

MINUTES

OF A MEETING OF SUBCOUNCIL 9 OF THE CITY OF CAPE TOWN HELD IN THE SKYPE
MEETING ON WEDNESDAY, 21 JULY 2021 AT 10:00

PRESENT**COUNCILLORS**

| Name | Ward | Party | Notes |
|----------------------------|------|-------|--|
| Ald Xolani Sotashe | PR | ANC | |
| Cllr Ntomboxolo Kopman | 18 | ANC | |
| Cllr Mlulami Velem | 87 | ANC | |
| Cllr Monde Nqulwana | 89 | ANC | |
| Cllr Lulekwa Jali | 90 | ANC | |
| Cllr Thando Mpengezi | 91 | ANC | |
| Cllr Michael Pietersen | 116 | DA | |
| Cllr Banele Majingo | PR | ANC | |
| Cllr Wendy Hlazo | PR | ANC | |
| Cllr Nkosivumile Hlangisa | PR | UDM | |
| Cllr Nosipo Nqabeni Moloto | PR | EFF | |
| Cllr Phindile Maxiti | PR | DA | Cllr Maxiti requested to be excused at 11:30 |

OTHER COUNCILLORS

| Name | Ward | Party | Notes |
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| None | | | |

ABSENT WITH APOLOGIES

| Name | Ward | Party | Notes |
|------|------|-------|-------|
| None | | | |

ABSENT WITHOUT APOLOGIES

| Name | Ward | Party | Notes |
|------|------|-------|-------|
| None | | | |

OFFICIALS

| Name | Representing |
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| Jongihlanga France | Subcouncil 9 |
| Vathiswa Njaba | Subcouncil 9 |
| Nomthandazo Nyongo | Subcouncil 9 |
| Sikho Mdingi | Subcouncil 9 |
| Anneke Klue | Conveyancing, Property Management |
| Ayanda Rawutini | Library and Information Services |
| Larry Cronje | Waste Water, Water and Sanitation Services |
| Lumko Vazi | City Health |
| Mbongeni Matiwane | Retail Services |
| Ntsikelelo Luthuli | Water and Sanitation Services |
| Sigqibo Nogaya | Wastewater Conveyance, Retail Services |
| Thembisa Gqamane | Water and Sanitation Services |
| Gerhard Hanekom | Planning, Informal Settlements |
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ACRONYMS FREQUENTLY USED IN MINUTES

[illegible]

MINUTES

OF A MEETING OF SUBCOUNCIL 9 OF THE CITY OF CAPE TOWN HELD IN THE SKYPE MEETING ON WEDNESDAY, 21 JULY 2021 AT 10:00

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| STANDARD BUSINESS |
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09SUB 1/7/2021 OPENING AND PRAYER/MOMENT OF SILENCE

Opening by prayer – Cllr Nqabeni-Moloto

09SUB 2/7/2021 APOLOGIES/LEAVE OF ABSENCE

Leave of absence was received for Cllr Phindile Maxiti from 11:30 to attend MAYCO meeting and the official Mr. Pierre Maritz and Director Mbali Matiwane

09SUB 3/7/2021 CONFIRMATION OF MINUTES

Minutes of Sub council 09 meeting held on Wednesday, 19th May 2021 were adopted with no comments made.

***Mover: Cllr Nqulwana
Seconder: Cllr Mpengezi***

Resolved

*That the confirmation of minutes be **ADOPTED** with no corrections made by Subcouncil 09*

09SUB 4/7/2021 CONFIRMATION OF MINUTES: SPECIAL SUBCOUNCIL 9 OF THE CITY OF CAPE TOWN HELD IN THE SKYPE MEETING ON FRIDAY, 4 JUNE 2021 AT 14:00

Minutes of Special Sub council 09 meeting held on Friday, 04th June 2021 were adopted with no comments made.

***Mover: Cllr Nqulwana
Seconder: Cllr Mpengezi***

Resolved

*That the confirmation of minutes, Special Subcouncil 09 be **ADOPTED** with no corrections made by Subcouncil 09*

Action: Vathiswa Njaba / Jongihlanga France

09SUB 5/7/2021 CHAIRPERSON'S REPORT

Ald Sotashe welcomed the Subcouncil 09 members and the officials to the meeting.

Bulk infrastructure in the City is the cause of concern and everything has been done from the side of Subcouncil 09. Cllr Pietersen has reported that the issue of gangsters in Beacon Valley has taken another turn, even met with one of the community members while doing oversight in Khayelitsha with Minister Mbalula three days ago in making sure that the unrest that is taking place in Kwazulu Natal and Gauteng does not happen in Khayelitsha, said Ald Sotashe. It has come to attention that there is stoppage of refuse collection and services in the informal settlement and that resulted in heated argument with the office of the speaker.

Ald. Sotashe went on by saying that contractors are facing challenges when they deliver services to the communities because of some fellows who are claiming their stake and if contractors refuse they make the life of these contractors miserable. He mentioned that he spoke to Mayor and raised some of the concerns that councilors have and he gave a commitment to talk about these issues. The visit was done in Site B but the community will not trust the leadership if such keeps on happening. The spillage is another issue and he cannot come and create impressions that his presence will make a difference as the problem is the underground infrastructure. Directorate to speak to each other in terms of servicing the communities. He also reported that the Chief Justice recommended that the election will be postponed until February 2022 and the IEC will announce the results. Councillors to work hand in hand until the end of the term and good luck to them.

Cllr Nqulwana – understanding of the same City of Cape Town is different from what is happening on the ground, water and sanitation report is part of today's meeting and there are departments with in such but there is no commitment from other flushing vs bucket system toilets. When a visit is done by the department, Mayor and chairperson, the community should take ownership of the services but in this case, they are not aware.

Chairperson – commitment was done that the community be informed of the services so to take the ownership of the services and he will follow up with such departments.

09SUB MATTERS RECEIVING ATTENTION
6/7/2021

Cllr Nqulwana commented that the Subcouncil should keep other MRAs as is but to take a different approach for memory centre as we have lost R1.5m. the site is there but needs a political wheel which needs engagement of MAYCO to assist.

Ald. Sotashe – an engagement to continue with the ward involved and the Arts & Culture Department with challenges that have been encountered between now and the next Subcouncil meeting

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| HEARING/ PRESENTATIONS |
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09SUB SEWER ACTION PLAN SITE B AND C
7/7/2021

Ald. Sotashe commented that as the members of the Subcouncil are aware of the challenges within the are – what is the action plan in terms of resource including human resource going forward.

Response – teams are struggling in terms of safety and security when it comes to

escorting, tried communities to accompany the teams but should something happen to the escorted, the department will be held liable or be reimbursed.

Ald. Sotashe – these are the reasons not to respond, the Mayor explained that the communities should meet the city half way and they confirmed that they will be part of the process as nothing will happen in their presence. The response shows no partnership with the communities as it tells that they have difficulties with safety and security and that should be engaged from the directorate and the person's name must be shared and not use conspiracy.

Mr. Matiwane commented that on the 24th June Site B community demanded to meet the department urgently, six people came to the depot and mentioned that it is not their responsibility to safe guard the department and in need of EPWP to work on the programme.

Ald. Sotashe – it seems that there is no action plan for Site B and Site C and therefore refer the report back until the plan is in place.

Cllr Mpengezi – no action plan as the informal settlement (sewer) is secured by private securities, law enforcement is a challenge but that is not a problem as he and Cllr Jali went to the ground with them for two months and nothing happened. There are areas that needs attention in terms of overflowing (E & F section) manpower is the issue as he is always available to assist them, make sure that contractors that are specializing in the spillage/trucks thy would not be in this situation as the depot is responding but the problem seem to be with the management.

Cllr Maxiti – what plans do they have in terms of reimbursing the escorts. It was a call for people to assist when the problem arises but the department did not communicate with councillors as they took the decision for community to assist. Are there any services available to assist as the service has to be done?

Cllr Nqulwana – if management does not take responsibility of what is happening in the ground, the project manager will take the punch while the issue is out of his hand. The need for special meeting is displayed by this reporting so to have all the departments involved, there is no connection between informal and formal areas, from Site C station to RR to N2 and Zandvlei is clear but struggling within Site C and Site B connection, the submitted plan does not talk to the current situation. While delaying the progress, sewer is spilling to peoples house and foreseeing major problem.

Cllr Jali – the areas are so bad and the community is insulting the councillors due to situation, they have availed themselves to be part of the program.

Mr. France – an increase in both site b and c has led the current situation, the plan does not talk to plans and not addressing the situation (background vs....)

Ald. Sotashe – page 31 refers to Urban Management with no department and not saying how are they going to address what has been diagnosed.

Mr. Nogaya – contributions noted and the department will work according to submissions and submit the action plan by the end of business on Monday, 26th July 2021

RESOLVED

That the report be noted with comments made by Subcouncil 09

Action: Siggibo Nogaya / Jongihlanga France

09SUB 8/7/2021 NONKQUBELA PUBLIC INVESTMENT FRAMEWORK (PIF): FINAL PRESENTATION

RESOLVED

That the report be noted by Subcouncil 09.

Action: Andile Tumana / Jongihlanga France

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| FINANCIAL REPORTS AND IDP |
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09SUB 9/7/2021 PROGRESSIVE CAPITAL EXPENDITURE: MAY 2021

Officials did not attend the activity day and Subcouncil. Chairperson: Ald. Sotashe to intervene

RESOLVED

That the report be noted by Subcouncil 09.

Action: Jongihlanga France

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| MONTHLY/QUARTERLY REPORTS, EXCLUDING FINANCIAL REPORTS |
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09SUB 10/7/2021 LIBRARY AND INFORMATION SERVICES' QUARTERLY ACTIVITY REPORT FOR THE PERIOD 1 JANUARY– 31 MARCH 2021.

The report is submitted for noting.

RESOLVED

That the report be noted by Subcouncil 09.

Action: Ayanda Rawutini / Jongihlanga France

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| PROPERTY MATTERS |
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09SUB 11/7/2021 PROPOSED TRANSFER OF ERF 62855 KHAYELITSHA: AFRICAN REFORMED CHURCH IN SOUTHERN AFRICA

Cllr Nqulwana commented that he fully supported the report

Ald. Sotashe – view of all councillors is when the pieces of land are sold and the church is not a business is an NGO depending on collection.

Cllr Velem (ward councillor) supported the transfer as the church has been using the premises.

RESOLVED

That the report be supported with comments made by Subcouncil 09

Action: Anneke Klue / Jongihlanga France

09SUB 12/7/2021 RESERVATION OF ERVEN 6153, 6154, 6156, 6157, 6158, 6159 AND A PORTION OF L;18394 KHAYELITHSA: DEPARTMENT: INFORMAL SETTLEMENTS AND BACKYARDERS

Cllr Nqulwana – is a step in the right direction and it is going to present an opportunity to ward 91 and therefore fully support.

RESOLVED

That the report be supported with comments made by Subcouncil 09

Action: Anneke Klue / Jongihlanga France

09SUB 13/7/2021 RESERVATION OF ERF 6639 KHAYELITSHA: DEPARTMENT: INFORMAL SETTLEMENT AND BACKYADERS

Cllr Nqulwana commented that this is a step in the right direction and it is going to present an opportunity to ward 91 and therefore fully support.

RESOLVED

That the report be supported with comments made by Subcouncil 09

Action: Anneke Klue / Jongihlanga France

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| POLICIES AND BY-LAWS |
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09SUB 14/7/2021 DRAFT AMENDMENT TO CITY OF CAPE TOWN AIR QUALITY MANAGEMENT BYLAW, 2016, FOR PUBLIC COMMENT

It is recommended that:

a) The Subcouncil notes the Public Participation Plan for the revised draft

Air Quality Management Bylaw for the City of Cape Town (Annexure A).
b) The Subcouncil consider commenting on the draft revised Air Quality Management Bylaw (Annexure B).

Ald. Sotashe requested the councillors to submit the comments as per report.

Cllr Nqulwana – technical word used “burn”, interested while the amendments are brought, is the department interacting with other departments with the same nature of polluting nature, e.g. City health?

Mr. Vazi – Amending section 19 of the Air Quality Management by-law the section talks to the open burning application. Open burning is a process that consider open burns that are conducted seasonal. The national parks for example might apply for open burn that is less than 100m whereby they need to do an exemption. An exemption is when they need to notify people that are less 100m for them to conduct the burn, so they propose that be advertised in 2 local newspapers within that area so that people who will be affected by the burn to comment.

RESOLVED

That the report be noted with comments made by Subcouncil 09

Action: Ian Gildenhuys / Jongihlanga France

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| LIQUOR LICENCE: EXTENSION OF TRADING TIMES |
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| 09SUB 15/7/2021 | APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 18 – WILLIAMS OFF SALES – MONDAY TO SATURDAY |
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It is recommended that

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Njengabanye Mthendeshe and resolve, refuse or vary the application for extension of liquor trading hours for Monday to Saturday off-consumption from 18h00 to 20h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP042236 for the business **WILLIAMS OFF SALES C305A, XOLA STREET, SITE C BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

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| 09SUB 16/7/2021 | APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 18 – WILLIAMS OFF SALES – SUNDAY |
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It is recommended that

- That Sub council 09 considers the application for the extension of liquor

trading hours submitted by Njengabanye Mthendeshe and resolve, refuse or vary the application for extension of liquor trading hours for Sunday off-consumption from 11h00 to 18h00.

- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP042236 for the business **WILLIAMS OFF SALES C305A, XOLA STREET, SITE C BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 17/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – WOOLWORTHS (PTY) LTD, PROMENADE – MONDAY TO SATURDAY

It is recommended that

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Monday to Saturday off-consumption from 11h00 to 18h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032117 for the business **WOOLWORTHS (PTY) LTD, PROMENADE** The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 18/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – WOOLWORTHS (PTY) LTD, PROMENADE – SUNDAY

It is recommended that

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Sunday off-consumption from 18h00 to 20h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032117 for the business **WOOLWORTHS (PTY) LTD, PROMENADE** The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 19/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – PICK N PAY RETAILERS (PTY) LTD, SHOP 95, THE PROMENADE – MONDAY TO SATURDAY

It is recommended

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Monday to Saturday off-consumption from 11h00 to 18h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032578 for the business PICK N PAY RETAILERS (PTY) LTD, Shop 95, The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 20/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – PICK N PAY RETAILERS (PTY) LTD, SHOP 95, THE PROMENADE - SUNDAY

It is recommended

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Sunday off-consumption from 18h00 to 20h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032578 for the business PICK N PAY RETAILERS (PTY) LTD, Shop 95, The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 21/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – PICK N PAY RETAILERS (PTY) LTD, THE PROMENADE – MONDAY TO SATURDAY

It is recommended

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Monday to Saturday off-consumption from 11h00 to 18h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032269 for the business PICK N PAY RETAILERS (PTY) LTD, The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

09SUB 22/7/2021 APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT OF WARD 116 – PICK N PAY RETAILERS (PTY) LTD, THE PROMENADE – SUNDAY

It is recommended

- That Sub council 09 considers the application for the extension of liquor trading hours submitted by Mr Danie Cronje and resolve, refuse or vary the application for extension of liquor trading hours for Sunday off-consumption from 18h00 to 20h00.
- Sub council 09 recommends that the application for off Consumption premises Liquor License, reference no: WCP032269 for the business PICK N PAY RETAILERS (PTY) LTD, The Promenade, Cnr AZ Berman Drive and Morgenster Road, Mitchells Plain **BE SUPPORTED**

RESOLVED

That the report be supported by Subcouncil 09, subject to Covid-19 regulations.

Action: Vathiswa Njaba / Jongihlanga France

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| CLOSING ITEMS |
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NEXT MEETING DATE

Wednesday, 18th august 2021

MEETING CLOSING

Meeting adjourned at 12:00