

MINUTES

of an **Ordinary Council Meeting** held in the Council Chambers, Municipal Head Office, Swakopmund on **Thursday, 29 October 2020 at 09:00.**

PRESENT:

Councillor A M Marsh	:	Deputy Mayor
Councillor E Shitana	:	Chairperson of MC
Councillor K N Jason	:	Alternate Chairperson of MC
Councillor A Jonas	:	Member of Management Committee
Councillor E K Hangula	:	Member of Council
Councillor U Kaapehi	:	Member of Council

OFFICIALS:

Mr A Benjammin	:	Chief Executive Officer
Mr MPC Swarts	:	General Manager: Corporate Service &HC
Mr C McClune	:	GM: Engineering and Planning Services
Ms G Mukena	:	Acting GM: Finance
Mr V Kaulinge	:	Acting GM: Economic Development Services
Mr C Lawrence	:	General Manager: Health & SWM

ALSO PRESENT:

Also present was two (2) members of the Media and (11) eleven members of the public.

1. SCRIPTURE READING AND OPENING BY PRAYER

Councillor K N Jason opened the meeting with a prayer.

2. ADOPTION OF THE AGENDA OF THE MEETING OF COUNCIL

On proposal of Councillor **E Shitana** seconded by Councillor **U Kaapehi** it was:

RESOLVED:

That the agenda be adopted.

CO: A GM: CS&HC



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

3.1 Application for leave of absence:

Councillor N N Salomon	-	Approved
Councillor P Nashilundo	-	Approved
Councillor W O Groenewald	-	Approved

3.2 Declaration of interest:

None.

4. **CONFIRMATION OF MINUTES**

(C/M 2020/08/31 - A 2/3/5)

4.1 **MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 24 SEPTEMBER 2020**

On proposal of Councillor **E Shitana** seconded by **U Kaapehi** it was:

RESOLVED:

CO: A
GM: CS&HC

That the minutes of the Ordinary Council Meeting held on 24 September 2020, be confirmed as correct.

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

(C/M 2020/10/29 - A 2/3/5)

Honorable Councilors, 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 morning and welcome to the Council meeting and Announcements for this month.

Ladies and Gentlemen

The Mayoral office had the following official engagements during the month of October:

- *Donation of food parcels to the care takers at various day care centres in Swakopmund.*
- *Launch of the Municipality's Youtube Channel*
- *Handover of mattresses to two secondary schools and the Namibian Police CBD holding cells*
- *Site handover to the Shack dwellers Federation*
- *Community meeting hosted by the Monica Gender Based Violence Solutions*
- *Launch of the Buy local, Grow Namibia campaign*
- *Various in-house meetings*

Honorable Councilors, Ladies and gentlemen,

Council has been engaging in the distribution of food parcels exercise over the past 6 months. We have assisted our community members with food parcels and basic necessity items such as mattresses, blankets, clothing and sanitation products over this challenging time. This would not have been possible without the tremendous assistance from our partners who sponsored these items.

However, we would like to announce that the donation process has been put on halt as we currently do not have any consignments available to further distribute to our community members. In the meantime we would like to urge our community members

to remain positive and we reassure of our commitment towards providing assistance to those in need if and when we have products available.

Ladies and gentlemen

Moving on, I am privileged to officiate the handover of the financial contribution from Nedbank Namibia to the Municipality of Swakopmund through the Junior Town Council (JTC). This gesture has come as a result of the established partnership between the Municipality of Swakopmund and Nedbank Namibia aiming at empowering local youth.

Ladies and gentlemen

In its Youth Development Policy, Council acknowledged the fact that the Municipality of Swakopmund can't address the plight of young people alone; hence a concerted effort from all stakeholders is of paramount importance.

In 2019, Nedbank approached the Municipality of Swakopmund in an effort to support youth program. The two institutions agreed to contribute and escalate the Shoe Box Project. Nedbank Namibia's contribution towards the boxes were distributed at the event preceded the finishing of Nedbank Namibia Desert Dash at Platz am Meer Mall. The Shoe Box project is the JTC Christmas initiative, aimed at putting a smile on faces of less fortune children residing in Swakopmund and giving them hope. The project entails a box with Christmas gifts i.e. cosmetics, sweets, stationeries etc earmarked for children without parents or whose parents can't afford a Christmas gift.

Honourable Councillors,

This year Nedbank Namibia as part of its social responsibility; has pledged a cash of N\$ 50 000.00 as a contribution towards the completion of the beach walk way and we are going to witness this in a short while. I wish to comment Nedbank Namibia for the noble gesture as this will not only reduce Council's financial burden towards the completion of the beach walk way but will also benefit our residents who enjoy jogging and walking at the beach for health and fitness reasons.

Honourable Councillors, Mr. Benjamin,

I am reliably informed that the funds will be donated to the Junior Town Council this morning and the latter will contribute to the project. Like last year, the donation once again cements the partnership between the Swakopmund Municipality and Nedbank Namibia aiming to precede the Desert Dash.

Ladies and gentlemen

It is my singular honour to wholeheartedly convey once again Council gratitude to Nedbank Namibia for choosing Swakopmund as a town of preference. We are very grateful and would like to request the two institutions to make this a yearly event/partnership for the betterment of our community.

Honorable Councilors, Ladies and gentlemen,

Thank you for your attention.

Assertha Marsh

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

6.1 Long Service Awards

This will be done on another platform as decided by the Honourable Mayor.

6.2 Nedbank Namibia handover of donation to the Junior Town Council for their project.

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 2020

11. RECOMMENDATIONS BY THE MANAGEMENT COMMITTEE

11.1 MANAGEMENT COMMITTEE MEETINGS HELD ON 10 SEPTEMBER 2020

11.1.1 ERF 4857, SWAKOPMUND: APPLICATION TO WAIVE PRE-EMPTIVE RIGHT

(C/M 2020/10/29 - E 4857)

RESOLVED:

CO: P
GM: CS&HC

That Council considers the merit of being a pensioner as motivation whether to waive the pre-emptive right registered over Erf 4857, Swakopmund and permits Mr Valentino Bonadei to sell their erf to a third party as he is unable to develop Erf 4857, Swakopmund.

11.1.2 ERF 4885, SWAKOPMUND: APPLICATION TO WAIVE PRE-EMPTIVE RIGHT

(C/M 2020/10/29 - E4841)

RESOLVED:

CO: P
GM: CS&HC

(a) That Council waives the pre-emptive right registered over Erf 4885, Swakopmund and permits Mr Willem Andries Alberts to sell their erf to a third party in order to settle their mortgage bond and municipal account.

(b) That Council takes note of the financial proof provided by Mr Willem Andries Alberts that they are unable to afford to develop Erf 4885, Swakopmund.



11.1.3 REQUEST FOR EXTENSION OF TIME FOR PAYMENT OF THE PURCHASE PRICE FOR ERF 365, MILE 4

(C/M 2020/10/29 - 365 M4)

RESOLVED:

CO: P
GM: CS&HC

- (a) That Council approves the application by Messrs Desert Giant Group (Pty) Ltd for an extension of time to perform until 31 March 2021, although rates and taxes are not paid up.
- (b) That Erf 365, Mile 4 be sold at a closed bid sale failing the performance of Messrs Desert Giant Group (Pty) Ltd by 31 March 2021 under (a) above.

11.1.4 APPLICATION TO RENEW CURRENT LEASE PERIOD OF POWERCOM (PTY) LTD - ON COUNCIL'S WATER TOWER LOCATED NEAR THE SWAKOPMUND AERODROME

(C/M 2020/10/29 - 16/1/4/2/1/5)

RESOLVED:

CO: P
GM: E&PS
GM: CS&HC

- (a) That Council approves the renewal of the lease agreement of PowerCom (Pty) Ltd for space on Council's water tower located near the Swakopmund aerodrome.
- (b) That an inspection be done to determine the number of antennae mounted on Council's water tower by PowerCom (Pty) Ltd and whether additional antennae can be accommodated and the rental be adjusted accordingly.
- (c) That the lease tariff be set at N\$ 4 392.25 per month (15% VAT excluded) per three antennae; and the rental be adjusted accordingly.
- (d) That an escalation of 10% be applicable to the rental on 1 July annually.
- (e) That the lease be for a period of five (5) years (01 September 2020 until 31 August 2025).
- (f) That the space on the water tower and the area on the ground be leased on the explicit condition that the lessee indemnifies Council against any claim for damages whatsoever resulting from its occupation and usage.
- (g) That PowerCom (Pty) Ltd installs their own electrical meter so that any expenses and costs generated be allocated to PowerCom (Pty) Ltd.
- (h) That the proposed lease be advertised in terms of Section 63 of the Local Authorities Act, (Act 23 of 1992), as amended; at the cost of Messrs PowerCom (Pty) Ltd.
- (i) That Council's standard lease conditions be applicable for the rental of space on the water tower.

- (j) That all costs relating to the lease, including, but not limited to advertising costs, be for the account of the lessee.
- (k) That the antennae and related cabling be mounted on the water tower with prior approval and supervision of the Engineering & Planning Services Department.
- (l) That Council will not reimburse PowerCom (Pty) Ltd for any costs relating to the installation of its antennae or related cabling nor for the building or maintenance of the equipment room during or after the termination of the lease agreement.
- (m) That any damages that may be caused to the water tower (including pipes, etc.) as a result of PowerCom (Pty) Ltd's lease of the tower shall be repaired at their cost and on demand.
- (n) That if the signal transmitted by the antennae of PowerCom (Pty) Ltd at any time in any way interfere with any existing installations, the lease be cancelled and antennae removed at PowerCom (Pty) Ltd's cost should no solution to the satisfaction of Council be offered.
- (o) That PowerCom (Pty) Ltd will be responsible for the proper maintenance of the equipment and should such equipment not be well maintained and thus rust and become unsightly, the lease be cancelled and equipment removed at the cost of the lessee.
- (p) That PowerCom (Pty) Ltd clearly marks their equipment, antennae and any other implements related to the BTS rental that is mounted on the water tower in order to be able to identify it as their property.
- (q) That on the termination of the lease, PowerCom (Pty) Ltd be required to remove any antennae and cabling placed by them on the tower and the BTS buildings and equipment at their cost and to the satisfaction of the Engineering & Planning Services Department failing which, Council shall have it removed for the account of PowerCom (Pty) Ltd.
- (r) That the Engineering and Planning Services Department makes the necessary arrangements to allow Messrs PowerCom (Pty) Ltd access to the tower considering the security fence surrounding the tower whilst simultaneously ensuring access to the tower is still controlled and not open to the general public.



11.1.5

MOBILE TELECOMMUNICATIONS LIMITED: RENEWAL OF THE BTS SITE LOCATED 18 KM EAST OF SWAKOPMUND TOWN AND TOWNLANDS

(C/M 2020/10/29

-

16/1/4/2/1/5)

CO: P
GM: E&PS
GM: CS&HC

RESOLVED:

- (a) That Council approves the renewal of the lease period of Mobile Telecommunications Limited for the lease area of 81m² located 18 km east of Swakopmund Town and Townlands at the rate of N\$37.05/m² per month (15% VAT excluded) commencing 1 September 2020.
- (b) That an escalation of 10% be made applicable to the rental on 1 July annually.
- (c) That the lease be for a period of five (5) years (from 1 September 2020 until 31 August 2025).
- (d) That Mobile Telecommunications Limited installs their own electrical meter at the site so that any expenses and costs generated are allocated to them.
- (e) That building plans of all erected structures must be submitted to the Engineering & Town Planning Services Department.
- (f) That the proposed lease of the site be advertised in terms of Section 63 of the Local Authorities Act, (Act 23 of 1992), as amended
- (g) That Council's standard lease conditions be applicable.
- (h) That all costs relating to the lease, including, but not limited to advertising costs, be for the account of the lessee.
- (i) That Council be indemnified against any public claims or liability related to the use of the lease area.
- (j) That the following conditions be made applicable in addition to points (b) to (i) above to the lease:
 - (i) *That Council will not reimburse Mobile Telecommunications Limited for any costs relating to the installation or removal of its properties or any other expense incurred during or after the termination of the lease agreement.*
 - (ii) *That any damages that may be caused to the lease site be for the account of Mobile Telecommunications Limited and shall be repaired at their cost and on demand.*
 - (iii) *That Mobile Telecommunications Limited will be responsible for the proper maintenance of the equipment and should such equipment not be well maintained and thus rust and become unsightly, the lease be cancelled and equipment removed at the cost of the lessee.*



11.1.6

THE APOSTOLIC FAITH MISSION OF NAMIBIA: PROVISION OF THE FINANCIAL REPORT AND A REQUEST FOR AN EXTENSION OF TIME TO PAY THE BALANCE OF THE PURCHASE PRICE OF ERF 1327, TAMARISKIA

(C/M 2020/10/29 - T 1327)

RESOLVED:

CO: P
GM: CS&HC

(a) That Council takes note that:

- The Apostolic Faith Mission of Namibia paid N\$ 121 545.63 of the purchase price in the amount of N\$231 175.00 leaving a balance of N\$ 109 629.40.
- The balance of their financial statements as on 31 May 2020 is N\$ 9 778.00; and an analysis of their bank statement for an 18 month period indicates a short fall of N\$ 404.96. These financial documents do not provide proof of their ability to purchase and develop the erf.
- As the transaction was subject to the provision of the financial ability, Council has not yet commenced with the transaction.

(b) That Council takes note of the application by The Apostolic Faith Mission of Namibia for an extension of time until 29 June 2021 to provide proof of their financial ability and to pay the balance of the purchase price.

(c) That Council allows the extension for securing the purchase price by 29 June 2021; and should the balance not be paid by the church on due date, Council cancels the allocation to The Apostolic Faith Mission of Namibia.

(d) That subject to (c) above, Erf 1327, Tamariskia be offered to the next qualifying religious institution in terms of Council's decision passed on 28 November 2019 under item 11.1.3; which is the Gospel Mission of Swakopmund.

(e) That the Council in the meantime obtains permission from the Ministry of Urban and Rural Development in terms of section 30 (1) (t) to proceed with the sale.

11.1.7 **TRANSFER OF ERF 2843 MONDESA**

(C/M 2020/10/29 - M 2843)

RESOLVED:

CO: P
GM: CS&HC

(a) That it be noted that Ms Munee had paid occupational rental in the amount of N\$ 13 500.00 which must be deducted from the purchase price.

(b) That erf 2843 be transferred into the name of Ms Victoria Munee.

11.1.8

TRANSFER OF ELECTRICAL SUBSTATIONS: ERONGO RED

(C/M 2020/10/29

-

(A 4/3/1/16, A 4/3/1/16/1, E 1714, E 1281, E 1394, E 2056, E 2545, E 616, T 625, E 3347, E 2828, M 917, E 3179, E 4736, E 4519, E 1969, E 2892 & E 92)

RESOLVED:**CO:P**
GM:CS&HC

- (a) That Council takes note of the transfer of the existing assets as per Schedule B of the Transfer Agreement.
- (b) That the following erven be transferred to Erongo Regional Electricity Distributor Company (Proprietary) Limited in terms of Schedule B of the Transfer Agreement:

	Erf Number	Asset Number	Substation
2	Erf 1281, Ext 3, Kramersdorp	(SWNL0028)	HO-LO Park Sub-Station
3	Erf 1394, Ext 1, Vineta	(SWNL0111)	Welwitchia Street Sub-Station
4	Erf 2056, Ext 1, Vineta	(SWNL0099)	Nordring Sub-Station
5	Erf 2545, Ext 8, Hage Heights	(SWNL0005)	Aquamarine Street Sub-Station
6	Erf 616, Ext 1, Swk Industrial	(SWNL0071)	Phillip Street Sub-Station
7	Erf 625, Tam	(SWNL0022)	Garnet Sub- Station
8	Erf 3347, Ext 9, Ocean View	(SWNL0089)	Monotoka Street Sub-Station (Spar)
9	Erf 2828, Ext 1, Swk Industrial	(SWNL0019)	Feld Street Sub-Station
10	Erf 917, Ext 2, Mondesa	(SWNL0031)	Jabulani Sub-Station 2
11	Erf 3179, Ext 8, Hage Heights	(SWNL0088)	Saphir Street Sub-Station
12	Erf 4736, Swk	(SWNL0060)	Marleen Park Sub-Station
14	Erf 1969, Ext 1, Vineta	(SWNL0106)	Ugab Street Sub-Station
15	Erf 2892, Ext 9, Ocean View	(SWNL0049)	Malven Street Sub-Station
16	Erf 92 (A portion of Erf 93), Swk	(SWNL0101)	Strand Substation

- (c) 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.
- (d) That Erongo RED be requested to fence and maintain the substations.

11.1.9

REQUEST FOR EXTENSION OF SPECIAL RATES AT THE SWAKOPMUND MUNICIPAL REST CAMP

(C/M 2020/10/29

-

14/2/7/1/14)

RESOLVED:**Acting GM: EDS**

That Council extends the approved special rates of the Swakopmund Municipal Rest camp (SMRC) from 1 November 2020 to 28 February 2021:

Unit Type	Current Rate	Proposed COVID-19 Rate	% Discount
Fish	N\$ 562.00	N\$ 300.00	46.62%
Gecko	N\$ 652.00	N\$ 350.00	46.32%
Welwitschia	N\$ 681.00	N\$ 350.00	48.60%
Dune	N\$ 903.00	N\$ 450.00	50.17%
Dune A	N\$ 846.00	N\$ 450.00	46.81%
Spitzkoppe	N\$ 947.00	N\$ 500.00	47.20%
Brandberg B	N\$ 1,225.00	N\$ 700.00	42.86%
Moon Valley	N\$ 1,336.00	N\$ 800.00	40.12%

11.1.10 **CANCELLATION OF THE USE MUNICIPALITY BUNGALOWS AS QUARANTINE FACILITY BY MINISTRY OF HEALTH AND SOCIAL SERVICES**

(C/M 2020/10/29 - 14/2/7/1/2)

RESOLVED:

Acting GM: EDS

- (a) That Council takes note of the Ministry of Health and Social Services intention to cancel the 112 rest houses at the Swakopmund Municipal Rest Camp.
- (b) That the request from the Ministry of Health and Social Services to continue utilising the 78 rest houses free of charge not be considered as the SMRC is a self-sustaining entity.
- (c) That the Ministry of Health and Social Services be requested to return the 78 rest houses to the Municipality by 31st October 2020.
- (d) That the GM: EDS ensures that the Ministry comply with the following conditions before the facility is returned to the Municipality:
 - (i) *Cleaning of the rest houses and surrounding areas*
 - (ii) *Disinfecting all the rest houses*
 - (iii) *Emptying of all waste bins and ensuring the waste is removed from the premises*
 - (iv) *All bed linen must be laundered before the facility is handed over to the Municipality*
 - (v) *Joint verification of items on inventory of all rest houses*

11.1.11 **APPLICATION BY MESSRS VINETA DEVELOPMENT (PTY) LTD FOR REDUCTION OF THE PURCHASE PRICE FOR ERF 10034, SWAKOPMUND**

(C/M 2020/10/29 - E 5360, 10034)

RESOLVED:

CO: P
GM: CS&HC

- (a) That the application of Messrs Vineta Development (Pty) Ltd for the reduction in the purchase price of Erf 10034, Extension 15, Swakopmund from N\$825.00 to N\$800.00/m² not be approved.
- (b) That Council does not waive the 5% increase on the purchase price of Erf 10034, Swakopmund and that the transfer of the erf is completed before December 2020.

11.1.12 APPLICATION FOR A FURTHER EXTENSION OF TIME TO PERFORM: ERF 4972, EXTENSION 14, SWAKOPMUND
(C/M 2020/10/29 - E 4972)

CO: P
GM: CS&HC

RESOLVED:

- (a) That Council takes note of the application by Ms Miljo for her request for an extension of time to perform by 30 November 2020.
- (b) That the extension of time be subject to interest being levied from date of sale until date of transfer (if a bank guarantee is provided) or until date of receipt of payment (cash option).
- (c) That exemption of the interest be granted for 61 days, being the period of the lockdown periods during the National State of Emergency.
- (d) That the sale agreement be amended with the due date of 30 November 2020 in terms of the standard deed of sale.

11.1.13 APPLICATION FOR AN EXTENSION OF TIME TO PERFORM: ERF 4984, EXTENSION 14, SWAKOPMUND
(C/M 2020/10/29 - E 4984)

CO: P
GM: CS&HC

RESOLVED:

- (a) That Council approves the application by Ms M M E Bussel for an extension of time to perform by 01 March 2021.
- (b) That the extension of time be subject to interest being levied from date of sale until date of transfer (if a bank guarantee is provided) or until date of receipt of payment (cash option).
- (c) That exemption of the interest be granted for 61 days, being the period of the lockdown periods during the National State of Emergency.
- (d) That should Ms M M E Bussel not perform by Monday, 01 March 2021, the sale be cancelled.

11.1.14 REZONING OF ERF 5856, SWAKOPMUND FROM INSTITUTIONAL TO GENERAL BUSINESS WITH A BULK OF TWO AND CONSENT TO OPERATE A NURSERY, OUTDOOR MUSEUM AND A BOTANIC GARDEN
(C/M 2020/10/29 - 19.03.08, E 5856)

GM: E&TP

RESOLVED:

- (a) That rezoning of Erf 5856, Swakopmund from "Institutional" to "general business" with a bulk of 2.0 be approved.
- (b) That consent to operate a nursery, outdoor museum and a botanic garden be approved.

- (c) That the rezoning of Erf 5856, Swakopmund be included in the next Swakopmund Amendment Scheme.
- (d) That the rezoning of Erf 5856, Swakopmund be subject to a betterment fee calculated according to the betterment fee policy of 2009 and be paid by the applicant before any business registration and/or submission of building plans to the Engineering Department for approval.
- (e) That all the parking provided on-site be in line with the Swakopmund Town Planning Scheme.
- (f) That the applicant provides proof of non-profit operations of the historic building and applies for the exemption of rate and tax payment for the area occupied by the historic building (209m²) to the relevant department.
- (g) That the applicant be informed that the applicant may appeal the Council decision 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.

11.1.15 APPLICATION FOR THE REZONING OF ERF 3130 SWAKOPMUND EXTENSION 9 FROM RESIDENTIAL WITH A DENSITY OF 1:900M² TO GENERAL RESIDENTIAL WITH A DENSITY OF 1:300M²

(C/M 2020/10/29 - E 3130)

RESOLVED:

GM: E&TP

- (a) That rezoning of Erf 3130, Swakopmund Extension 9 from residential with a density of one dwelling per 900m² to "general residential" with a density of one dwelling per 300m² be approved,
- (b) That the rezoning of Erf 3130, Swakopmund Extension 9 be included in the next Swakopmund Amendment Scheme,
- (c) That the rezoning of Erf 3130, Swakopmund Extension 9 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 & Planning Services Department for approval,
- (d) That all the parking provided on-site be in line with the Swakopmund Town Planning Scheme,
- (e) That the objectors be informed of their rights to appeal the Council decision 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.



11.1.16 DETERMINATION OF SELLING PRICE FOR RESIDENTIAL ERVEN AT EXTENSION 9 and 26, MONDESA FOR THE DECENTRALISED BUILD TOGETHER PROGRAMME BENEFICIARIES

(C/M 2020/10/29 - 12/2/1/2)

CO: P
GM: CS&HC

RESOLVED:

- (a) That Council approves the increase of the maximum loan amount from N\$80,000.00 to N\$115,000.00 for the Container Type and N\$140,000.00 approved for the F-plus Type houses.
- (b) That should the loan amount in (a) above to beneficiaries be repaid over a period of 30 years or less.

11.1.17 ESTABLISHMENT OF TOURIST PROTECTION SECURITY UNIT

(C/M 2020/10/29 - 13/3/2/1)

Acting GM: EDS

RESOLVED:

- (a) That permission be granted to the Economic Development Department to established a well-trained Tourist Protection Unit.
- (b) That the current contractor who is providing security services at various municipal venues be requested to provide additional five security officers at the current rate.
- (c) That the Law enforcement and emergencies service section oversee the performance of the unit and report to the council quarterly.
- (d) That the procurement of this much needed services mentioned in (b) above be done in terms of the Procurement Act 15 of 2015

11.1.18 RENTAL PAYMENT RELIEF FOR MONDESA SME PARK (ERF4352), ERVEN 4353,4354 A&B AND THE OPEN MARKETS DUE TO COVID-19 PANDEMIC

(C/M 2020/10/29 - 14/1/3/1)

Acting GM: EDS

RESOLVED:

That Council approves a provisional relief/waiver of the rental payments for a period of four (4) months starting from April to July 2020 for tenants trading from Business Trading facilities (i.e Erf 4352, 4353, 4354 and Open markets on erf 1823 & 3215) in Mondesa.

11.1.19 **ERONGO RED SHAREHOLDING**
(C/M 2020/10/29 - 5/6/3)

RESOLVED:

GM: F

That Council mandates its Board of Directors to submit the below listed matters to the next Board of Directors meeting for reviewing.

- (i) That the current shareholding percentage of Council be reviewed based on the actual electrical infrastructure costs invested by Council since 1 July 2005.
- (ii) That Messrs Erongo Red avail annual financial reports to Council.
- (iii) Reduced payment of royalties.
- (iv) Deposit payments required from Council for power connections to its new developments, be reviewed.
- (v) Shareholding agreement.

11.1.20 **TRANSFER OF THE HANGAR LEASE RIGHTS: HANGAR No.05**
(C/M 2020/10/29 - Hangars 05)

RESOLVED:CO: P
GM: CS&HC

- (a) That Council approves the transfer of the rights of Hangar No.05 from Mr Johannes Gerhardus de Wet, subject to the standard lease conditions for hangars at the aerodrome.
- (b) That the approval be subject to the current lease account to be up to date.
- (c) That permission be granted to Mr Johanness Gerhardus de Wet to sign all necessary documents on behalf of Mr Pieter Gerhardus de Wet.

11.1.21 **REQUEST FOR TRANSFER OF FUNDS FOR THE SATELITE PAY POINT (MATUTURA)**
(C/M 2020/10/29 - 3/1/1/2/1)

RESOLVED:

GM: F

That Council condones the transfer of funds by the General Manager Finance of N\$116 000.00 from Vote No: 102534504900 (old vote) 2019/2020 to vote number 200531012200 (new vote) 2020/2021.



11.1.22 **REQUEST FOR FUNDS TRANSFER FROM VOTE 300031002100-REHABILITATION OF OLD LANDFILL SITE TO VOTE 300015558000 MUNICIPAL VEGGIE GARDEN (YEAR 2020/2021)**
(C/M 2020/10/29 - 3/11/21)

RESOLVED:

GM: HS&SWM
CEO
GM: F

That Council condones the action taken by the General Manager: Health Services & Solid Waste Management, after consultation with, and the approval by the Chief Executive Officer, the funds provided in support of the Rehabilitation of the old landfill site as provided for under Vote 300031002100 in the financial year 2020/2021, be transferred to the project as stated below:

Vote No 300015558000	Municipal Vegetable Garden	N\$250 000.00
----------------------	----------------------------	---------------

11.1.23 **OLD AND REDUNDANT EQUIPMENTS: PARKS & GARDENS**
(C/M 2020/10/29 - 2/18/1)

RESOLVED:

Acting GM: EDS
CEO

- (a) The following old and redundant equipment be written off and sold at the next public auction:

Quantity	Description
11 x 30 m	hose pipes
2	kettles
1	Box old window blinds & strips
1	Isuzu truck PG 0019 N 4297 S
30	Brooms
30	Sprayer stands
3	Wheelbarrows
1	Pruner
1	Bag of pipe fittings & sprayers
25	Grass rakes
4	Hoes
1	Iron rake

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

11.1.24 **WRITING OFF OLD AND REDUNDANT EQUIPMENT: ECONOMIC DEVELOPMENT SERVICES**
(C/M 2020/10/29 - 3/18/1)

RESOLVED:

Acting GM: EDS
CEO

- (a) The following old and redundant equipment be written off and sold at the next public auction:

Quantity	Description
21	Office visitors chairs
20	Polyshell visitors chairs
1	Defy Refrigerator

Quantity	Description
2	Water Dispenser angel machine 13HY 33000302
1	Steel first aid Toolbox
1	HP Officejet PRO Printer 6830
1	HP Officejet Printer K 7103
1	HP Deskjet 4283 Printer
1	HP Office Deskjet 5150 Printer
1	Officejet Printer 1012
1	HP Officejet Printer Pro 6830
1	HP Officejet 7110 Printer
2	Table (broken)
1	Russell Hobbs Kettle (broken)
2	Sunbeam Van Heater
1	Paper Shredder
1	Wooden Bod shelve cupboard
7	Steel drawers
1	Wooden 3x shelve cupboard

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

11.1.25 ANGELIQUE INVESTMENT CC: REQUEST FOR EXTENSION OF TIME TO SECURE THE PURCHASE PRICE FOR ERF 7159, MONDESA

(C/M 2020/10/29 - M 7159)

RESOLVED:

CO: P
GM: CS&HC

That Messrs Angelique Investment CC be granted 12 months to settle the purchase price the due date being 02 September 2021 subject to interest calculated from 02 December 2017.

11.1.26 REQUEST FOR COLLABORATION BETWEEN MEN ON THE SIDE OF THE ROAD PROJECT NAMIBIA AND THE MUNICIPALITY OF SWAKOPMUND

(C/M 2020/10/29 - 13/3/3/2 & 14/2/10/3)

RESOLVED:

Acting GM: EDS

- (a) That Council repeals its resolution of 27 March 2018.
- (b) That Council approves the utilization of Municipal Training Room by Messrs The Man on the Side of the Road Project for trainings purposes and the Mondesa library for computer classes at no cost.
- (c) That Council approves the use of office space for Messrs The Man on the Side of the Road Project at the Mondesa SME Park at a monthly rental fee of N\$607.00.
- (d) That the request from Messrs The Man on the Side of the Road Project to pay the Manager's salary and office supplies not be approved because it is not in line with Council financial regulations.
- (e) That the request from Messrs The Man on the Side of the Road Project to automatically qualify their members for

opportunities such as cleaning, gardening, grave digging etc. not approved but Messrs The Man on the Side of the Road Project members be advised to apply for any employment or bidding opportunities as per Council procedures.

- (f) That Council enter into a Memorandum of Understanding with Messrs The Man on the Side of the Road Project to address the issues of trainers, training facility, computer training room and office space.
- (g) That Messrs The Man on the Side of the Road Project indemnifies Council against all and any claims in respect of damage to property and / or bodily injury to / loss of life of people that may arise from the utilization of the property.

11.1.27 DIRECTORATE OF EDUCATION, ARTS & CULTURE:
APPLICATION FOR EXEMPTION OF PAYMENT OF MONTHLY
RENTAL FOR THE GOVERNMENT LIBRARY REGIONAL
COUNCIL IN WOERMANN HAUS)

(C/M 2020/10/29 - 13/3/1/3, E 1308)

RESOLVED:

Acting GM: EDS

- (a) That it be noted that Directorate of Education, Arts and Culture; Division: Adult Education and Lifelong Learning under the auspices of the Erongo Regional Council can no longer afford the monthly rental fee for the lease of various rooms in the Woermann Haus due to financial constraints.
- (b) That the application Directorate of Education, Arts and Culture; Division: Adult Education and Lifelong Learning under the auspices of the Erongo Regional Council be exempted from paying rent not be considered.
- (c) That approval be granted to the Directorate of Education, Arts and Culture; Division: Adult Education and Lifelong Learning under the auspices of the Erongo Regional Council to change the monthly to an annual rental tariff, subject to a 10% escalation from July 2022, as follows:
 - N\$8 647.65 + N\$1 297.15 (15% Vat) = N\$9 944.80 comprising of 667m² for D21 for the Adult Reading Library and Adult Library (rooms 1, 1/1, 1/2, 1/3, 1/4, 1/5, 1/6, 2/1, 2/2, 2/3, 3, 4/1, 4/2 and 4/3). The above include the 50% discount.
 - N\$1 296.10 + N\$190.37 (15%Vat) = N\$1 459.47 comprising of 49m² for Room D30, Children's Library comprising of Room D07 and D08. The above include the 50% discount.
- (d) That an addendum to the lease agreement be compiled to record the changes.
- (e) That the Directorate remains responsible for payment of the services account.

- (f) The Directorate make arrangements at the Finance Department for down payment of the arrear amount of N\$178 725.72.

11.1.29 LUKA ROADS, RAILS AND CIVILS (PTY) LTD,
APPLICATION FOR ADDITIONAL LEASE SITES FOR A TRACK
LAYING BASE

(C/M 2020/10/29 - 13/3/1/5)

RESOLVED:

GM: E&PS

- (a) That the application by Luka Roads, Rails and Civils (Pty) Ltd (as subcontractor of Project C001: Upgrading of the Railway Line Between Walvis Bay and Kranzberg) to lease an additional portion of land measuring 10 000m² near the recently allocated site be approved, for the exclusive purpose:
- (i) *For track laying base only for the execution of their project;*
 - (ii) *That permission be applied for from the Honourable Minister of Urban and Rural Development in terms of Section 30 (t) to enter into additional lease agreement.*
 - (iii) *That an environment impact assessment be contacted in line with the Environment Impact Assessment act.*
- (b) That Luka Roads, Rails and Civils (Pty) Ltd be granted permission to occupy the additional lease site whilst point (b) is being attended to, in order to continue with its assigned project.
- (c) That the following conditions be applicable:
- (i) *That the lease term be set for 36 months, without an option to renew as Council will require the land for the commercial township which will be finalized / established at the time.*
 - (ii) *That either party can give 3 calendar months' written notice of the cancellation of the agreement.*
 - (iii) *That the lease of the land be at a rental amount of:*
 - ⌘ 10 000m² - total area being leased at N\$2.42 / m² / month = N\$24 200.00 / month + 15% VAT (N\$3 630.00) = N\$27 830.00
 - The first 10% escalation will be on 1 July 2021.*
 - (iv) *That a refundable deposit, equal to one month's rent be paid.*
 - (v) *That a deposit of N\$100 000.00 be paid for the rehabilitation of the area, if required.*
 - (vi) *That, if applicable, Luka Roads, Rails and Civils (Pty) Ltd be required to pay a refundable electricity deposit equal to the monthly rental which shall be applied and used only if an outstanding account remains with Messrs Erongo RED upon termination of the lease.*
 - (vii) *That the remainder of (vi) be refunded to the lessee on presentation of proof to the General Manager: Finance that the electricity account from Messrs Erongo RED in the name of the lessee has been paid in full.*
 - (viii) *That Luka Roads, Rails and Civils (Pty) Ltd makes arrangements for the provision and usage of electricity with Messrs Erongo RED at its own cost.*
 - (ix) *That, if required due to the zoning of the lease area being "Undetermined", Council gives consent to Luka Roads, Rails and Civils (Pty) Ltd in terms of the Town Planning Amendment Scheme 12 to*

engage in construction and manufacturing activities required for the road tender.

- (x) That Luka Roads, Rails and Civils (Pty) Ltd register as a business with the Health Services & Solid Waste Management.
- (xi) That Council's standard conditions of lease be applicable to the agreement.
- (xii) That the following special conditions be applicable:
 1. That the lessee shall be responsible for the cleanliness and tidiness of the property.
 2. That there is no guarantee that the property is suitable for the lessee's purposes.
 3. That written permission be obtained, should the lessee wish to erect any sign or advertising material on the outside of the Property.
 4. That no subletting be allowed.

(d) That the following conditions be applicable:

- (i) The site shall be fenced off.
- (ii) Suitable firefighting equipment shall be installed in all facilities and shall be inspected by Fire Fighting Section prior to occupation.
- (iii) As an alternative to the sewage treatment system, a containment tank may be used, with the tank emptied regularly with a water-truck and the sewage disposed to the municipal disposal works with prior arrangement with the Swakopmund Municipality.
- (iv) Fully standard functional toilets shall be provided; these facilities shall be inspected by Health Services & Solid Waste Management Department at regular intervals.

11.1.30 **FINANCIAL ASSISTANCE TO REBUILD A HOUSE OF A FIRE VICTIM**
(C/M 2020/10/29 - M 2169)

RESOLVED:

Acting GM: EDS

That Council assists Mr Fillemon Neumbo financially with N\$60 000.00 to re-build his house on Erf 2169, Robbie Savage Street Mondesa.

11.1.31 **40/40 PROJECT: APPROVAL OF SMALL CONTRACTORS TO REPLACE NON-PERFORMING CONTRACTORS**
(C/M 2020/10/29 - 14/2/1/2)

RESOLVED:

CO: P
GM: CS&HC


- (a) That Council takes note of the remaining small contractors on the previous list of small contractors who submitted their voter's cards.
- (b) That Council approves and endorses applicants as per Annexure "B" (on file) that qualify as contractors.
- (c) That Council gives preference to the small contractors in Swakopmund to replace the current non-performing contractors.

13. **DRAFT REGULATIONS AND TARIFFS, IF ANY**
None.



The meeting adjourned: **09.52**

Minutes to be confirmed on: **24 November 2020**


Councillor N N Salomon
MAYOR


A Benjamin
CHIEF EXECUTIVE OFFICER