19 on the directorate.

ACTION: C BASSON; L KROESE; O ASMAL

VOLUME 2

SPE 14/06/20 SPATIAL PLANNING AND ENVIRONMENT (SPE): FINANCIAL DASHBOARD REPORT

Officials provided clarity in respect of the concerns raised by committee members as listed hereunder:

- Delays with the CTICC basement parking project;
- How would the Auditor General respond when the budget is not spent within time?
- Can a department be penalised when all budget has not been spent before applying for new budget?
- Challenges in terms of the procurement of computers
- How is rolled-over funding dealt with in terms of the adjustments budget?
- Clarity on other materials and generalized expenses;
- Clarity on the impact of roll-overs on project implementation.

It was noted that given the unprecedented event of COVID-19, the business of the directorate was impaired negatively in terms of delivering in its capital budget and financial performance.

It was further pointed out that the information in the report reflects the financial performance of the Spatial Planning and Environment Directorate for the period ending 31 March 2020 (Third quarters report for the 2019/20 financial year) and do not necessarily reflect the current status of projects. The committee received updated financial information via email.

RESOLVED that the Spatial Planning and Environment (SPE) Financial Dashboard Report be noted, with comments.

ACTION: E DANIELS

The meeting closed at 13:50.

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CHAIRPERSON

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DATE: