

Subcouncil - Matters Receiving Attention Report

Subcouncil 12

Agenda Item No:	12SUB 18/2/2016	1	OVERVIEW OF FALSE BAY COASTLINE: SUNRISE TO MONWABISI
Author:	Gregg Oelofse		
How Resolved:	Consensus		
Meeting Date:	2016/02/18		
Outstanding:	863		
Directorate:	CORPORATE SERVICES AND COMPLIANCE		
Department:			

Preamble:

The Manager, Mr Mcebisi Johnson Fetu, reported that as per the directive received from the Speaker, all Subcouncil Meetings and Activity Days were postponed to dates after the elections. As a result of this, no Activity Day workshop was arranged for April and the Subcouncil will need to identify a date in June to convene the workshop in order to execute the details outlined in the resolution.

The Chairperson, Cllr Sheval Arendse, recommended that the Activity Day workshop is convened on 12 June 2019.

AGREED

Cllr Eddie Andrews requested that the Subcouncil provide the department with multiple options to consider to ensure that the meeting between the relevant Executive Director's and Subcouncil delegation takes place. He expressed that the meeting needs to be convened as soon as possible as two months were already lost on this item. He emphasises that specific details are essential as the Subcouncil cannot send a broad document to the line department. The recommendations of the item are to be submitted to the line department in order for them to embed these resolutions in their SDBIP's in the ensuing financial year.

Resolution Details:

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
1. That the Manager, Mr Mcebisi Fetu, invite the Executive Director: Spatial Planning and Environment to the Next Activity Day meeting scheduled for 12 June 2019;
1. That a record of decisions taken by the department for the development of the coastline from Big Bay to Hout Bay be presented at the Activity Day alluded to in point 2 above;
1. That blueprints of the nodal points to be developed are presented at the Activity Day alluded to in point 2 above;
1. That the resolutions pertaining to this matter are embedded in the line departments' SDBIP for the new financial year.

Resolution History

Meeting Date

Resolution

2019/03/15

A copy of the presentation conducted by Mr Darryl Colenbrander is filed under the official minute as Annexure A

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
1. That the Manager, Mr Mcebisi Fetu, invite the Executive Director: Spatial Planning and Environment to the Next Activity Day meeting;
1. That a record of decisions taken by the department for the development of the coastline from Big Bay to Hout Bay be presented at the Activity Day alluded to in point 2 above;
1. That blueprints of the nodal points to be developed are presented at the Activity Day alluded to in point 2 above.

2019/02/21

The Manager, Mr Mcebisi Johnson Fetu, reported: That at the January Subcouncil meeting, Cllr Eddie Andrews indicated that he would pursue the matter with the relevant officials. Further to this, the manager indicated that the Head: Coastal Policy Development & Management Programmes: Mr Darryl Colenbrander, requested background information and copies of the minutes relating to the Overview of the Coastline. He requested this to better understand what the overview aims to address and the specifics in terms of the resolution of Subcouncil. The manager confirmed that he submitted the minutes of the first meeting at which the item was discussed, as well as the subsequent MRA comments to date. Cllr Eddie Andrews stated that he briefly perused the Draft Coastal Management report and stated that we must ensure that the document speaks to the economic opportunities at the nodes identified by the Subcouncil. He advised that the document in its current form is a broad outline of economic opportunities available and the desire to enter into an agreement with sister departments and private partners. He requested that the manager obtains a copy of the document to cross reference what they have and ensure that the proposals of Subcouncil is included and requested that a copy of the document is circulated to the councillors. The manager, Mr Mcebisi Johnson Fetu, stated that he sent the documents to Mr Colenbrander via email and Item 12SUB08/11/15 refers. He stated that a formal report will be sent to Subcouncil which can then be scrutinised. Cllr Daniel Christians advised that he has met with Mr Greg Oelofse and Mr Darryl Colenbrander years ago and they are well aware of the Subcouncils request. He expressed his concern that information is being requested by Mr Colenbrander as he formed part of the initial discussions and is wasting time requesting information that was already provided. He requested that the officials are invited to a Subcouncil Meeting or Activity Day to discuss this long outstanding matter. **NOTED RESOLVED** 1. That Subcouncil 12 **NOTES** the comments made on this matter; 2. That the Manager, Mr Mcebisi Fetu, invite Messrs Oelofse and Colenbrander to the Next Activity Day meeting.

2019/01/24

The Manager, Mr Mcebisi Johnson Fetu, reported as follows: This matter is still being undertaken by the Acting Commissioner, Mr Gershwin Fortune. No further updates were received from his office. He further advised that he engaged with the Acting Commissioner to provide progress on this matter and he advised that there is no update to report as yet. The manager will continuously follow up on the matter and report back to Subcouncil. Cllr Eddie Andrews advised that he serves as the Chairperson of the Spatial Planning and Environment Portfolio Committee and confirmed that he met with Mr Fortune who advised that the matter is on their radar and will be attended to. He further stated that he would add it as an agenda item when he meets with the Mayco member to try and expedite the matter. **NOTED RESOLVED** 1. That Subcouncil 12 **NOTES** the comments made on this matter; 2. That the Manager, Mr Mcebisi Fetu, follow up on the matter and provide feedback to Subcouncil.

2019/06/10

Agenda Item No:	12SUB 26/3/2016	2	NEW PROPOSED ATHLETIC TRACK SITES
Author:	Tengo Sokanyile		
How Resolved:	Consensus		
Meeting Date:	2016/03/17		
Outstanding:	843		
Directorate:	COMMUNITY SERVICES		
Department:			

Preamble:

The Manager, Mr Mcebisi Johnson Fetu, reported that the subcouncil delegation met with the Executive Mayor, Mayco Members Twigg and Badroodien and the Director: Recreation and Parks and his team on 23 April 2019. After allowing the Councillors the opportunity to express their concerns with regards to the preferred site for the Athletics Track, it was agreed that the Directorate will relook at the process and provide feedback on the matter in 2 months' time.

Resolution Details:

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
2. That the Recreation and Parks Project Management team under Director Vincent Botto, provide feedback on the item by the end of June 2019 as agreed upon in the meeting outlined above.

Preamble History

Meeting Date	Preamble
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Resolution History

Meeting Date	Resolution
2019/03/15	<p>The Manager, Mr Mcebisi Johnson Fetu, reported that at the February subcouncil meeting, the house agreed that a meeting between the Executive Mayor, Mayco Member and representatives from the Subcouncil needs to be arranged to further engage on the issues surrounding the preferred site identified for the Athletics Track.</p> <p>Cllr Solomon Philander advised that an email request was sent to the office of the Executive Mayor requesting a meeting and they are awaiting confirmation of the Mayor's availability from his office. He enquired whether all councillors will represent the Subcouncil at this engagement or whether the house will elect representatives to attend on behalf of the Subcouncil.</p> <p>Cllr Daniel Christians recommended that all Councillors are invited to attend the meeting in order to fully represent Mitchell's Plain and motivate in terms of what the Subcouncil aims to achieve with the establishment of the Athletics Track.</p> <p>Cllr Solomon Philander requested that it be recorded in the minute that all councillors are invited to attend the Athletics Track Site meeting once the Mayor's availability is confirmed.</p> <p>Cllr Eddie Andrews suggested that the Chairperson's office contact the Mayor's Office to confirm his availability and to make recommendations in terms of the meeting date, perhaps after Caucus or Council when all the councillors are present and at the same venue.</p> <p>The Chairperson, Cllr Sheval Arendse, requested that his EPA contact Ms Geduld at the Mayor's office and requested that a meeting request be sent to all councillors once the meeting date is confirmed.</p> <p>RESOLVED</p> <ol style="list-style-type: none">1. That Subcouncil 12 NOTES the comments made on this matter;2. That the Chairperson's Office engage with the Office of the Executive Mayor to determine a suitable date on which to meet and once confirmed, an electronic appointment is sent to all councillors of Wolfgat Subcouncil 12.
2019/02/21	<p>The Manager, Mr Mcebisi Johnson Fetu, advised that fa report on this item is listed under item 12SUB16/02/19 and Mr Alexander Dykes is in attendance to speak to the report. Mr Alexander Dykes referred to the January Subcouncil meeting at which he requested a delay in tabling the report due to the report needing to be updated with the most recent information. He explained that the report is the same one submitted last year, however an additional point was added based on a directive received from the Executive Mayor and Mayco Member to include looking at the Swartklip Facility as the preferred site to serve the greater Mitchells Plain area. Cllr Daniel Christians reiterated the stance of the Subcouncil in that the house will not deviate from the minuted resolution which recommends JQ Sports Grounds as the preferred site for Mitchell's Plain. He further expressed that JQ was selected as the site for Mitchell's Plain due to its close proximity to the Waste Water Treatment plant meaning that water for the grounds could be accessed from there as well as the fact that JQ is situated in an area central to the surrounding communities of Mitchell's Plain. He stated that the Subcouncil motivated for a track within the boundaries of Subcouncil 12 and the Swartklip facility is situated within Subcouncil 10. He concluded his comment by stating that the money set aside for consultation services can be put to better use by investigating the rehabilitation of the track that is currently on the JQ field. Cllr Solomon Philander commended the department for acknowledging the need for an Athletics facility in the area. He stated that he supports Cllr Christians in terms of the preferred site as resolved by the Subcouncil. He further stated that he requested a copy of the blueprint of the JQ facility in order to work out the costs and determine how best to implement what the subcouncil envisions at the facility. He stated that a feasibility study is not needed, as the erection of an athletics track at the JQ facility is feasible but the facility needs to be upgraded. He concluded his comment by adding that if the Director is unclear as to the request of the Subcouncil, that he be invited to a Subcouncil meeting or Activity Day to discuss the request. Cllr Eddie Andrews commented that he concurs with the comment made by Cllr Philander and stated that the Subcouncil is keen to understand the scope of the project and whether Mr Dykes can inform the house as to why the Swartklip facility was identified as the preferred site as it falls within a different Subcouncil. Mr Alexander Dykes responded that the Manager of PMO and Director had discussions with the Mayco Member regarding the inclusion of the Swartklip Facility. He explained that he is not aware of the reasons behind the preferred site but could request the</p>

information. Cllr Solomon Philander requested that Mr Dykes raise the questions to the Director: Mr Vincent Botto in terms of the scope and scale of this project and the reason as to why the Swartklip facility was recommended as the preferred site. Mr Alexander Dykes commented in terms of the rehabilitation of the grass track and stated that he is aware that the Subcouncil wanted a synthetic track installed which costs in excess of R16 million. He further stated that the development of the facility and the relevant infrastructure could cost approximately R30 million. He advised that he would request that Mr Bradley Burger and the professional services of the recreation Department quantify the request in order for the house to have an idea of the approximate costs involved. He concluded his comment by stating that he would relay the concerns raised by Cllr Christians to Director Botto. Cllr Eddie Andrews recommended that the house resolve to select representation from this committee to represent the Subcouncil at the upcoming discussions surrounding this matter. He enquired in terms of the timeline to finalise the scope of the project and stated that the Subcouncil would need to effect its resolution to obtain the tartan track within the relevant budgetary process. He stated that it may not be possible to access funding if the scope of the project is not available. Mr Alexander Dykes responded that he would have to defer the matter to PMO Manager: Mr Leeroy May. He stated that Mr May would have to appoint a consultant to produce the scope, specifications and costing which will need to be put to tender and according to the report, the tender will only be available in April 2019. He stated that a project of this magnitude would be undertaken by the Directorate team. Cllr Daniel Christians enquired whether it would be possible to meet with Mr May on site at the JQ field to perhaps guide the process in terms of what the Subcouncil envisions for the track as the ideas of the Directorate may not align with the request of the Subcouncil. He requested that the site visit be arranged as soon as possible as to not further delay the process. Cllr Eddie Andrews commented that he does not object to the site visit, however it may not be necessary at this stage. He stated that there needs to be engagement with the Mayor and Mayco member who have conveyed their support for the Swartklip Facility. He stated that the councillors need to engage on a political level to express the position of the Subcouncil. He further referred to the report on Folio 269 Point 2 in which it states " The Recreation and Parks Department has identified the need for a study to be undertaken to assess current athletics facility provision and articulate facility requirements for the future. The outcomes of this study will inform the Department as a decision-support tool." He stated that if he understands this point correctly, it speaks to where the track will be located and if so, this survey has already been done in the form of the Council for Scientific and Industrial Research (CSIR) guide for the provision of social facilities in which it states which areas should be considered for recreational facilities. He stated that this report was referenced when initial discussions were held for the proposed Athletics Track site almost 6 years ago. He explained that during the deliberations, it was stated that there was no need for a track in Mitchells Plain due to having only 2 registered clubs in the area. The Subcouncil's argument is that those outside of Mitchells Plain (in the south) as well as the schools in the area need to be considered and even went as far as suggesting that every school in Mitchells Plain is considered/registered as an athletics club so as to increase the number from 2 to 118. He concluded his comment by stating that if a team is only appointed in March/April to determine the scope, the project will not be submitted to the BSC in time for the next financial year. The Manager, Mr Mcebisi Johnson Fetu commented that at the last subcouncil meeting it was determined that political intervention is needed and should happen concurrently with the administrative process. He stated that the councillors or an elected representative needs to engage with the Mayor and Mayco member in order to acquire the background and main objectives in terms of the preferred site. Mr Alexander Dykes stated that he concurs with the comments made by Cllr Andrews and Mr Fetu and agreed that intervention is required on a higher level as this is where the information came from. Cllr Eddie Andrews enquired as to who would conduct the political engagement. Cllr Solomon Philander recommended that this matter is taken up with the bigger caucus of the City and recommended that the matter is submitted in writing. Cllr Eddie Andrews stated that it will eventually be presented to the Caucus and is of the opinion that the matter needs to be addressed with Cllr Badroodien to convey the views and recommendations of the Subcouncil. Cllr Solomon Philander reiterated that this too can be done at the bigger caucus. 1. That Subcouncil 12 NOTES the comments made on this matter; 2. That the matter is escalated to the Caucus of the City to ascertain why the Swartklip Facility was selected as the preferred site for the construction of an Athletics Track

2017/01/19

The Subcouncil Manager, Mrs Alesia Bosman, informed the HOUSE that Mayco Member, Cllr Eddie Andrews had indicated that he would follow-up on the item because it was a motion which he had submitted. She reported that the motion first read that the consideration for an athletics track should be at the Stephen Reagen Sportsground, after which two other sites were proposed namely the Portland Indoor Sports Centre and the JQ Sportsground. At this juncture Cllr Daniel Christians requested to speak to the item. Cllr Daniel Christians reported that he took the liberty of requesting that Mr Hennie Landman provides him with aerial maps for the JQ Sportsground and requested that the HOUSE viewed the map which displayed the dilapidated track which has been in existence since the early 80's. He mentioned that the track is well situated to service the entire Mitchell's Plain area should it be upgraded. He said that it is unfair that the community of Mitchell's Plain has to take their athletes out of the area to practice track events when the City has such facility which the department has not felt the need to upkeep for several years. Cllr Daniel Christians proposed that the Subcouncil requests that the Sports and Recreation Department rehabilitate the existing athletic track at the JQ Sportsground. He also requested that the pending meeting being arranged by the Mayco member include all Councillors of Subcouncil 12. Cllr Solomon Philander said that he observed that the aerial view of the map showed that there was a track previously and because the land belongs to COCT, it must be ensured that there is a budget to restore the facility. RESOLVED 1. That Subcouncil 12 recommends that the JQ Sportsground be the preferred option for the Athletic Track for Mitchell's Plain; 2. That the Sport and Recreation Department be requested to rehabilitate the track to ensure that the Subcouncil's recommendation is actioned; 3. That the Manager, Subcouncil 12 ensures that all Councillors are included in the discussion around the athletics track.

Agenda Item No:	12SUB 8/5/2017	3	MINUTE OF A MEETING ON THE BUSINESS HIVES, HELD ON 2017-04-06 IN THE CONFERENCE ROOM, LENTEGEUR ADMINISTRATIVE OFFICES, CNR MELKBOS AND MERRYDALE ROADS,LENTEGEUR
Author:	Alesia Valda Bosman		
How Resolved:	Consensus		
Meeting Date:	2017/05/18		
Outstanding:	538		
Directorate:	AREA-BASED SERVICE DELIVERY		
Department:			

Preamble:

The Manager, Mr Mcebisi Johnson Fetu, advised that a progress report on the Hives was received as a Late Item and is listed on the agenda as **Item 12SUB27/05/19**

The Progress Report On the Status, Operations and Regularisation of the Tafelsig Business Hives elicited the following questions and comments:

The Chairperson, Cllr Sheval Arendse, referred to Point 7 Paragraph 5 of the report in which it states that the four tenants operating from the Hives have not paid their monthly rental. He explained that there was never any payment from the tenants and that the official needs to go back into the history of the item as there seems to be some confusion.

Ms Diane Haupt responded that in the initial discussion it was suggested that the Department and tenants enter into a lease agreement. She stated that Property Management advised that it would not be viable to do so and that a monthly rental fee needs to be applied. She explained that the Principal Facility Officer met with the tenants and informed them of the decision to apply the monthly rental. The tenants are however not responsible to pay the arrears.

Ms Diane Haupt explained that Electricity at the Hives is a contentious issue due to tenants being charged business rates and advised that she is in the process of engaging with the Electricity Department to convert the meters to residential. She advised that there are tenants who cannot access Electricity due to outstanding amounts and the department are in the process of addressing this issue. She concluded her comment by stating that the Principal Facility Officer will meet with the tenants on 24 May 2019 to discuss outstanding issues and advise of the rental fee of R186 per month.

The Chairperson, Cllr Sheval Arendse expressed that new tenants should first be sourced before the current tenants are advised of the new rate and that a lease agreement was supposed to be drafted to state that no subtenants are allowed.

Ms Diane Haupt responded that the department are currently focussing on the routine repairs and maintenance as they need to ensure that the Hives are in a better state. They are not in the process of recruiting new tenants as yet and the process will be run in consultation with the Subcouncil and other relevant departments.

Cllr Solomon Philander advised that promises cannot be made to tenants outside of the prescripts of the policy. He explained that there are two types of meters, namely residential and commercial. Any NGO or business that operates in a facility that is not residential will be liable to pay the commercial rate. He stated that he experienced a similar situation in the MPTC and suggested that the tenant make arrangements with the City if they are unable to pay their account/s.

Ms Diane Haupt thanked the councillor for the information and advised that the tenants have not been informed of this as she had simply engaged with Bloemhof to determine whether the meters could be converted.

Cllr Eddie Andrews enquired on the progress that occurred in the last 3 months and why Property Management advised that the lease agreement would not be a feasible option.

He expressed that Recreation and Parks are to engage with the Area Economic development team to help determine whether the tenants are to be formal or informal traders and how they can grow their business as they need to be afforded the opportunity to grow and develop. He recommended that the tenants provide a copy of their business plans and advised that there are departments who are able to assist should the tenants/businesses lack the capacity. He emphasised the importance of getting the proper tenants into the hives and expressed his concern

that the correct process is not being followed to ensure this.

Cllr Eddie Andrews requested that the department submit monthly compliance reports which address the Water, Electricity and Safety issues, as these are items which require constant monitoring.

Ms Diane Haupt responded that there were changes within the department in terms of Area Heads and ODP processes that caused a delay in the progress and regularisation of the Hives.

At this juncture Cllr Eddie Andrews called a point of order and stated that while there may have been some disruptions, his question specifically refers to the progress made on the item in the *last 3 months*. It was resolved that the department submit quarterly reports to the Subcouncil, yet there has been no real progress on an item that has been on the MRA list for 523 days and the Principal Facility Officer is still meeting with tenants on issues that should have been resolved.

Ms Diane Haupt responded that there were major changes within the SCM Department which affected the actioning of routine maintenance and repairs. She explained that there were limitations placed on the transversal tenders which caused a further delay. In respect of the lease agreement alluded to earlier, the Recreation Department as the landlord, approached Property Management who recommended that the tariff be applied and stated that they would submit a report on their findings to the Subcouncil.

She further expressed that the Hives are aimed at people who aren't formal entrepreneurs, but would like to enter the market and stated that she notes the concerns raised by the councillors and endeavours to action them accordingly.

Resolution Details:

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
1. That going forward Ms Diane Haupt is to submit monthly compliance reports to the Subcouncil, which addresses the services rendered at the Hives including general safety;
1. That the department engage with UM South: Local Area Economic Development team to determine whether the tenants are informal or formal traders and how best to further capacitate them where needed.

Resolution History

Meeting Date	Resolution
2019/03/15	<p>The Manager, Mr Mcebisi Johnson Fetu, reported that it was resolved that the department are to submit progress reports to the Subcouncil to advise on the outstanding matters at the Hives until all issues are resolved. A report served at the January Subcouncil meeting under item 12SUB18/01/19. There is no further feedback at this stage and Mr Alexander Dykes is to submit the next report to the April or May Subcouncil Meeting.</p> <p>RESOLVED</p> <ol style="list-style-type: none">1. That Subcouncil 12 NOTES the comments made on this matter;2. That Mr Alexander Dykes submit quarterly reports on the progress at the Hives until the matter is resolved.

2019/02/21	<p>The Manager, Mr Mcebisi Johnson Fetu, reported that the progress report on the Hives served at the January Subcouncil meeting where it was resolved that the department would submit quarterly progress reports until the matter is concluded. The Chairperson, Cllr Sheval Arendse, advised of the following unaddressed issues at the Hives: - The electricity is still disconnected due to tampering that occurred; - Maintenance of the roof is required as it is loose; - Clarity required in terms of tenants, as tenants are constantly changing Ms Diane Haupt responded that she was not aware that the electricity supply is disconnected as she was not informed. She stated that there have been a few burglary incidents but the roof had been repaired. She advised that she would visit the Hives after the meeting and check in terms of the roof and electricity and report back to Subcouncil. RESOLVED 1. That Subcouncil 12 NOTES the comments made on this matter; 2. That Ms Diane Haupt follow up and provide feedback on the electricity and roof maintenance query; 3. That Mr Alexander Dykes submit quarterly reports on the progress at the Hives until the matter is resolved.</p>
2019/01/24	<p>The Manager, Mr Mcebisi Johnson Fetu, advised that feedback on this item is listed under item 12SUB18/01/19 RESOLVED That Subcouncil 12 NOTES the comments made on this matter.</p>
2018/02/22	<p>The Chairperson, Cllr Sheval Arendse, reported that there has been no further progress on this matter as he is still awaiting the minutes of meetings held with the occupants of the Hives. He advised that this needs to be requested from Diane Haupt and requested that she be invited to provide feedback at the March Activity Day. The Director, Mrs Alesia Bosman, commented that the convening of an Activity Day is not as of right and permission needs to be requested from the Chief Whip. Mayco Member, Cllr Eddie Andrews, commented that an agenda would need to be sent through and stated that an Activity Day workshop is a good opportunity to discuss issues. He suggested that the Activity Day is planned for after lunch on the same day as the Subcouncil meeting. Cllr Solomon Philander stated that he does not support convening an Activity Day after the Subcouncil meeting as he usually arranges his appointments for the rest of the day after the Subcouncil meeting concludes. The chairperson, Cllr Sheval Arendse, enquired whether the house is in support of convening an Activity Day workshop after the Subcouncil meeting. Cllr Annelize Van Zyl advised that she has no preference as to when the meeting is held and will allow the majority to take the lead on this matter. The HOUSE voted in favour of convening the Activity Day Workshop and Subcouncil meeting on two separate days. Mayco Member, Cllr Eddie Andrews, clarified that this was merely a proposal and he is in favour of whatever the house decides. The Chairperson, Cllr Sheval Arendse, confirmed that the Activity Day workshop will take place before the March Subcouncil Meeting on condition that the request is favourably considered by the Chief Whip. RESOLVED 1. That Subcouncil 12 NOTES the comments on the matter; 2. That the Subcouncil Manager request permission from the Chief Whip to convene an Activity Day workshop before the March Subcouncil meeting; 3. That Diane Haupt be invited to the March Activity Day workshop to provide feedback on the meeting held with the occupants of the Hives.</p>

Agenda Item No:	12SUB 13/3/2018	4	AUDIT OF LAND POCKETS AND DEVELOPMENT PROPOSALS WITHIN SUBCOUNCIL 12
Author:	Jennifer Fabing		
How Resolved:	Consensus		
Meeting Date:	2018/03/16		
Outstanding:	322		
Directorate:	COMMUNITY SERVICES AND HEALTH		
Department:	Recreation and Parks		

Preamble:

The Manager, Mr Mcebisi Johnson Fetu, reported that a meeting was convened on 5 March 2019 to discuss lane closures. The subcouncil's stance is clear in that all lanes in Subcouncil 12 are to be closed. He reported that the costing issue was raised at the meeting as well as the undertaking of a public participation process to close the lanes. Further to this, it was resolved that Mr Morné De Wet is to draft a PID for EPWP workers to survey the lanes. He concluded his comment by stating that no further feedback was received and the discussion is ongoing.

Cllr Eddie Andrews commented that it was requested at previous meetings that the MRA is split. He explained that lane closures should be a stand-alone item, and the Audit of Land Pockets which comprises of the open space rationalisation and the removal of dunes, is a separate item. He further expressed that clear timelines were set at the meeting but are not reflected and Mr Morné De Wet was to report back to Subcouncil by the end of March. He concluded his comment by stating that in future, the MRA document is to reflect a summary of the discussion and the resolutions taken, the full discussion can be referred to in the minute.

Cllr Daniel Christians concurred with the comments made by Cllr Andrews and stated that there are issues within the item which are not being addressed, specifically the removal of the Rocklands Dune. He emphasised that Recreation and Parks should take action as it was resolved that they are to be the applicant for the removal of the dune. He stated that the item will remain on the MRA indefinitely as the application is not being put forward by the relevant department.

At this juncture The Manager, Mr Mcebisi Johnson Fetu, proceeded to read out correspondence received from Ms Jennifer Fabing in which she advised that she is in the process of obtaining environmental input from a Recreation and Parks perspective and thereafter considering the need for this dune once mined. She stated that Recreation and Parks are in the process of compiling an MOU for this item and further feedback will be provided to the Subcouncil.

A copy of the email is attached to the official minute as Annexure A

Cllr Daniel Christians noted the comment made by the manager and stated that the minute clearly reflects the decisions taken by the Subcouncil, yet the relevant officials are not present to speak to the items. He emphatically stated that the item cannot be delayed further and needs to be escalated to higher authority.

He concluded his comment by adding that a meeting was held at the JP Rugby Complex to discuss the parking overflow at Mnandi and officials were not forthcoming in attending this meeting. This matter remains unresolved.

Cllr Eddie Andrews reiterated that the lane closure item should be separated from the consolidated item (Audit of Land Pockets) as the feedback on this MRA only addresses one aspect of an MRA which essentially deals with four matters. He advised that the lane closure issue cannot be delayed as it is a matter of safety of the residents who abut these lanes and the department are using spatial logic which is not applicable in this context to justify the non-closure of lanes.

Cllr Daniel Christians made mention of Erf 11504 situated on the Cnr Spine and Eisleben Roads which he identified as a piece of land that can possibly be utilised by Safety and Security. He advised that he has written to the Executive Director: Mr Richard Bosman and Ald JP Smith to advise them of this land that has been lying vacant and can be put to better use.

The Manager, Mr Mcebisi Johnson Fetu, referred to point 11 of the Rules of Order for Subcouncil meetings (C69/07/10) and recommended that the councillor address this issue by submitting a motion to the Subcouncil so the matter can be taken up by the appropriate forum.

Cllr Willem Doman commented that it was Mr Charles Rudman who proposed that the "Audit of land Pockets" item is grouped together in order to look at the item holistically. He commented that this may not be the best option for the subcouncil as it causes a delay in the action taken on each item. He stated that he concurs with the earlier comments made to separate the items so they may be dealt with on their own merit.

Cllr Eddie Andrews commented on the recommendation made by Cllr Christians for Safety and Security to utilise the vacant land on the Cnr Spine and Eisleben Road. He stated that the vacant land can be flagged with the department, however the onus is on the department to submit a proposal in writing should they desire to utilise the site.

Resolution Details:

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
2. That the item pertaining to Lane Closures be removed from the consolidated MRA "Audit of Land Pockets" and be listed as a separate matter on the MRA schedule;
3. That the Manager, Mr Mcebisi Johnson Fetu, follow up and provide feedback on all outstanding matters pertaining to the Audit of Land Pockets in Subcouncil 12 which includes the Removal of Rocklands Dune, the Rationalisation of Open Spaces in Mitchell's Plain and Erf 1211 Beacon Hill Dune;

Resolution History

Meeting Date	Resolution
2019/02/21	<p>The Manager, Mr Mcebisi Johnson Fetu, reported as follows: He referred to the January Subcouncil meeting at which a lengthy discussion around the Audit of Land pockets and development proposals was held. He stated that much of what's been recorded needs to be sent to Property Management to action. He advised that it was determined that Recreation and Parks are the owner department of the Dunes and POS and stated that Ms Jennifer Fabing is here today to speak to the progress made on this item. Ms Jennifer Fabing introduced herself to the house and advised that she represents the Facility and Project Management office of Recreation and Parks. She reported that she sent a list of 15 properties identified by the Planning Department to Mr Andre Human at Property Management. She explained that there is a handover protocol that needs to take place which includes the completion of certain documentation which is currently in the process of being completed. She stated that once Property Management receives the necessary documentation, they will conduct an internal investigation and evaluation in line with the prescripts of the Immovable Property and Asset Management Policy. The outcome of the evaluation will be communicated to the line department once completed. Cllr Eddie Andrews referred to the Subcouncil meeting held on 16 March 2018 at which it was proposed that the disposal of the sites should be done in a holistic manner which would look at both the Public Open Spaces and lanes and the department would then make representation/recommendations to Subcouncil. He commented that it was at this meeting that it was resolved to consolidate 4 MRA's into one item namely, - Erf 1211 Beaconhill Dune; - Open Space Rationalisation; - Lane Closure Phase 2B and - Motion to consider the removal of Rocklands Dune He commented that consolidating the items may not have been the best option as some of the items are not being addressed which is causing a further delay in resolving the outstanding items. Cllr Eddie Andrews enquired as to who compiled the list of 15 properties mentioned by Ms Fabing. Ms Jennifer Fabing responded that the list was compiled by Recreation and Parks in conjunction with the Planning Department. She further commented that the Rocklands Dune was not part of the rationalisation study conducted by Mr Charles Rudman and stated that they are currently looking at said dune and are yet to establish whether it will be retained or disposed of. Cllr Eddie Andrews enquired whether the list of 15 properties was circulated to the Subcouncil? Ms Jennifer Fabing responded that it was not circulated but that she could forward a copy of the proposed properties to the Subcouncil. Cllr Solomon Philander commented that the house cannot effectively discuss the properties in question if they are not aware of the properties listed. He suggested that the official submit the list and be invited to the next meeting to adequately discuss the item. Cllr Eddie Andrews stated that there seems to be a disconnect in terms of the discussions surrounding this item and the focus is not on all items listed under this consolidated MRA. He stated that the Subcouncil cannot blindly comment on a list they haven't seen and the subcouncil should have been involved from the start of the process and not when the department is seeking comment from the Subcouncil in terms of its delegations. He further commented that there has been no feedback in terms of the lane closure item, POS rationalisation or Beaconhill and stated that we are losing traction on matters because they are clustered together. He recommended that a meeting is convened within the next week or two and not wait for the next Subcouncil meeting as that means a month will be lost. He stated that he has recommended that the committee assign PR councillors to the MRA's in order to sustain traction and have the subcouncil provide the necessary administrative support and in that way a substantive report can be tabled at Subcouncil. The Manager, Mr Mcebisi Fetu, stated that Margot Muller who had taken over from Mr Charles Rudman clarified the way forward in terms of the process which needs to be followed for the open space rationalisation and stated that Recreation and Parks are to be the lead department for the disposal of public open spaces. The purpose of getting all the departments together was to ascertain who would be responsible for</p>

what. He explained that the list referred to by Ms Fabing is the same list that Mr John Hendricks sent which was circulated to all councillors. The Manager, Mr Mcebisi Johnson Fetu, enquired whether the MRA item should be split or left as a consolidated item. Cllr Eddie Andrews stated that he notes the feedback received about having all stakeholders together in one room and stated that the MRA should be left as a consolidated item for now. Cllr Solomon Philander suggested that the item is left under one heading with the four different matters as subheadings. AGREED Cllr Eddie Andrews sought support from the house to convene an adhoc meeting and get all relevant stakeholders together for this MRA item. SUPPORTED Cllr Daniel Christians commented that we need to get clear direction from Recreation and Parks in terms of a point of departure for the issue of dune removal. Mr Alexander Dykes stated that he will take the matter up with the directorate office and advise. Cllr Daniel Christians stated that at the last Activity Day, Lewine Walters confirmed that Parks manage the dunes North of Baden Powell Drive and Nature Conservation manages the dunes between Baden Powell and the Coastline. Cllr Eddie Andrews stated that he has requested that the Acting ED for Spatial Planning provide clarity regarding Dune Management and hopes the feedback will be provided before the next sitting of Subcouncil. RESOLVED 1. That Subcouncil 12 NOTES the comments made on this matter; 2. That Ms Jennifer Fabing circulate a copy of the 15 properties alluded to in her report back to all councillors; 3. That an adhoc meeting, which is to include all relevant departmental stakeholders, is convened within the next week or two and feedback provided to the March Subcouncil meeting.

2019/01/24

The Manager, Mr Mcebisi Johnson Fetu, reported as follows: - He met with the relevant line departments last year to divide the roles between the departments for the issues of Lane Closure and Audit of Open Spaces. - The spreadsheet sent to all councillors includes all the lanes in Mitchells Plain and recommendations from TDA in terms of whether the lanes can be closed or not. This spreadsheet also lists the services running through the lanes. - In terms of the Audit of Open Spaces, Jennifer Fabing, from Recreation and Parks is in the process of identifying the open spaces and has alluded to 10 sites being identified thus far. The process is still ongoing and a report will be submitted to Subcouncil in this regard. Cllr Daniel Christians enquired regarding the issue of removing the dunes in Wards 78,79 and 81. The Manager, Mr Mcebisi Johnson Fetu, stated that the status quo of these items remains unchanged. He explained that the High Court ruling, which was sent to all councillors last year, still stands. He further explained that there was a media query concerning the removal of Rocklands Dune which was dealt with by Lisle Brown. With regards to the Beacon Hill Dune, the last discussion was the pending trip to Gauteng which was submitted to the then Chief Whips office for approval and required justification as to why a delegation was to meet with ATNS. Further to this, there was a request to gather the crime statistics from Law Enforcement and SAPS in order to strengthen the case of removing the dune. The house is aware that ATNS have paid their rates which amounted to R33 704.00 and have subsequently advised that they would lease the property for commercial use. Cllr Daniel Christians commented that there have been lengthy discussions in terms of the removal of the Rocklands Dune and the Dune abutting Angus and Dorper Way in Westridge. He expressed concern that the matter has been escalated to various line departments yet they cannot utilise their mapping systems to determine the location of the dune in question. He stated that the last discussion held at Subcouncil spoke to requesting a letter of intent from the applicant – which is Recreation and Parks. He stated that to date there has been no real movement on the matter. The Chairperson, Cllr Sheval Arendse, proceeded to read out the response to the media enquiry pertaining to the removal of the Rocklands dune as follows: "There are two separate dunes in the area and sometimes there is confusion in references made to these dunes. - The Westridge Dune (which is in two parts. Part 1 is from Cedar Road to Wespoort Road and Part 2 from Wespoort road toward Morgenster Road). The Westridge Dune is a Biodiversity Stewardship site. This means that it has been assessed by Cape Nature and deemed worthy to be protected and conserved. The Dune is home to endangered Strandveld vegetation and animal life and is a striking landscape feature. It also has heritage value in that it reminds us of what Mitchells Plain was like before development. This dune is sometimes incorrectly referred to as the Rocklands dune. - The Rocklands Dune is between Cedar road and Spine Road (see aerial photograph). The councillor for the area has expressed a desire to for this dune to be removed (mined) and the area developed. Maccsand was awarded mining rights for the above dunes in 2007. When mining commenced, the City of Cape Town launched an urgent application in the High Court to stop the mining. This application was successful. Maccsand, together with the Department of Mineral Resources, appealed unsuccessfully against the High Court decision to both the Supreme Court of Appeal (SCA) and the Constitutional Court. The Maccsand case established a principle in law concerning the Constitutional functions of municipalities. The case proved that an approval in terms of other legislation does not override the constitutional municipal planning powers enjoyed by the City of Cape Town and other local authorities. 1. Please explain the process to have the dune removed. As there is a large volume of sand in the Rocklands dune, a mining company would have to take the initiative to apply to mine the sand. The mining company would need to submit an application for a mining licence to the Department of Mineral Resources (DMR). As

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part of this application, a Scoping/Environmental Impact Assessment would have to be undertaken to provide the required environmental and socio-economic information to enable DMR to decide on whether to grant the mining licence. Thereafter, the City would need to give their approval for mining of the dune in terms of the Municipal Planning By-law. 2. The dune has become a haven from crime and grime. Please will you confirm any law enforcement or metro police reports in the last year at the dune? The South African Police Service is the lead agency in the fight against crime so please approach them for any statistics. We can confirm that the Metro Police Department has no record of incidents reported. 3. The motion was tabled in January (last year), why has nothing been done yet? Due process will need to be followed should there be a request for a dune to be removed. The City's Spatial Planning and Environment Directorate has indicated that an applicant would need to apply for mining rights, which would include obtaining Environmental Authorisation, and that the final approval of such an application would rest with the Department of Mineral Resources. As such, the sub-council does not have the authority to remove a dune. 4. How can residents get involved in having the dune removed and using the opening space constructively. Residents are encouraged to meet with their ward councillor to discuss interventions that will benefit them and be best for the community as a whole and to investigate ways in which they can assist with the maintenance maybe through EPWP job opportunities. Both short- and long-term objectives should be addressed. Small short-term isolated initiatives alone will not make a difference. 5. What is the hold up for the dune to be removed? Why has the dune not been removed yet? Please see the responses above. Previous mining approvals for both the Rocklands and Westridge dunes were overturned in the High Court, SCA and Constitutional Court. " NOTED RESOLVED 1. That Subcouncil 12 NOTES the comments made on this matter; 2. That the manager, Mr Mcebisi Johnson Fetu, invite Jennifer Fabing from Recreation and Parks and Property Management to attend the February Activity Day workshop 3. That the Manager, Mr Mcebisi Fetu, follow up on the matter and provide feedback to Subcouncil.

The Manager, Mr Mcebisi Johnson Fetu, reported as follows: Property Management advised that the following process needs to commence: - Conducting of feasibility to ascertain which land is to be used and which land will be surplus for disposal; - Parks and Recreation are assessing all public open spaces - Mr John Hendricks, TDA, will look at the services running through the lanes TDA and Recreation & Parks are conducting this process and a report will serve at the January Subcouncil meeting. Cllr Annelize Van Zyl expressed her concern that none of the reports due to serve at this meeting were submitted by the various responsible officials. She further expressed her concern that the minutes of the various engagements that took place are not available for perusal by the councillors. She enquired in terms of the timeframes for each of the matters receiving attention as the concerns raised at the last subcouncil meeting spoke to the fact that timelines are not set or adhered to and that no written reports are submitted to the Subcouncil. She stated that it is unacceptable for a verbal report to be provided to Subcouncil with no real progress on the long outstanding issues. The Manager, Mr Mcebisi Johnson Fetu, responded that there is a draft report on the Business Hives but the challenge is that the report was not signed off by the Director. In terms of the audit of land pockets, Recreation and Parks advised that it would be premature to submit a report to Subcouncil as they are still in the process of acquiring the relevant information. He requested the house to note that this is the first time all the departments met in the same room and the roles could be assigned to the correct line department. Cllr Annelize Van Zyl stated that the Hives item has been on the agenda since 2017 and if the report is submitted in January 2019 it would mean that the item is on the MRA list for 2 years. She stated that it is unacceptable that the Subcouncil wasn't aware of who the responsible line department is. The Athletics Track item has been on the MRA schedule since 2016. She expressed her dissatisfaction that there is no progress on any of the MRA items, no written reports and no cooperation from officials. She concluded her comments by stating that the delay in resolving these issues directly impact the people of Mitchells Plain for whom these services are desperately needed. She recommended that the house resolve on how these issues can be taken forward. Cllr Eddie Andrews concurred with the comments made by Cllr Van Zyl and advised that emanating from the October Subcouncil meeting, it was stated that the professional team for the Athletics Track would be appointed within two weeks. This deadline was given by the department. He advised the subcouncil manager that if there is a blockage with any matter of the Subcouncil, it needs to be escalated to the Chairperson to expedite. He stated that adhoc meetings need to be held to resolve these issues as mentioned at the last few Subcouncil meetings. The adhoc meetings will aid in working on issues and not having to wait for a Subcouncil meeting to get answers on outstanding matters. Cllr Eddie Andrews recommended that an Activity Day is held to debate and discuss issues with all relevant officials present. He stated that his biggest concern is the comment made by the Subcouncil Manager stating that the responsible department was finally identified. He explained that the Rationalisation issue is a long outstanding matter that was on the MRA schedule before Mr Fetu was appointed as Subcouncil Manager. He further stated that there were open spaces in Ward 78 that he wanted to dispose of and Mr Bradley Burger advised that these POS would form part of a larger study. This was supposed to be reported to Subcouncil 3 years ago so this is not a new conversation. He stated that the question at the last subcouncil meeting was who is the lead department to action this matter. He concluded his comment by reiterating that this matter be workshopped at an Activity Day which is to include all relevant departments and the decision makers in those departments. AGREED Cllr Thulani Dasa stated that we need to give credit where it is due as some items are on the MRA schedule for many years without results. He stated that he appreciates the progress Mr Fetu has made since being appointed as Subcouncil Manager and the fact that Mr Alexander Dykes will be providing feedback at today's meeting. Cllr Solomon Philander advised that he concurs with the comments made by Cllrs Andrews and Dasa. He stated that we need to ask Mr Dykes for clear timelines and ensure that there is direction on the outstanding issues. Cllr Annelize Van Zyl stated that accountability means taking responsibility and in this case, the Subcouncil manager is the responsible person so the outstanding issues need to be directed to him. She further stated that it was agreed that the written reports would be tabled at the November subcouncil meeting and when there are concerns or challenges, the councillors need to be informed timeously in order to ensure action. Cllr Eddie Andrews concurred with Cllr Van Zyl and advised that if there are matters to be assigned to members other than the chairperson, this can be considered as an option as there are ward and PR councillors who could assist.

RESOLVED 1. That Subcouncil 12 NOTES the comments made on this matter; 2. That the manager, Mr Mcebisi Johnson Fetu, arrange an Activity Day which is to include all relevant officials to discuss the open space rationalisation and disposal of dunes; 3. That the manager, Mr Mcebisi Johnson Fetu, acquire all outstanding written reports.

Agenda Item No:	12SUB 28/5/2019	5	LANE CLOSURES
Author:	Morne De Wet		
How Resolved:	Consensus		
Meeting Date:	2019/05/23		
Outstanding:	13		
Directorate:	TRANSPORT		
Department:	Integrated Transport Portfolio		

Preamble:

The Manager, Mr Mcebisi Johnson Fetu, reported that a meeting was convened on 5 March 2019 to discuss lane closures. The subcouncil's stance is clear in that all lanes in Subcouncil 12 are to be closed. He reported that the costing issue was raised at the meeting as well as the undertaking of a public participation process to close the lanes. Further to this, it was resolved that Mr Morné De Wet is to draft a PID for EPWP workers to survey the lanes. He concluded his comment by stating that no further feedback was received and the discussion is ongoing.

Cllr Eddie Andrews commented that it was requested at previous meetings that the MRA is split. He explained that lane closures should be a stand-alone item, and the Audit of Land Pockets which comprises of the open space rationalisation and the removal of dunes, is a separate item. He further expressed that clear timelines were set at the meeting but are not reflected and Mr Morné De Wet was to report back to Subcouncil by the end of March. He concluded his comment by stating that in future, the MRA document is to reflect a summary of the discussion and the resolutions taken, the full discussion can be referred to in the minute.

At this juncture The Manager, Mr Mcebisi Johnson Fetu, proceeded to read out correspondence received from Mr Morné De Wet pertaining to the meeting held on 05 March 2019. Mr Morné De Wet reported that all lanes were indicated on a drawing and the original list was updated and submitted. He advised that he is meeting with Anathi Dywili from PPU on 29 May 2019 to discuss the public participation process. Mr De Wet advised that at this stage a PID cannot be drafted as the method and type of closing is yet to be determined and they cannot pre-empt how and with whom lanes will be closed.

A copy of the email is attached to the official minute as Annexure B

Cllr Eddie Andrews commented that the concerns raised by Mr De Wet are the same concerns he raised in the meeting. He explained that it was discussed that the options be limited to either one interested party leasing the lane or the lane is divided. He clarified that the ask is for an indication of the funds that will be required to close the 257 lanes. In terms of the PID, this is required in order to cost the exercise of surveying the lanes. He stated that parallel processes need to be run in order to gain traction on the matter. Further to this he stated that he met with PPU who advised that they can only commence the public participation process after recess due to the elections and the tabling of Council's Budget.

Resolution Details:

RESOLVED

1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;
2. That the item pertaining to Lane Closures be removed from the consolidated MRA "Audit of Land Pockets" and be listed as a separate matter on the MRA schedule;
3. That Mr. Morne de Wet is required to confirm how many lanes there are to be closed;
4. That Mr. Morne de Wet is to draft a Project Initiation Document (PID) for an EPWP project. The scope of the project would include surveying the lanes, costing the closure of lanes and installation of the fence to close the lanes.

Preamble History

Meeting Date

2019/03/15

Preamble

The Manager, Mr Mcebisi Johnson Fetu, reported that a meeting on the Audit of Land Pockets and Development Proposals in Subcouncil 12 was held on 05 March 2019.

Cllr Eddie Andrews provided a summary of the meeting discussion as follows:

- That the subcouncil resolved that he convenes ad hoc meetings to gain traction on the matters relating to the Audit of Land pockets and development proposals in Subcouncil 12 and to put forth the strong resolution of the Subcouncil to close all lanes in Mitchell's Plain;
- Due to all relevant stakeholders not being in attendance, the meeting focussed on the matter of lane closures;
- There was some contestation regarding closing lanes leading into a transport corridor, however after taking into consideration that the safety of residents should be prioritised and the fact that it is only a slight inconvenience for commuters to use the road as an access point to the transport corridor, it was resolved that those lanes could also be considered for closure;
- Clarity is required in terms of the Municipal Assets Transfer Regulations (MATR) process and how to facilitate the transaction to commence the closing of lanes as some lanes have services running through them.

Resolution History

Meeting Date

2019/03/15

Resolution

RESOLVED

1. That Mr. Morne de Wet is required to confirm how many lanes there are to be closed;
1. That Cllr Eddie Andrews convenes a meeting with the Public participation unit to commence discussions to draft a participation plan for the consultative process to be undertaken. The Abutting homeowners would have to confirm who is interested to lease the lane and the MATR process will commence thereafter. This could be done prior to point (1) actioned;
1. That Mr. Morne de Wet is to draft a Project Initiation Document (PID) for an EPWP project. The scope of the project would include surveying the lanes, costing the closure of lanes and installation of the fence to close the lanes;
1. That Wolfgat Subcouncil 12 **NOTES** the comments made on this matter;