16 SUB 05/02/2020

SUBCOUNCIL 16 – MATTERS RECEIVING ATTENTION REPORT

Agenda Item No:	**16SUB 66/08/13**	**1**	**APPOINTMENT OF OUTSIDE CONTRACTOR TO MANAGE GREENMARKET SQUARE** **Zolile Siswana**
Author:	Zolile Siswana		
How Resolved:	Consensus		
Meeting Date:	2013/08/19		
Outstanding:			
Directorate	Urban Management		

17/02/20: Email from Mr Zolile Siswana on 12/2/20: The report is being finalised for submission to IPAC and we are engaging Supply Chain Management to clarify some key aspects of the proposed contract.

20/01/20: Email dated 14/01/20: The competitive bidding process is complete and we are preparing a report to IPAC and then to Council

18/11/19: Email from Zolile Siswana d/d 12/11/19: "The second advert has gone out and the closing date for submissions is the 01 December 2019. We will then have to have assess submission and prepare a report to Council via IPAC".
21/10/19: Email from Zolile Siswana d/d 11/10/19: An advert has been placed outlining our intention to have the area managed by outside contractor and requesting comments from the public. A second advert focusing on competitive bidding will be placed stating our intention to appoint the Cape Town Central Improvement District (CCID) as the external manager of the site and requesting alternative proposals. After assessments of the of the proposal a report will be submitted to Council for approval.

16/8/19: Email on 30/7/19: We are now following the MTRA process to contract a management agent of the space. The re-valuation of St George's mall and Green Market Square has been completed. The next steps are:

1. **August:** An advertisement will be placed on local newspapers and public displays calling for objections and alternative proposals (Advert prepared)
2. **August**: Inform national Treasury and provincial treasury of our intentions to contract an outside body to manage the space (letters prepared)
3. **August: September**: Submit a report to Council to get an I principle approval to proceed and contract
4. **October**: Finalise agreement with agent and submit to Council for final approval

Agenda Item No:	**16SUB 40/10/2017**	**2**	**MOTION OF EXINGENCY: FOR THE INSTALLATION OF STREET LIGHTS IN DESIRED AREAS HOUT BAY** **Shaun Kemp**
Author:	Cllr Roberto Quintas		
How Resolved:	Consensus		
Meeting Date:	2017/10/16		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/01/20: Email on 9/01/20 from Christo Steyn: The memo that Shaun referred to has been through a few revisions and Shaun has been in contact with affected Hout Bay councillors a number of aspects. Although the status quo is thus much the same as reported earlier by Shaun, it's not as if nothing has happened. I plan to finalise the memo within the next two weeks. It then still has to be approved and signed by our director. **Resolved that all electrification items for Hout Bay be consolidated in one item.**

18/11/19: Remains outstanding.
21/10/19: Email from Mr Shaun Kemp on 8/10/19: As discussed with the Cllr, lighting in Hout Bay will commence again in the 20/21 FY and continue into the subsequent years.

16/09/19: A meeting with ward Cllr is scheduled for Friday 13/09/19.
16/8/19: Email dated 31/7/19: MOTION OF EXINGENCY: FOR THE INSTALLATION OF STREET LIGHTS IN DESIRED AREAS HOUT BAY
Phases 1 & 2 have been completed. Phase 3 & 4 will be discussed with Ward Cllr and SC manager in due course.
19/06/19: Email from Shaun Kemp: The currently project that is underway in Penzance, Hout Bay will be completed by the end of June.

Any further lighting installations in the Hout Bay area are being re-investigated. I will be in contact with Marius in due course to clarify.

Agenda Item No:	**16SUB 06/05/2018**	**3**	**C13.84076-F2 CITY DEPOT CBD-NEW – RESTORATION OF JAZZ WORKSHOP BUILDING** **Pedro Brandt**
Author:	Pedro Brandt		
How Resolved:	Consensus		
Meeting Date:	2018/05/21		
Outstanding:			
Directorate	ENERGY		

20/01/20: Email from Andre Broodryk on 9/01/20: Currently we have an active purchase order with Indawo. Pedro did a Deviation Report of under R 200,000.00, this report only needs to be signed by the Director SCM.I will follow up with our finance department regarding report. Once we have the report we can change the purchase order amount.
18/11/19: Email from Pedro d/d 12/11/19: There is no current plan for the space that is available to be used.
21/10/19: Email from Pedro d/d 10/10/19: Report is with SCM as it is less than R200 000. SCM wanted some clarity on the report. On the 25/10/19 meeting with SCM to discuss the said report.
16/09/19: It seems as if the report does not have to go to BAC, but only to the Director: SCM.

Agenda Item No:	**16SUB 41/1/2019**	**4**	**MOTION OF EXIGENCY: CITY OF CAPE TOWN TO INITIATE URGENT REPAIRS TO ADDERLEY STREET FOUNTAIN**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/01/19		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/01/20: Email from Ms Buerger d/d 07/01/20:

Short term, reinstatement of the fountain.

The waterproofing has been completed. We are testing the ponding capabilities with non-potable water.
Once we are sure it is ponding, we will introduce some fountain elements.
EPWP and cleaning contractor continuously cleaning the precinct, and I believe the Fountain Hotel is also assisting with this relentless task.
CCID continue to assist with rough-sleeping challenges.

Medium Term

For the medium term, I am happy to report that we have commenced with some cross-directorate discussions, to set the stage for further interaction.
A meeting has been set for the 14th of February to take the initial debate forward.
R200,000 available for professional services for three concept designs in this FinYear 2019/20.
There is a potential professional services tender to design elements of the concept design ideas toward for three concept designs in 2020/21.

Longer Term

Construction to commence in the 2021/22/23 years

Launch and Unveiling

01/07/2023

Agenda Item No:	**16SUB 78/8/19**	**5**	**MOTION OF EXIGENCY: "RE-IMAGINING HOUT BAY HARBOUR"**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/08/16		
Outstanding:			
Directorate	AREA-BASED SERVICE DELIVERY		

20/1/20: On the 19/11/20 a meeting to place with relevant stakeholders. Cllr Quintas will further engaged with Cllr Purchase. Remains outstanding.
18/11/19: A meeting was scheduled with relevant role players. This item remains outstanding.

21/10/19: A meeting will be scheduled with the relevant role players to discuss the way forward.

UNANIMOUSLY RESOLVED that Subcouncil 16 request that the Executive Directorate for Economic Development to partner with WESGRO and the Provincial Government, the National Department of Public Works and most and fundamentally importantly, the Harbour Community in Re-Imagining Hout Bay's Harbour as the 'Hout Bay Marina Development' a partnership and co-operative between community, government and business that could potentially create a landscape for inclusive economic opportunity, ownership and job creating growth.

Agenda Item No:	**16SUB 51/9/19**	**6**	**MOTION OF EXIGENCY: MOTION OF EXCIGENCY: REQUEST FOR REVIEW OF ALL NON-MOTORISED TRANSPORT LANES IN SUBCOUNCIL 16**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/09/16		
Outstanding:			
Directorate	Urban Management		

20/01/20: Remains outstanding.
18/11/19: Messrs. Elias Tukushe and Theuns Kok gave an in-depth presentation: Remains outstanding. See item 16 SUB 6/11/2019.
21/10/19: Email from Elias Tukushe d/d 15/10/19: That a presentation be presented on the next S/C full meeting of 18th November, by Mr. Tukushe's office.
16/09/19: This motion was tabled by Ward Councillor Dave Bryant and seconded by Councillor Matthew Kempthorne.
Councillor Bryant read the motion:
UNANIMOUSLY RESOLVED that:

1. That this motion be delivered to the executive director and Mayco member for transport for urgent consideration
2. That Subcouncil 16 initiate the process to establish an NMT working group
3. That the presentation as requested be given to the Subcouncil at its next full meeting.

Agenda Item No:	**16SUB 54/11/19**	**7**	**MOTION OF EXIGENCY: REQUEST FOR INTERIM URBAN MANAGEMENT PLAN FOR HELEN SUZMAN BOULEVARD AND SURROUNDS**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/10/18		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/01/20: Reponse to motion from Social Development Department, on agenda, see item 16 SUB 41/2/2020.

18/11/19: Councilor Bryant reported that an operation took place last week and continuous clean-up operations will continue.

18/11/19: On the 6/11/19, Cllr Bryant had meeting with relevant agencies.

21/10/19: The motion was proposed by Councillor Dave Bryant and seconded by Councillor Brandon Golding. See Addendum H.

Sub-council 16 notes:

1.1 That there are serious challenges relating to the current overall maintenance of the Green Point area along Helen Suzman Boulevard, particularly near to the MyCiti stop, the A-track Parking area and the traffic circle underpass.

1.2 That despite constant service requests, on-site meetings and other attempted Interventions by the ward councillor the challenges relating to dumping, littering, vandalism, graffiti and rough sleeping remain.

1.3 That the challenges in dealing with the above are exacerbated by the lack of a coordinated management plan or a CID (Special Rating Area) being in place and the surrounding areas already having such measures.

1.4 That residents, business owners and members of the public are being negatively impacted by the lack of a coordinated management plan.

1.5 That notwithstanding the desire and plans to establish a CID for the area, this will not be in place for at least another year.

Subcouncil 16 believes:

2.1 That provision must be made for additional WPWP cleaning as soon as possible, sourcing labour from the local Subcouncil and that this continue until at least end of the financial year (June 2020).

2.2 That social development and law enforcement must urgently develop a coordinated and comprehensive operational plan to address both the social challenges and the ongoing by-law offences in this space and that this be implemented as soon as possible.

2.3 That repairs to all broken infrastructure, including fencing be must addressed immediately and with urgency

Subcouncil 16 resolves:

3.1 That this motion be delivered to the executive directors for Water and Waste, Safety and Security, and Community Services and Health for urgent feedback.

3.2 That the Subcouncil chairperson and ward councillor set up an urgent meeting with relevant agencies to discuss the feedback upon receipt.

3.3 That feedback be given to Subcouncil 16 as to the way forward at the next full meeting".

UNANIMOUSLY RESOLVED that:

a) the Executive Directors for Water and Waste, M Webster, Safety and Security, Richard Bosman and Community Services and Health, Ernest Sass provide urgent feedback in respect of this motion.

b) That the Subcouncil chairperson and ward councillor set up an urgent meeting with relevant agencies to discuss the feedback upon receipt.

c) That feedback be given to Subcouncil 16 as to the way forward at the next full meeting

Agenda Item No:	**16SUB 55/10/19**	**8**	**MOTION OF EXIGENCY: REQUEST FOR REDESIGN AND ROLLOUT OF UNIFORM TRADING STALLS FOR CAPE TOWN CBD**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/10/18		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/1/20: Remains outstanding.

18/11/19: Mr. Hanief Tiseker briefed the meeting. See addendum A. Councilor Kempthorne requested that Subcouncil 16 be included in future discussions.

On 1/11/19, Area Director, Luzuko Mdunyelwa had a meeting with Economic Development Department, Hanief Tiseker to discuss the way forward. Hanief will briefed the Subcouncil.

21/10/19: The motion was proposed by Councillor Dave Bryant and seconded by Councillor Matthew Kempthorne. See Addendum I.

Subcouncil 16 notes:

1.1 That the Cape Town CBD has a high number of historic street traders, many of whom trade from allocated bays on pavements.
1.2 That a high number of these trading stands are in bad condition and present significant challenges for traders in getting them set up and packed away.
1.3 That many of these trading stands are messy and that this impacts the overall look and feel of trading areas and can negatively impact trade.
1.4 That traders have challenges transporting trading stands before and after trading hours.
1.5 That numerous studies have been undertaken in the past to look into the redesign of informal trading stands.
1.6 That the City manages the majority of these traders via the E-permitting system which aims to empower and give greater agency to individual traders.

Subcouncil 16 believes:

2.1 That a uniform design for trading stands in the Cape Town CBD be drafted as soon as possible using the available research and development already undertaken by the City and its partners.
2.2 That the proposed new design be circulated to the traders and the local Subcouncil for input.
2.3 That funding be sourced from the next available budget cycle in order to fund the procurement of the new stands.
2.4 That should the rollout prove successful, it be replicated in the Cape Town Metro.

Subcouncil 16 resolves:

3.1 That this motion be delivered to the Executive Directors for Urban Management and Economic Development and Tourism for urgent feedback.
3.2 That the Subcouncil Chairperson and ward councillor set up an urgent meeting with relevant agencies to discuss the feedback upon receipt.
3.3 That feedback be given to Subcouncil 16 as to the way forward at the next full meeting.

UNANIMOUSY RESOLVED that:

a) Executive Directors for Urban Management, Philemon Mashoko, Economic Development and Tourism, Kelcy Le Keur provide urgent feedback in respect of the motion.
b) the Subcouncil Chairperson and ward councillor set up an urgent meeting with relevant agencies to discuss the feedback upon receipt.
c) Feedback be given to Subcouncil 16 as to the way forward at the next full meeting.

Agenda Item No:	**16SUB 57/10/19**	**9**	**MOTION OF EXIGENCY: REQUEST FOR AUXILIARY LAW ENFORCEMENT OFFICER**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	2019/10/18		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/01/20: Email from EDs Office on 16/01/20: The status remains the same, as the new financial year comes into effect in July 2020. **Resolved** that the motion be forwarded to the Safety Portfolio Committee.

18/11/19: Email from ED Office d/d 13/11/19: Please be advised that the ED has noted the motion and has undertaken to ensure its implementation in the new financial year, should funding become available.

21/10/19: The motion was proposed by Councillor Matthew Kempthorne and seconded by Councillor Dave Bryant. See Addendum K.

Noting that:

- Subcouncil 16 has identified problem buildings as a major concern.
- Funding was secured through the MURP program for the financial year 2019/2020 for an Auxiliary Law Enforcement Officer to exclusively deal with these issues.
- The constraints in training of ALEO
- The short period that this would then be implemented, means that the funding will now be redirected.

Subcouncil 16 resolves

- That the Executive Director of Safety and Security through MURP funding allocates 1 Auxiliary Law Enforcement Officer to Subcouncil 16 for the financial year 2020/2021
- The ALEO to exclusively deal with the backlog of all Problem Buildings in particularly ward 115 but also the other wards of the Subcouncil.

UNANIMOUSLY RESOLVED that:

a) Executive Director, Safety and Security, Richard Bosman allocate 1 Auxiliary Law Enforcement Officer to Subcouncil 16 for the financial year 2020/2021,

b) the Auxiliary Law Enforcement Officer deal with the backlog of Problem Buildings in particularly ward 115 but also the other wards of Subcouncil 16.

Agenda Item No:	**16SUB 46/11/19**	**10**	**MOTION OF EXIGENCY: TO PROVIDE INCREASED RESTROOM OPERATION TIMES IN THE ATLANTIC SEABOARD**
Author:	Cllr Nicola Jowell		
How Resolved:	Consensus		
Meeting Date:	219/11/21		
Outstanding:			
Directorate	URBAN MANAGEMENT		

17/02/20: On the 12/02/20, Cllrs Jowell and Kempthorn had a meeting with Recreation & Sports officials. The way forward; costing to be done as follows; (i) restroom must have an attendant, (ii)extended hours from 6pm – 9pm, (iii) consider only restrooms in Mouille Point, Milton Beach and Camps Bay.
20/1/20: A meeting will be is scheduled with the Councillors.
18/11/19: This Motion was submitted to Mr Vincent Botto: Director recreation and Parks

UNANIMOUSLY RESOLVED that:

1. Restroom facility opening times be extended across the Atlantic Sea Board to

   a 06:00-22:00 for October – April

   b 06:00-20:00 for May to September

2. This Motion of Exigency be forwarded to Mr Vincent Botto: Director: Recreation and Parks

Agenda Item No:	**16SUB 47/11/19**	**11**	**MOTION OF EXICENGY: ADDITIONAL LAW ENFORECMENT CAPACITY IN TERMS OR MEMBERS DEPLOYED AND OPERATIONAL HOURS**
Author:	Cllr Nicola Jowell		
How Resolved:	Consensus		
Meeting Date:	2020/11/21		
Outstanding:			
Directorate	URBAN MANAGEMENT		

17/02/20: Email from ED's office: I have discussed this request / motion with ED Bosman and he has advised that the Safety and Security Directorate is not in a position to assist with these requests due to budget constraints and has further indicated that should funding become new financial year, it will be reconsidered.

20/1/20: Awaiting response: Remains outstanding.
UNANIMOUSLY RESOLVED that

1. That additional law enforcement members are urgently deployed to both Sea Point and Camps Bay stations to boost the day time shift numbers
2. That bikes be provided to members to patrol the Promenades
3. That 24-hour office be established in Sea Point. In the interim that hours of Law Enforcement are extended to give coverage until at last 22:00

4 That this Motion of Exigency be forwarded to Mr Richard Bosman: Executive Director: Safety and security.

Agenda Item No:	**16SUB 42/12/19**	**12**	**MOTION OF EXIGENCY: REQUEST FOR PROGRESS ON HERITAGE PROTECTION OVERLAY ZONES**
Author:	Dave Bryant		
How Resolved:	Consensus		
Meeting Date:	219/12/06		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/1/20: Report on the agenda: Mr. Nigel Titus briefed the meeting regarding protection overlay zones in Subcouncil 16. See item: 16SUB 7/1/2020 Remains outstanding.
This Motion was tabled and proposed by Councillor Matthew Kempthorne and seconded by Councillor Patrick Chapple: See Addendum C.

Councillor Kempthorne read the motion:

UNANIMOUSLY RESOLVED that:

- That the Executive Director of environment and Spatial Planning furnish Sub council 16 a progress report on the HPOZ for Rosebank and Vredehoek.
- That the planning commences to implement these zones.
- That the district plans take into account the future HPOZ's

That the planning department takes into account the future HPOZ's when making decisions on planning application

Agenda Item No:	**16SUB 43/12/19**	**13**	**MOTION OF EXIGENCY: REQUEST FOR THE IMPLEMENTATION OF KERBSIDE COLLECTION OF SORTED RECYCLE WASTE IN WARD 77 AND THE CAPE TOWN CENTRAL BUSINESS DISTRICT**
Author:	Brandon Golding		
How Resolved:	Consensus		
Meeting Date:	2020/12/06		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/1/20: Remains outstanding.

06/12/2019: This Motion was tabled and proposed by Councillor Brandon Golding and seconded by Councillor Dave Bryant. See Addendum D

Councillor Golding read the motion:

"Sub Council 16 notes:

1.1 That the IDP aims to expands of kerbside recycling collection as part of the City's 'Think Twice' programme.

1.2 That a key provision of the Draft Integrated Waste Management Policy is to encourage separation at source for residential areas.

Sub Council 16 believes:

2.1 That the resident of Ward 77 would separate waste at source.

2.2 That Solid Waste Management must develop a plan to implement kerbside collection in Ward 77 and the Cape Town Central Business District.

Sub Council 16 resolves:

3.1 That this motion be delivered to the Executive Director of Water Waste.

3.2 That the Sub Council Chairperson and ward councillor set up an urgent meeting with the relevant agencies to discuss the way forward.

3.3 That feedback be given to Sub Council 16 as to the way forward at the next full Meeting".

Agenda Item No:	**16SUB 47/1/20**	**14**	**MOTION OF EXIGENCY: REQUEST FOR THE CONSTRUCTION AND IMPLEMENTATION OF THE "HIGH CAPE DEVELOPMENT UNDERPASS", OR ALTERNATE APPROPRIATE TRAFFIC CALMING MEASURES IN TERMS OF, AND IN ACCORDANCE WITH THE HIGH CAPE 2 REZONING APPROVAL CONDITIONS REFERENCE NUMBER 4025-1991**
Author:	Cllr Sumaya Taliep		
How Resolved:	Consensus		
Meeting Date:	2020/1/20		
Outstanding:			
Directorate	URBAN MANAGEMENT		

20/01/20: This motion was tabled and proposed by Councillor Sumaya Taliep and seconded by Councillor Brandon Golding.

Councillor Taliep read the motion:

"Acting in terms of section 59 of the Systems Act, Council delegated the powers, functions and duties to Subcouncil 16, including the power to subdelegate any of their delegated powers, functions and duties to members of the municipal staff only in terms of section 17 of the Cape Town Sub-council By-law 2003:

1. To assess the performance of service delivery generally within their area of jurisdiction (outcomes monitoring).
2. To request reports from the line functionaries on activities to be executed in the Sub-council area.
3. To recommend appropriate comments on National and Provincial draft legislation, regulations, policy frameworks, that affects the Sub-council.

NOTING THAT:

1) The Sub-council has an obligation to request reports relating to works or projects affecting, and to be executed in the Sub-council area.

2) Vehicular traffic access and exit points at the corner of Barham & Phillip Kgosana Drive, and Jutland and Phillp Kgosana are dangerous and described as death traps. During peak hour vehicular traffic quadruples and access and exit onto Phillip Kgosana Drive is hazardous and dangerous.

3) Motor vehicle accidents appear to be on the increase at both intersections.

4) A legally binding agreement was entered into between the City of Cape Town and Condev the property developer for the proportionate funding of the design and construction of the road link (underpass) to District 6, **PRIOR TO THE IMPLEMENTATION OF PHASE 3** of the High Cape development, Phase 3 was built and the road link (De Waal Drive Underpass) was never constructed, contrary to the zoning conditions imposed.

5) The R5M bank guarantee contribution by Condev towards the costs of the construction of the underpass was not utilized, as the underpass was not built.

6) The City Bowl Ratepayers Association have, over several years escalated the issue to the City Manager, Mayor, Minister of Local Government & Planning and Minister of Finance to take the necessary steps to proceed with the construction of the underpass.

7) The City Legal advisor at the time confirmed the City's obligations.

NOW THEREFORE THE SUB-COUNCIL RESOLVES AS FOLLOWS:

1) The Sub-council is mindful of its legal obligations in terms of the zoning conditions imposed on the approval of the High Cape 2 Development.

2) That a consolidated report from the relevant line department is drafted and tabled on the Sub-council 16 agenda for its meeting in March 2020;

   (i) On all traffic planning, impact studies, recommendations and projects relating to the implementation of the underpass, and or alternate traffic calming solutions that alleviates the traffic congestion, improves public and motorist safety and security, on the corner of Barnham & Phillip Kgosana Drive & Jutland & Phillip Kgosana Drive

   (ii) On the status of the bank guarantees of R5M retained by the City for it to execute its legal obligation".

After discussion, the motion was amended and decision was made as follows;
UNANIMOUSLY RESOLVED that:

a) The Sub-council is mindful of its legal obligations in terms of the zoning conditions imposed on the approval of the High Cape 2 Development in Devil's Peak in the mid 1990's.

b) That a consolidated report from the Executive Director, relevant line department is drafted and tabled on the Sub-council 16 agenda for its meeting in March 2020 as follows;

(i) On all traffic planning, impact studies, recommendations and projects relating to the implementation of the underpass, and or alternate traffic calming solutions that alleviates the traffic congestion, improves public and motorist safety and security, on the corner of Crassula & Phillip Kgosana Drive & Barnham & Phillip Kgosana Drive in Devil's Peak;

(ii) On the status of the bank guarantees of R5M retained by the City for it to execute its legal obligation;

(iii) That subject to the report regarding the appropriate traffic calming intervention required to solve the traffic congestion on the Cnr of Crassulla & Phillip Kgosana Drive and Barnham & Phillip Kgosana Drive, the project be costed and placed on the IDP Budget for implementation as soon as possible, with the professional implementation plan and timeframes

ACTION: E SASS / L MULLER