

MINUTES

of an **Ordinary Council Meeting** held in the Council Chambers, Municipal Head Office, Swakopmund on **Thursday, 31 October 2019** at **19:20**.

PRESENT:

Councillor P Nashilundo	:	Mayor
Councillor E Shitana	:	Shitana
Councillor K N Jason	:	Alternate Chairperson of MC
Councillor A M Marsh	:	Member of Management Committee -
Councillor N N Salomon	:	Member of Management Committee
Councillor W O Groenewald	:	Alternate Member of MC
Alderman E //Khoaseb	:	Member of Council

OFFICIALS:

Mr A Benjamin	:	Chief Executive Officer
Mr H !Naruseb	:	GM: Finance
Mr C McClune	:	GM: Engineering Services
Mr V Kaulinge	:	Acting GM: Community Development Services
Ms M Bahr	:	Acting GM: Corporate Services & HR
Ms L Mutenda	:	Manager: Health Services
Ms M Bahr	:	Manager: Human Resources
Mr M Cloete	:	Manager: Traffic
Ms J Angolo	:	Acting Manager: Town Planning
Ms A Kahuika	:	Administrative Officer: Admin
Ms W Kauripeke	:	Switchboard: Operator: M&C

ALSO PRESENT:

Also present was one (1) staff member receiving going on retirement, Swakopmund Constituency Councillor Juuso Kambueshe, One (1) member of the Media, and twelve (12) Members of the public.

1. **OPENING BY PRAYER**

Pastor Francois Koch opened the meeting with scripture reading and a prayer.

2. **ADOPTION OF THE AGENDA OF THE MEETING OF COUNCIL**

On proposal of Councillor E Shitana seconded by Councillor K N Jason it was:

RESOLVED:

That the agenda be adopted.

CO: A GM: CS&HR

3. **APPLICATIONS FOR LEAVE OF ABSENCE AND DECLARATION OF INTEREST BY MEMBERS OF COUNCIL**

3.1 Application for leave of absence:

Councillor E K Hangula - Approved

3.2 Declaration of interest:

Councillor W O Groenewald - Item 11.1.20

4. **CONFIRMATION OF MINUTES**

(C/M 2019/10/31 - A 2/3/5)

4.1 **MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 26 SEPTEMBER 2019**

On proposal of Councillor K N Jason seconded by Councillor N N Salomon it was:

RESOLVED:

<p style="text-align: center;">CO: A GM: CS&HR</p>

That the minutes of the Ordinary Council Meeting held on 26 September 2019, be confirmed as correct.

5. **OFFICIAL ANNOUNCEMENTS, STATEMENTS AND COMMUNICATIONS**

(C/M 2019/08/29 - A 2/3/5)

5.1 Her Worship, the Mayor, also announced as follows:

Honourable Councilors, Pastor Francois Koch, The Chief Executive Officer, Mr. Alfeus Benjamin, General Managers, Managers, Officials, Members of the Community, Members of the Media, Ladies and Gentlemen, All Protocol observed

Good evening and welcome to the Council Announcements for the month of October where we will be sharing an update of what Council has been busy with during this month.

Please allow me to share a Bible scripture from the book of Romans 12 verse 7-8 and it reads, "if your gift is that of serving others, serve them well. If you are a teacher, do a good work of teaching. If your gift is to encourage others, do it! If you have money, share it generously. If God has given you leadership ability, take the responsibility seriously. And if you have a gift for showing kindness to others, do it gladly."

Ladies and Gentlemen

The Honourable Councilors and I had the following official engagements during the month of October:

- *The Inauguration of the Trekkopje Solar Production*
- *Breakfast sessions with Alexander Forbes Investments*
- *Official opening of the Nedbank Desert Dash*
- *Feedback meetings held with the Right Honourable, Saara Kuugongelwa-Amadhila, the Prime Minister and Honourable Derek Klazen, the Deputy Minister of Urban and Rural Development*

- *Namibia Navy 15th Anniversary Celebration*
- *Launch of the National Food bank in the Erongo Region*
- *Official opening of the NaDEET Sustainability Centre*
- *Annual Spring School for Regional and Town Planners*
- *Erongo Red Stakeholders Summit*
- *Various meetings with public members*
- *In-house meetings*

Please allow me to extend my heartfelt gratitude to the Honourable Councilors who tirelessly work in order to meet the needs of the community of Swakopmund. Your dedication is commendable.

Honourable Councilors, Ladies and gentlemen,

World food day is annually commemorated globally on the 16th of October with the aim to bring people together to eradicate worldwide hunger. The world food day events promote awareness and action for those who suffer from hunger and the need to ensure food security and nutritious diets for all. The main focus of the day serves as a reminder that food is a basic and fundamental human right.

In recognition of this day, the Municipal Health Department set up a stand outside the Municipal building to commemorate the World Food day. A suggestion box was available and people that visited the stand were given the opportunity to share their ideas on how local authorities and the community can contribute to eradicating poverty in the country.

In addition, staff members and the community were encouraged to donate non-perishable food products. These fruits and refreshments were further distributed amongst approximately 200 beneficiaries at the various kindergartens and soup kitchens in the DRC informal settlement and Tulinawa.

Honourable Councillors , Ladies and gentlemen,

On the 21st of October, the Food Bank Roll out programme and distribution for the Erongo Region was launched at the Multipurpose Centre here in Swakopmund. In His quest to eradicate poverty and to ensure that no child is left with hunger, His Excellency Dr. Hage Geingob launched the foodbank in the year 2016.

In a speech read on his behalf, His Excellency reported that the countrywide roll-out programme is currently benefiting 10,100 households and employing 383 young Namibians across the fourteen regions of the country. His Excellency, Dr. Hage Geingob reiterated the need for a multifaceted approach in order to effectively eradicate poverty.

Ladies and gentlemen,

I have been informed that a total of 213 households from the Erongo Region will benefit from this initiative. We as Council are immensely grateful for this as it will greatly assists many destitute community members of our town.

Ladies and gentlemen,

The Swakopmund Municipality Volleyball team attended the annually SAIMSA games which was held in Lusaka, Zambia from 22nd to 27th of September 2019.

The following are the results of the overall.

- Golf – Gold
- Volleyball (Males) Bronze
- Volleyball (Females) – Gold
- Volleyball Mix- Silver
- 10 km Marathon Silver (Costa)
- Pool (Doubles) Silver (Combined with Henties)

On behalf of Council, I would like to congratulate all the participating members and winners at the SAIMSA games. Thank you very much for representing Namibia at sports level. Sports have the ability to bring cultures together and promote positive messages of peace and understanding and therefore, the gatherings of this nature built bilateral agreements and friendships among nations.

6. **INTERVIEWS WITH DEPUTATIONS OR PERSONS SUMMONED OR REQUESTED TO ATTEND THE MEETING OF COUNCIL**

6.1 Long Service Awards

Ladies & Gentlemen

Retirement

Ladies & Gentlemen

We hereby would like to acknowledge the following staff member, Ms. Heidi Meier who will be retiring from the Municipality. Ms. Meier has been serving the Council for 28 years and 4 months.

Ms. Meier, we are immensely grateful to you for all your loyalty and dedication that you have shown to the Council. The contribution you have given to the Municipality has made a tremendous difference in its overall vision. We wish you a peaceful retirement and wish you all the best.

Ladies & Gentlemen

Thank you for your undivided attention.

Ladies & Gentlemen

Thank you for your undivided attention.

Pauline Nashilundo
MAYOR

7. **PETITIONS**

None.

8. **MOTIONS OF MEMBERS**

None.

9. **ANSWERS TO QUESTIONS OF MEMBERS OF WHICH NOTICE WAS GIVEN**

None.

10. **REPORT OF THE MANAGEMENT COMMITTEE REFERRED TO IN SECTION 26(1) (E) OF THE ACT**

10.1 **REPORT TO COUNCIL ON RESOLUTIONS TAKEN BY MANAGEMENT COMMITTEE DURING OCTOBER 2019**

10. Minutes of Ordinary Management Committee meeting held on 15 October 2019.

11. **RECOMMENDATIONS BY THE MANAGEMENT COMMITTEE**

11.1 **ORDINARY MANAGEMENT COMMITTEE MEETING HELD ON 15 OCTOBER 2019 AND SPECIAL MANAGEMENT COMMITTEE MEETING HELD ON 26 SEPTEMBER 2019**

11.1.1 **WRITING OFF OF REDUNDANT VEHICLES AND EQUIPMENT AT THE COMMUNITY DEVELOPMENT SERVICES DEPARTMENT-TRAFFIC SECTION**

(C/M 2019/10/31 - 16/2/8/1, L 2)

CO: P
CEO
GM: CS&HR

RESOLVED: (For Condonation by Council)

- (a) That the writing-off of the redundant vehicles from the Community Development Services Department be approved and that the vehicles only be auctioned once replaced with the new fleet:

<i>Registration No</i>	<i>Make</i>	<i>Fleet No</i>	<i>Model Year</i>
<i>N 8999 S</i>	<i>Volkswagen Golf Hatch Back</i>	<i>TF0040</i>	<i>2008</i>
<i>N 4214 S</i>	<i>Gomoto Motor Cycle</i>	<i>TF0209</i>	<i>2012</i>
<i>N 15994 S</i>	<i>Chevrolet Cruze Sedan</i>	<i>TF0214</i>	<i>2010</i>
<i>N 15995 S</i>	<i>Chevrolet Cruze Sedan</i>	<i>TF0210</i>	<i>2010</i>
<i>N 15996 S</i>	<i>Chevrolet Cruze Sedan</i>	<i>TF0211</i>	<i>2010</i>
<i>N 15997 S</i>	<i>Chevrolet Cruze Sedan</i>	<i>TF0212</i>	<i>2010</i>
<i>N 15998 S</i>	<i>Chevrolet Cruze Sedan</i>	<i>TF0213</i>	<i>2010</i>
<i>N 18654 S</i>	<i>Chevrolet Cruze Hatch Back</i>	<i>TF0281</i>	<i>2013</i>
<i>N 18657 S</i>	<i>Chevrolet Cruze Hatch Back</i>	<i>TF0283</i>	<i>2013</i>

- (b) The following furniture and goods from the Community Development Services Department be written off:

<i>Quantity</i>	<i>Object</i>	<i>Remarks</i>
<i>2</i>	<i>Life Lock Alcohol Testers: i. SN 10014716-181 ii. SN 10014710-181</i>	<i>Alcohol Testers are outdated.</i>
<i>8</i>	<i>Wooden Desks with drawers</i>	<i>Desks were replaced</i>

- (c) That the Chief Executive Officer and the Chairperson of the Management Committee determines the upset prices.

11.1.2 **OLD AND REDUNDANT ITEMS/EQUIPMENT: CORPORATE AND HUMAN RESOURCES DEPARTMENT - BILLABONG GOLF**

(C/M 2019/09/26 - 16/2/8/1, L 2)

CO: P
CEO
GM: CS&HR

RESOLVED: (For Condonation by Council

- (a) That the following old and redundant vehicle in the Corporate Services & HR Department be written off and sold at the next Public Auction:

<i>Fleet No.</i>	<i>Reg. No.</i>	<i>Make</i>	<i>Model</i>
0115	N 4420 S	Golf Billabong	2012

- (b) That the Chief Executive Officer and the Chairperson of the Management Committee determine the upset prices.

11.1.3 **OLD AND REDUNDANT ITEMS / EQUIPMENT: ENGINEERING SERVICES DEPARTMENT (PARKS & GARDENS WORKS SECTION, SEWERAGE SECTION AND OFFI**

(C/M 2019/09/26 - 16/2/8/1, L 2)

CO: P
CEO
GM: CS&HR

RESOLVED: (For Condonation by Council)

- (a) That the following old and redundant vehicles, equipment and materials in the Engineering Services Department be written off and sold at the next Public Auction.

Vehicles:

<i>Fleet No.</i>	<i>Reg. No.</i>	<i>Make</i>	<i>Model</i>
FTE0188	N 5497 S	Opel Corsa	2003
FTE0105	N 11518 S	Opel Corsa Hatchback	2006
FTC0250	N18754S	M/Benz	2012
FWA0061	N4864S	Isuzu KB2500	2003

Materials / Equipment:

<i>Quantity</i>	<i>Description</i>
1	SI - 0275 - Honda Water Pump - GX160WB30
1	SI - 0052 - Honda / wacker VPA Plate Vibrator - GCAFT 2618825
1	SI - 0252 - Hoffmann High Pressure Cleaner - 420CC-T190111200
1	SI - 0053 - Honda Plate Vibrator
1	SI - 0128 - Robin Generator - Mecc Alte Spa
1	SI - 0257 - Briggs & Stratton Water pump - 018477
1	Chainsaw Engine
1	PG0097 - Lawn Mower
1	Kudu Lawn Mower
23	Wheelbarrows (Works Section)
1	Defy Fridge Freezer
15	Office Tables
2	Walk behind Sweeping Machines
1	Defy Kettle - White
11	Toilet Seat Covers
4	Toilet Pots - White
4	Toilet Cistern
2	Soap Dispensers

4	Toilet Pans
2	Steel Toilet Pan
3	Steel Toilet Roll Holders
1	Salon Fan
6	Steel Washing Basins
2	Steel Toilet Cistern
30	Sprayer Stands
4	Washing Basins - White
1	Melleware Kettle
3	Toilet Paper Holders
1	800 mtr Hosepipes
2	Hoes
1	Plier
2	Carpets
42	Plastic Grass Rakes
23	Hard Street Brooms
2	Cupboards - Wooden
2	Drawers
5	Garden Forks
1	Wooden Chair
2	Iron Rakes
1	Shifting Spanner
6	Hand Pruning Secateurs
2	Spades
1	Shovel
1	Palm Saw
2	Bags with sprayers, sprinklers, pipe and fittings
2	Boxes Pink Linen
1	HP Office jet 7500A Color printer/Scanner - MY26L310D6
1	PC Stand (Sewerage Section)
1	Table (Sewerage Section)
1	PC Monitor (SWASOC) (Sewerage Section)
1	PC Tower (SWASOC) (Sewerage Section)
1	Cupboard (Sewerage Section)
2	Steel locker (Sewerage Section)
1	OKI Printer C3600 (Building Section)

- (b) That the Chief Executive Officer and the Chairperson of the Management Committee determine the upset prices.

11.1.4 **OLD AND REDUNDANT ITEMS: FINANCE DEPARTMENT**
(C/M 2019/10/31 - 16/2/8/1, L 2)

RESOLVED: (For Condonation By Council)

CO: P
CEO
GM: CS&HR

- (a) That the following redundant items need to be written off and sold at the next public auction.

Quantity	Descriptions
17	Chairs
4	Wooden Box
2	Broken Computer Monitors
4	Heaters
4	Steel Box
1	Christmas Tree
5	Calculators
5	Printers
1	Copy Machine
1	Meter Reader Card Printer

9	Computer Box
3	Computer Screen
3	Telephones
1	Scanner
1	Envelope Sealer

- (b) That the Chief Executive Officer and the Chairperson of the Management Committee to determine the upset prices.

11.1.5 **WRITING OFF: OLD AND REDUNDANT EQUIPMENT - ENGINEERING SERVICES DEPARTMENT**

(C/M 2019/10/31 - 16/2/8/1, L 2)

CO: P
CEO
GM: CS&HR

RESOLVED: (For Condonation by Council)

- (a) That the following equipment in the Engineering Services Department be written off and sold at the next public auction.

Equipment	Total	Reason
PH Officejet 7110 Printer (Airport) Serial No. CN6B15R06B	1	Broken
Office Chair (Building Section)	1	Broken
Urn	1	Broken

- (b) That the Chief Executive Officer and the Chairperson of Management Committee determine the upset prices for the above.

11.1.6 **EXTENSION 14, SWAKOPMUND: APPLICATION FOR EXTENSION OF TIME - ERF 4908**

(C/M 2019/10/31 - E 4908)

CO: P
GM: CS&HR

RECOMMENDED:

- (a) That the application by Mr S A Angula for the extension of the due date until 02 March 2020, to secure the purchase price of Erf 4908, Swakopmund, subject to interest, be approved.
- (b) That the extension be granted on condition that the Rates & Taxes are paid up to date.
- (c) That the applicant submits proof of their efforts to secure funding for the development.

11.1.7 **CANCELLATION CONFIRMATION: ERF 4873, SWAKOPMUND**

(C/M 2019/10/31 - Erf 4873, S)

CO: P
GM: CS&HR

RESOLVED:

- (a) That Council takes note of the cancellation of Erf 4873, Swakopmund to Magnetize Investment CC due to failure to comply with the due date to secure the purchase price.
- (b) That Magnetize Investment CC be encouraged to take part in the future closed bid sale of industrial erven.

- (c) That Erf 4873, Swakopmund be offered chronologically to the next qualifying bidders listed.

11.1.8

CANCELLATION CONFIRMATION: ERF 4873, SWAKOPMUND

(C/M 2019/10/31 - Erf 4873, S)

<p style="text-align: center;">CO: P GM: CS&HR</p>
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RESOLVED:

- (a) That Council takes note of the cancellation of Erf 4873, Swakopmund to Magnetize Investment CC due to failure to comply with the due date to secure the purchase price.
- (b) That Magnetize Investment CC be encouraged to take part in the future closed bid sale of industrial erven.
- (c) That Erf 4873, Swakopmund be offered chronologically to the next qualifying bidders listed.

11.1.9

ERF 10033, (A PORTION OF ERF 2226), SWAKOPMUND: ALLOCATION TO BLAKE ONE PROPERTY DEVELOPMENT (PTY) LTD

(C/M 2019/10/31 - E 10033)

<p style="text-align: center;">CO: P GM: CS&HR</p>
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RESOLVED:

- (a) That Council takes note that Messrs Blake One Property Development (Pty) Ltd did not accept the offer by Council in writing and that the required deposit was not paid by 02 January 2019 as required in terms of the Council resolution passed on 27 September 2018 under item 11.1.14.
- (b) That Council grants Messrs Blake One Property Development (Pty) Ltd time until 30 November 2019 to pay the required deposit in terms of Council's decision passed on 27 September 2018 under item 11.1.4 point (f).
- (c) That should Messrs Blake One Property Development (Pty) Ltd not perform as per point (b) above, the transaction be cancelled.
- (d) That Council remains with the purchase price in the amount of N\$950.00/m² (N\$3 726 850.00) approved on 27 September 2018 under item 11.1.14 plus the statutory costs in the amount of N\$145 086.32.
- (e) That in case of the cancellation of the transaction, Council sells the erf by closed bid sale on a date to be determined at the price approved by Council on 27 September 2018 as N\$950.00/m² and additional costs incurred; and subject to the conditions approved.

11.1.10 **APPLICATION FOR EXTENSION OF TIME TO DEVELOP
ERF 3290, MONDESA**

(C/M 2019/10/31 - M 3290)

CO: P
GM: CS&HR

RESOLVED:

- (a) That Council approves the extension of time of 36 months to the Evangelical Lutheran Church in Namibia to commence and complete the construction of the building on Erf 3290, Mondesa until 05 November 2022.
- (b) That the Evangelical Lutheran Church in Namibia be informed that the extension of the due date in (a) above does not absolve them from the payment of basic service charges.
- (c) That an addendum to the agreement be compiled to affect the amendments above.
- (d) That the extension be granted on condition that the Rates & Taxes are paid up to date.
- (e) That the applicant submits proof of their efforts to secure funding for the development.

11.1.11 **ERF 4855, SWAKOPMUND: APPLICATION TO WAIVE PRE-EMPTIVE RIGHT**

(C/M 2019/10/31 - E4855, 19.03.02)

CO: P
GM: CS&HR

RESOLVED:

- (a) That Council waives the pre-emptive right registered over Erf 4855, Swakopmund and permits Mr Harold V Ganaseb and Mrs Jolanda Ganases to sell their erf to a third party as they are unemployed and currently in financial difficulties and the municipal services are in arrears with N\$71 991.44 plus N\$242 360.55 from the First National Bank.
- (b) That in future, Council waive its pre-emptive rights based on the merit of the application provided that the applicant submits evidence to support the appeal and claim.

11.1.12 **HANGAR 60: APPLICATION FOR EXTENSION OF TIME TO
CONSTRUCT HANGAR ON THE LEASE SITE**

(C/M 2019/10/31 - Hangar 60)

CO: P
GM: CS&HR

RESOLVED:

- (a) That it be noted that the lessee of Hangar 60, The Jan Coetzee Family Trust, applies for an extension of time to erect a hangar on the lease site.

- (b) That an extension of 12 months be given to Messrs The Jan Coetzee Family Trust (Pty) Ltd in addition to the period which lapsed on 01 July 2019 to construct a hangar.
- (c) That an addendum to the lease agreement be compiled and entered into the lessee in respect of the extension granted in point (b) above.

11.1.13

SPECIAL CONSENT FOR THE RELAXATION OF STREET BUILDING LINES FROM 5 METRES TO 0 METRES ON ERF 55, SWAKOPMUND

(C/M 2019/10/31 - E 55)

CO: P
GM: CS&HR

RESOLVED:

- (a) That the application for a special consent to relax a street building line from 5 metres to 0 metres from the street for Erf 55, Swakopmund be turned down.
- (b) That the applicant applies to their Board of Trustees for a portion of Erf 55, Swakopmund that is in line with the provisions of the Swakopmund Town Planning Scheme in order to extend their unit.
- (c) That the applicant be informed of his rights to appeal to the Minister against Council's Resolution in respect of resolution (a) above in terms of Clause 8.7 of the Swakopmund Town Planning Scheme within 28 days of receipt of notice of this Resolution, provided that written notice of such an appeal shall be given to the Ministry, as well as Council within the said period.

11.1.14

LOCAL ECONOMIC DEVELOPMENT STRATEGY (2019 -2023)

(C/M 2019/10/31 - A 2/3/15)

CEO
Acting GM: CDS

RESOLVED:

- (a) That the Local Economic Development Strategy (2019-2023) (on file) be approved.
- (b) That Council prioritize Local Economic Development and ensure that sufficient funds are availed on annual basis.

11.1.15 **REQUEST TO FORMULATE THE SWAKOPMUND MICRO AND SMALL ENTERPRISES DEVELOPMENT AND PROMOTION POLICY**

(C/M 2019/10/31 - J 6, A2/3/15)

CEO
Acting GM: CDS

RESOLVED:

- (a) That Council approves the formulation of the Swakopmund Micro and Small Enterprises Development and Promotion Policy.
- (b) That permission be granted for the Community Development Services Department to budget N\$500 000.00 for the policy during the 2020 / 2021 financial year in order to conduct the research followed by the drafting of the document.
- (c) That the Policy be reviewed once every five years, after implementation.

11.1.16 **TRANSFER OF FUNDS - CAPITAL BUDGET 2019/20**

(C/M 2019/10/31 - N 7/3/1/2)

GM: F

RESOLVED:

That the funds budgeted for the capital project below be transferred to the 2019 / 2020 financial year.

<i>Description</i>	<i>Amount N\$</i>	<i>Vote Number</i>
<i>Overhead Projector</i>	<i>150 000.00</i>	<i>301534027600</i>

11.1.17 **AESTHETICS COMMITTEE: BI-ANNUAL APPOINTMENT OF MEMBERSHIP: LOCAL ARCHITECTS & COMMUNITY REPRESENTATIVES**

(C/M 2019/10/31 - J 8)

CEO

RESOLVED:

- (a) That according to the Guidelines the choice of members of the Aesthetics Committee be determined by Council to nominate two (2) Registered Local Architects and two (2) Community Representatives:

<i>Local Architects (2)</i>	<i>Ms Karen Miller Mr Michiel Coetzee</i>
<i>A registered Urban Planner</i>	<i>Mr John Heita (Manager : Town Planning)</i>
<i>Community Representatives (2)</i>	<i>Ms Sara-Leigh Elago Mr Hilarius Abraham / Mr Shikongo</i>
<i>A Town Councillor</i>	<i>Councillor K N Jason Councillor E K Hangula (Secundi)</i>
<i>Chief Executive Officer</i>	<i>Chief Executive Officer</i>

- (b) That the Local Architects and Community Representatives of the Aesthetics Committee be

appointed every 3 (three) years by Council in order to ensure that a rotation of membership takes place.

11.1.18 **CLOSED BID SALES FOR EXTENSION 14**

(C/M 2019/10/31 - G 3/3/2/14, E 2623, S, 318 M4, 334 M4)

RESOLVED:

CO: P
GM: CS&HR

That should erven remain available after the closed bid sale of 11 October 2019 (21 erven zoned single residential), these erven be included in the list of erven for sale on 06 December 2019.

11.1.19 **TRANSFER OF ELECTRICAL SUBSTATIONS: ERONGO RED**

(C/M 2019/10/31

-A 4/3/1/16, A 4/3/1/16/1, E 2053, E 1394, E 4519, M 1898, E 3618, E 5997, E 6177, E 5978, E 5359, E 2606, T 504, VS 154, E 92)

RESOLVED:

CO: P
GM: CS&HR

- (a) That Council takes note of the transfer of the existing assets as per Schedule B of the Transfer Agreement.
- (b) That it be noted that Erf 1898, Mondesa is being subdivided by the appointed town planner of Erongo RED; and the correct erf number for the substation listed as “*Sud-Strand Str Sub-Station*” has not yet been confirmed by Erongo RED.
- (c) That the following erven be transferred to Erongo Regional Electricity Distributor Company (Proprietary) Limited in terms of Schedule B of the Transfer Agreement:

#	Erf #	Description	Asset Number
1	E 2053	Dr Boss (Welwitchia Switching Stations) - Vineta / Ext 1	SWNL 0013
3	E 4519	Papaver Sub-Station - Ocean View / Ext 9	SWNL 0014
5	E 3618	Aukas Sub-Station - Kramersdorf	SWNL 0007
11	E 2606	Diamond Str Sub-Station - Vineta: Ext 8	SWNL 0020
14	VS 154	Sandpiper Sub-Station - Vogelstrand	SWNL 0085

- (d) That the following erven not forming part of the Asset Transfer Agreement be sold to Erongo RED as indicated below:

#	Erf #	Description	Purchase Price / m ²	Size	Purchase Price
7	E 5997	Sardine Sub-Station - Mile 4: Ext 19	N\$ 500.00	230	115 000.00
8	E 6177	Mussel Sub-Station - Mile 4: Ext 20	N\$ 500.00	146	73 000.00
9	E 5978	Pacific Sub-Station - Mile 4: Ext 23	N\$ 500.00	195	97 500.00
10	E 5359	Tsavorite Sub-Station - Mile 4: Ext 15	N\$ 500.00	730	365 000.00
12	T 504	Franziska van Neel Str Sub-Station - Ocean View / Ext 1	N\$ 250.00	1 593	398 250.00

- (e) That the purchase price per square metre for the following two erven be approved; the actual size will only be available once the property is subdivided and new erf numbers are available:

#	Erf #	Description	Purchase Price / m ²
4	M 1898	Mandume Sub-Station Mondesa	N\$200.00 / m ²
15	Still to be confirmed by Erongo RED.	Sud-Strand Str Sub-Station	N\$500.00 / m ²

- (f) That Ministerial approval be requested in terms of Section 30 (1) (t) of the Local Authorities Act 23 of 1992, as amended to proceed with the alienation process.
- (g) That the point (b) of Council's resolution passed on 27 June 2013 under item 11.1.9 be repealed:
- (b) *That, in future, land be donated to parastatals as new townships develop and that parastatals be required to provide the equivalent value as social responsibility in Swakopmund.*
- (h) That Erongo RED be requested to fence and maintain the substations.

11.1.20 **THE SCIENTIFIC SOCIETY SWAKOPMUND: NEW LEASE AGREEMENT TO CHANGE FROM AN INDEFINITE LEASE PERIOD TO A DEFINITE PERIOD**

(C/M 2019/10/31 - E 10028, 13/3/1/6)

RESOLVED: (For Condonation By Council)

CO: P
GM: CS&HR

- (a) That the parties agree that indefinite lease period for the lease of the museum building on Erf 10028, Swakopmund by the Scientific Society be terminated upon date of last party signing the notarial lease agreement.
- (b) That the application of the Scientific Society Swakopmund to lease Erf 10028, Swakopmund (size, 2 660m²) for a period of 99 years not be supported.
- (c) That approval be granted to Scientific Society Swakopmund to enter into a new lease agreement to lease Erf 10028, Swakopmund (new property description), measuring 2 660m² for a period of 15 years for the purpose of a museum and café area of ±69.50m² in size.
- (d) That the lease be subject to 1 year notice with an option to re-negotiate the lease period for a further 15 years, prior to expiry of the lease period.

- (e) That Erf 10028, Swakopmund (2 660m²) be leased at a nominal fee of N\$500.00 per annum.**
- (f) That a notarial lease agreement be compiled by Council's attorney at the cost of the Scientific Society Swakopmund and subject to Council's standard lease conditions and any additional conditions Council may deem fit:**

 - (i) That the lessee may not operate later than 22:00 without prior permission from Council.*
 - (ii) That the LESSEE is responsible to keep and maintain the HIRED PROPERTY in a proper condition and to maintain and deliver the same at the termination of this lease in good order and condition, reasonable wear and tear that the LESSOR shall determine, excluded.*
 - (iii) That during any maintenance work at / to the HIRED PROPERTY, Council takes no responsibility for any loss or damage incurred by the LESSEE arising from such maintenance work or delays in connection with such works.*
 - (iv) That no improvement or changes, or any other work on the HIRED PROPERTY may be done by the LESSEE without the written permission of the LESSOR first had and obtained.*
 - (v) That the LESSOR or his duly authorized representative, shall at all reasonable time have the right to enter the PROPERTY for the purpose of carrying out an inspection and to ensure that all applicable regulations and by-laws are being adhered to by the LESSEE.*
 - (vi) That the LESSEE shall indemnify and keep indemnified the LESSOR during the full period of this agreement against possible claims, which may arise from the use of the PROPERTY by the LESSEE.*
- (g) That ministerial approval be obtained in terms of Section 30 (1)(t) of the Local Authorities Act. 23 of 1992.**
- (h) That the commencement date be the date of last party signing the notarial lease agreement.**
- (i) That all costs (inclusive of advertising cost and registration of a notarial lease) be for the LESSEE's account.**
- (j) That the Scientific Society Swakopmund may not sublet the café area, measuring 69.50m² in extent.**
- (k) That should the membership of the Association change, Council be informed in writing.**

- (l) That should the LESSEE cease operating or terminates the lease they must reinstate the area to the satisfaction of the Council at their cost.
- (m) That a nominal lease amount be determined.

11.1.21 **APPLICATION BY THE SCIENTIFIC SOCIETY SWAKOPMUND TO SUBLET THE MUSEUM CAFÉ AND OUTSIDE SEATING**
(C/M 2019/10/31 - E10028, 13/3/1/6)

During the discussion of this item, Councillor W O Groenewald declared his interest and left the chambers.

CO: P
GM: CS&HR

RESOLVED:

- (a) That the application from Messrs Scientific Society Swakopmund to sublet the museum café and outside seating in order to generate income for purposes of supporting the operation of the museum; subject to the finalization of the amendment of the lease of the Museum building to a defined period not be approved.
- (b) That Council invites expression of interest for the leasing of the Café Area from the public.

11.1.22 **APPLICATION FOR AN EXTENSION OF TIME TO SECURE PURCHASE PRICE: TRECON DEVELOPMENT (PTY) LTD**
(C/M 2019/10/31 Erf 406, M4)

CO: P
GM: CS&HR

RESOLVED:

- (a) That the application by Messrs Trecon Development (Pty) Ltd for a further extension of the due date until 30 September 2020, to secure the purchase price of Erf 406, Mile 4, subject to interest, be approved.
- (b) That Messrs Trecon Development (Pty) Ltd be reminded that the purchase price for the property is N\$7 565 400.00 and interest calculated from 21 September 2018 until 30 September 2020 amounts to N\$1 610 497.48.
- (c) That no further extensions will be granted.
- (d) That the extension be granted on condition that the Rates & Taxes are paid up to date.
- (e) That the applicant submits proof of their efforts to secure funding for the development.

11.1.23

**REQUEST FOR FURTHER EXTENSION OF TIME TO SECURE
THE BALANCE OF THE PURCHASE PRICE FOR ERF 4108,
EXTENSION 10, MONDESA BY WATO INVESTMENT CC**
(C/M 2019/10/31 - M 4108)

RESOLVED:

CO: P
GM: CS&HR

- (a) That Council approves the application by Messrs WATO Investment CC for an extension of the due date until 31 March 2020 to secure the purchase price of Erf 4108, Mondesa subject to interest.
- (c) That WATO Investment CC be reminded that the balance of the purchase price for the property is N\$128 816.98 and staggered interest calculated as from 28 August 2018 until 31 March 2020 amounts to N\$31 448.93.
- (d) That WATO Investment CC be reminded that the sale of Erf 4108, Mondesa attracts 15% VAT.
That no further extension will be granted.
- (e) That the extension be granted on condition that the Rates & Taxes are paid up to date.
- (f) That the applicant submits proof of their efforts to secure funding for the development.

11.1.24

PURCHASER OF ERF 115, MONDESA
(C/M 2019/10/31 - 115 M)

RESOLVED:

CO: P
GM: CS&HR

- (a) That Erf 115, Mondesa be sold to Mr Sem Maletzky.
- (b) That NHE be advised to allocate a house to Ms Auguste Maletzky.

11.1.25

COMMUNICATION POLICY: EXTERNAL COMMUNICATION
(C/M 2019/10/31 - 7/P)

RESOLVED:

CO: M&C
GM: CS&HR

That the Communication Policy of the Swakopmund Municipality, be approved.

11.1.26

PROPOSAL: CITY WI-FI AND FIBER NETWORK IN SWAKOPMUND - DEMSHI INVESTMENT HOLDINGS (PTY) LTD

(C/M 2019/10/31 - A 3/1/1)

CO: M&C
GM: CS&HR

RESOLVED:

- (a) That the proposal from Messrs Demshi Investment Holdings Pty, to set up free Wi-Fi pilot project in Swakopmund be noted.
- (b) That the pilot project be installed in Sam Nujoma Avenue for a period of three months and that a feedback report be provided to Council after this period.
- (c) That Messrs Demshi Investment Holdings Pty obtains permission from Erongo RED to utilize the street lampposts for the setting up of the project.
- (d) That permission be granted to Messrs Demshi Investment Holdings Pty to market the pilot project as Swakopmund Wi-Fi.
- (e) That Council approves, authorize and award, in writing, the deployment of a city wide Wi-Fi and Fiber network in Swakopmund being a pilot project.

11.1.27

MEDIA WEEK AT THE SWAKOPMUND MUNICIPALITY

(C/M 2019/10/31 - 7/11/2)

CO: M&C
GM: CS&HR

RESOLVED:

- (a) That the hosting of a Media Week with Coastal media representatives during the first week of March 2020 in order to promote transparency and integrity of Council's service delivery to the community, be approved.
- (b) That the media representatives be requested to submit various topics on which they want to conduct their interviews to the Corporate Officer: Marketing & Communications, thereafter it will be forwarded to the General Managers of the respective department.
- (c) That Heads of Departments should identify and prepare the section(s) and the assigned official(s) to answer all the relevant questions asked by the reporters.
- (d) That the media feedback sessions can be conducted in the boardrooms of the respective departments and each department be responsible for refreshments

(such as water, coffee / tea and biscuits) during the sessions.

- (e) That the Managers, Supervisors of the relevant departments / Sections and the Corporate Officer: Marketing & Communications be present during the sessions.

1.1.28

PUBLIC MEETINGS

(C/M 2019/10/31 - 5/2/1/2/3)

CO: M&C GM: CS&HR
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RESOLVED:

- (a) That Council promotes community involvement and public participation with various targeted community groups by hosting sessions of public meetings.
- (b) That the following proposed scheduled sessions of public meetings for 2019 and 2020 be approved.

<i>Month</i>	<i>Day & Date</i>	<i>Target Audience</i>	<i>Venue</i>	<i>Time</i>
<i>November 2019</i>	<i>Sunday, 10</i>	<i>Residents of Mondesa</i>	<i>Meduletu Hall</i>	<i>14H00</i>
	<i>Monday, 11</i>	<i>Residents of DRC</i>	<i>Open area behind the DRC Fire Station /</i>	<i>18H00</i>
	<i>Tuesday, 12</i>	<i>Matutura</i>	<i>At New pay point in Matutura</i>	<i>18H00</i>
	<i>Wednesday, 13</i>	<i>Residents of Tamariskia</i>	<i>Swakopmund Town Hall (Tamariskia)</i>	<i>18H00</i>
	<i>Thursday, 14</i>	<i>Residents living in the CBD, Kramersdorf and Vineta</i>	<i>Municipal Head Office (Council Chambers)</i>	<i>18H30</i>
<i>February 2020</i>	<i>Sunday, 9</i>	<i>Residents of Mondesa</i>	<i>Meduletu Hall</i>	<i>14H00</i>
	<i>Monday, 10</i>	<i>Residents of DRC</i>	<i>Open area behind the DRC Fire Station</i>	<i>18H00</i>
	<i>Tuesday, 11</i>	<i>Matutura</i>	<i>At New pay point in Matutura</i>	<i>18H00</i>
	<i>Wednesday, 12</i>	<i>Residents of Tamariskia</i>	<i>Swakopmund Town Hall (Tamariskia)</i>	<i>18H00</i>
	<i>Thursday, 13</i>	<i>Residents living in the CBD, Kramersdorf and Vineta</i>	<i>Municipal Head Office (Council Chambers)</i>	<i>18H30</i>

- (c) That Heads of Departments identify and prepare matters to be discussed at these public meetings.
- (d) That the Marketing and Communications Section be responsible for arranging the meetings.

11.1.29

REQUEST FOR SPONSORSHIP: SWAKOPMUND NEW YEAR'S FESTIVAL

(C/M 2019/10/31 - 14/2/2/1/3, N 7/3/1/2, 14/2/7/1/1)

RESOLVED:

Acting GM: CDS

- (a) That the request for sponsorship for the hosting of the New Year's festival under the theme- Afro-Summer scheduled to take place on 31 December 2019, at the Vineta North Sports field, be approved.
- (b) That Mr Shalulu be responsible for the payment of the venue and the refundable deposit of N\$24 840.00 for the venue.
- (c) That permission be granted to Mr R Shalulu to have access to the venue from 30 December 2019 in order to set up and prepare for the event and be exempted from the payment for the use of the venue during the set up period.
- (d) That the noise level of the music not to be more than 85 dB (Decibel) at the noise source (thus the speakers) and not more than 60 dB at a distance of 200m and should valid complaints be received, permission can be withdrawn forthwith.
- (e) That Mr R Shalulu be prohibited from displaying any fireworks at the event.
- (f) That Mr R Shalulu ensures that the facilities including the parking area are cleaned within 24 hours be restored to their original conditions and to the satisfaction of the Acting General Manager: Community Development Services after the event.
- (g) That Council be indemnified against any claims that may arise from using the stadium.
- (h) That Mr R Shalulu be responsible for the provision and arrangement of adequate public ablution facilities on site to the satisfaction of the General Manager: Health Services.
- (i) That the gates be closed by 02:00AM and no person should overnight on the premises, except for security purposes.
- (j) That Council reserves the right to cancel the use of the stadium should Council needs them for its own purposes.
- (k) That Mr R Shalulu make prior arrangements with Erongo-RED for electricity connection at their own cost.

(l) That Mr R Shalulu submit proof that the following arrangements have been made:

- *Emergency Services*
- *Traffic Control and Parking*
- *Waste removal*
- *Security Services*
- *Liquor license*

11.1.30 **PARTICIPATION AT THE 7th NCCI SWAKOPMUND INTERNATIONAL TRADE EXPO (SWAITEK)**
(C/M 2019/10/31 - J 3, D 5)

CO: M&C
GM: CS&HR

RESOLVED: (For Condonation by Council)

That Council does not support the 7th Swakopmund International Trade Expo (SWAITEK) 2019 and that the funds be kept in abeyance for 2020.

11.1.31 **REQUEST TO DISSOLVE THE JOINT VENTURE BETWEEN DELTA GROUP AND JATTIES GROUP**
(C/M 2019/10/31 - A 2/3/15, H 5, H 5/7, G 3/9, G 4/1/1)

Acting GM: CDS

RESOLVED:

- (a) That request from Messrs Jatties Group to divide the work equally between Messrs Delta Group Namibia and Jatties Group be noted.
- (b) That Messrs Jatties Group and Messrs Delta Group Namibia and Jatties obtain a legal opinion, on their own cost, regarding the status of the Joint Venture Agreement before Council expresses itself on the matter.

11.1.32 **REZONING OF ERF 1331, TAMARISKIA FROM SINGLE RESIDENTIAL WITH A DENSITY OF 1:600M² TO GENERAL RESIDENTIAL WITH A DENSITY OF 1:250M² FOR THE DEVELOPMENT OF A MAXIMUM OF THREE RESIDENTIAL UNITS**
(C/M 2019/10/31 - E 1331)

GM: ES

RESOLVED:

- (a) That the rezoning of Erf 1331, Tamariskia from “*Single Residential*” with a density of one dwelling per 600m² to “*General Residential 1*” with a density of 1:250m² be turned down.

- (b) That Erf 1331, Swakopmund be rezoned from “*Single Residential*” with a density of one dwelling per 600m² to “*General Residential 2*” with a density of one dwelling per 250m².
- (c) That the rezoning of Erf 1331, Swakopmund be subject to a betterment fee calculated according to the betterment fee policy of 2009 and be paid by the applicant before any submission of building plans to the Engineering Services Department for approval.
- (d) That all the parking be provided on-site in line with the Swakopmund Town Planning Scheme.
- (e) That the objectors be informed of Council’s decision and their right to appeal to the Minister against Council’s Resolution in respect of resolution (a) above in terms of Clause 8 of the Swakopmund Town Planning Scheme within 28 days of receipt of notice of this Resolution, provided that written notice of such an appeal shall be given to the Ministry, as well as Council within the said period.
- (f) That the applicant be informed that may appeal the Council decision in terms of (a) and (b) above to the Minister of Urban and Rural Development with valid reasons within twenty eight (28) days from the date of the decision in accordance with clause 8 of the Swakopmund Town Planning Scheme.
- (g) That the applicant responds in writing accepting Council’s resolution and conditions of its approval before the rezoning is included in a town planning amendment scheme.

11.1.33

NAMING OF STREETS, PUBLIC PLACES, NATURAL AREA AND COUNCIL-OWNED BUILDINGS / FACILITIES ADVISORY COMMITTEE

(C/M 2019/10/31 - N 8/1/2)

GM: ES

RESOLVED:

- (a) That the proposal to name a portion of gardens north of the old swimming pool (Erf 4747) commonly known as the “*An Der Mole*” gardens after Mr Eckardt Demasius be turned down as Mr Demasius already received a nomination for a street name that he accepted.
- (b) That, Community members should put all their street naming proposals, requests and enquiries in writing

and should address them to the Office of the Chief Executive Officer.

- (c) That, The Naming of Streets, Public Places, Natural Areas and Council-owned Buildings / Facilities Advisory Committee members be released from employment on a date and time agreed upon by committee members for the purpose of “*in-loco*” inspections.

13. **DRAFT REGULATIONS AND TARIFFS, IF ANY**

The meeting adjourned: **20:04**

Minutes confirmed on: **28 November 2019**

**Councillor P N D Nashilundo
MAYOR**

AK/

**A Benjamin
CHIEF EXECUTIVE OFFICER**