

MINUTE OF THE 28th ANNUAL GENERAL MEETING (AGM) OF THE THEEWATER SPORTS CLUB HELD AT TSC ON 27 MAY 2007

The 28th Annual General Meeting started at 11h30. The Chairman of the BOARD, Paul van Ass (PVA), welcomed everyone present and thanked the members for attending this meeting. PVA confirmed that 105 members were present and that this number constituted a quorum. The attendance register is attached.

1. NOTICE OF MEETING

PVA read the Notice of AGM and stated that the meeting would proceed in accordance with the published agenda. PVA confirmed that the Notice of the 28th AGM meeting had been posted and/or emailed to all members within the specified time, as per the Club Constitution.

2. OBITUARIES

PVA asked for a minute's silence for the passing of Robin Hutton-Squire, Nan Drummond, Quinton du Toit, and Roy Mawdsley. PVA expressed condolences to the family members on behalf of all Club members. A minutes silence was observed.

3. APOLOGIES

Apologies were tendered for the following members:

Neil Gregory, Pierre and Rene Droomer, Nic and Anita Kruger, Johnny Walker, Petri van Niekerk, Eric and Linda Cahill, Hannes and Lorraine Joubert, Alan and Shirley Butcher, John and Di Hutton-Squire, Ken and Cecily Higgins, Gary Butcher, Jerome and Jean Bailey, Ian and Anne vd Weele, Craig Graney, Dennis and Estelle Hendricks, Andre Diener, Neville and Di Norton, Jenny vd Westhuizen, Bryan and Di Grimbeek, Martin Klopper, Kris van Heerden, Mike Martin, Avron and Christine Bane.

4. ADOPTION OF MINUTES: AGM, 21 MAY 2006 AND SGM, 10 SEPTEMBER 2006

The minute of the previous AGM was proposed by Frank Silberbauer and seconded by Bruce Kelly and accepted as correct by the meeting.

The minute of the SGM was proposed by Janet Goosen and seconded by Jose Ferreira and accepted as correct by the meeting.

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5. ANNUAL REPORT – CHAIRMAN OF THE BOARD

The Chairman presented his annual report making use of a Power Point presentation. The following is a summary thereof:

5.1 PVA introduced the two new Directors to the meeting:

- * Mrs. Delia Cupido, Director of Transformation, whose portfolios was to advise and recommend policies regarding: Black Empowerment, Labour Relations and Gender Equality.
- * Mr Colin van Blerk, Director of Local Community and Youth matters, whose portfolio was to advise and recommend on: Development Policies regarding: Local Community development, Liaison and Cooperation on Youth related matters.

5.2 PVA addressed the following questions posed by members concerning the date and preparation for this AGM:

Why change of date of the AGM?

To allow sufficient time for year end accounts as at 30 April 2007 to be completed and posted on notice board 21 days prior to AGM.

Why ask for General items to be submitted before the AGM?

To facilitate the meeting and allow for preparation thereof.

5.3 Paul reported on the achievements of the past year and highlighted the following:

Winning Lipton Cup for the 6th time

Successful WCDA Points Series

National TV coverage for Formula 1 power boat event held at TSC.

Return of Formula 15 and 30 power boat Regional Championships

That a detailed survey of the property had been completed

19 new permanent camping sites were created

The Pound had been reallocated to the Caravan storage area.

New Hobie parking created on the public side.

The introduction of Plaat and Electrical site reservations during Easter and Christmas holiday periods.

5.4 Major Capital Expenditure programme

Improved ablution facilities at the Plaat, public and clubhouse

Installation of extra geysers

Tiling of the Bar

Replacement of tractor

The acquisition of a new rescue boat and repairs to Ibis

Upgrade of computers

3G Internet facility

New Youth club house

Electronic security access control

5.5 Electronic Access Control system:

PVA pointed out the benefits of the new Improved security; Easier and quicker access for members; Separate public access; Improved gate takings; Instant access to stays and other information

5.6 Transition and change to a new Constitution

Since the new Constitution was adopted at the AGM (10 September 2006) the BOARD had met on three occasions. The EXCO has had regular bi-monthly meetings or more frequently as the need has arisen.

Over and above that there has been numerous telephone conferences, e-mails etc

The advantage has been quicker, more decisive decision making which has resulted in getting things done

Bath for disabled persons

This bath in the Plaat ablution block is reserved for disabled members and disabled guests only and will remain locked.

5.7 Youth Matters

A major challenge that is facing the Club presently concerns the increasing number of under age drinking and use of illegal substances. Prompt action had been taken by Club Management which included holding immediate disciplinary hearings. More than 20 young people had been sent home during the December and Ester holidays after such disciplinary hearings.

Members voiced their opinions at the meeting and it was agreed that the parents should take control and be accountable for the behaviour of their children..

Questions arising from this were:

Jose Ferreira: queried if the Board shouldn't ask for advice from the Members on how to sort out Youth Matters (eg. under age drinking) and give feedback to Members on these issues. Mr Ferreira felt that all Members should be given an ultimatum and that members/members children found guilty of transgressing the rules should be "thrown out". PVA responded that the Board was in the process of drawing up guidelines whereby the parents of said children would be held accountable for their children's behaviour. The members applauded.

Carol Booth: Suggested that all children and parents sign a contract with TSC. In terms of this contract a child committing their 1st offence would undergo a disciplinary hearing. Should a 2nd offence of the same nature occur, the child and their parents would face expulsion from the club. Carol Booth has had experience with contracts of this nature and commented on it's efficacy. She offered to forward their school's Code of Conduct to the Club.

Shaun Thompson: Felt that at some stage every rule at TSC could be barring the 1 golden rule that attendance at TSC for no less than 8 stays is compulsory. Mr Thompson felt that there was no recourse for people who still break rules (eg dogs not on leashes) and queried how far the club is prepared to go before they "draw the line"?

PVA further reiterated that the parents have a responsibility and role to play with the behaviour of their children at the Club. He called on all adult members to assist with this task and made the following suggestions

- Closing the youth clubhouse at 22h00
- Appointing a night manager to be on duty in the clubhouse area
- Enforce tighter and more security
- Police raids
- Brighter lights in and around the clubhouse
- Provide more facilities for the youth at the Club, i.e. skate board ramp, additional pool tables, games etc.

In conclusion Paul thanked the Management and staff for their excellent contribution to the smooth running of the Club, the support and assistance received from fellow BOARD members and the BOARD Secretary for their contributions, the role played by the Commodore, Water Sports Committee and for the support from the members.

6. ANNUAL REPORT- GENERAL MANAGER

Leon Deacon (LD) thanked the BOARD for this opportunity and presented the General Manager's report with the aid of a Power Point presentation. The following is a summary thereof. The full presentation is available on disc.

'Who are we' as defined by our mission statement and Lease requirements:

a) The Club's mission statement places emphasis on the following points: Long term, sustainable, aquatic related activities for recreation and competitive sport whilst providing members with associated facilities whilst preserving the natural environment and the individual rights as embodied in the Constitution of South Africa.

b) Furthermore our Lease with DWAF (department Water Affairs and Forestry) states in Clause 1.1 that: *'the purpose of the letting the site is to give visitors to the area opportunities for recreating and providing access to the dam for picknicking and participating in water sports'*.

c) DWAF Resource Management Plan (RMP) / Draft Regulations states inter-alia:

'The use of water resources for recreational purposes SHALL BENEFIT and contribute to the sustainable livelihood of *communities and there must be reasonable charges for access to and for the use of the amenities. The Minister may refuse the collection of money from the public for the entrance to state owned land etc.*'

d) Lease Agreement:

LD informed the meeting of negotiations with DWAF as our existing Lease agreement with them expires on 31 December 2007. He informed the meeting that Consultants had been appointed to assist with the presentation of a Public Private Partnership (PPP) agreement, instead of a Lease agreement, and that these negotiations were still ongoing.

Jose Ferreira: Queried whether further developments have been made impossible due to the DWAF lease. He also queried whether it wise that the Club spend money developing leased land. Jose felt it inappropriate that Permanent Members pay membership for sites on leased ground. **LD** acknowledged these points and committed to getting finality on the lease as soon as possible. The Board had taken a decision that business is to continue as normal until a definite answer has been obtained regarding the lease.

Hans Beele: Commented that he personally has been involved with DWAF. He felt that TSC will continue to face difficulties until local people are approached to come to TSC and are seen as "helping the club". Hans Beele made reference to being in possession of a copy of lease by Dr Neethling and felt that Dr Neethling should be approached for assistance in this matter

e) Statistics:

1. The Club owns ± 13 Hectares of land
2. The Club leases ± 10 Hectares from DWAF
3. There were currently 1274 Members (most of which were Family members)
4. The majority of members are from the Greater Cape Town area
5. The average age of members was 50 year old
6. The average age of the dependants of members is teenagers (13 – 19 years)
7. The majority of members have been members for 10 years and less
8. The majority of water sports activities practised was power boating.
9. According to the statistics of members that have joined the Club in the last two years: Their average age was 46, (lower than the total average of 50) and the majority of water sports practised was also power boating.

Member's stays

Answering a question raised by a member concerning the possible increase in the number of stays for permanent sites lessees, LTD felt that we should rather be investigated ways and means of encouraging members to visit more rather than just increasing the required number of stays.

Hans Beele: Expressed his dissatisfaction with the increase in membership fees. Hans Beele felt the annual increases from 1994 to date were exorbitant, and that permanent sites are now "exclusively for the affluent". He raised the issue of DWAF again and stated that DWAF feels TSC is being underutilized. Hans Beele recommended that the minimum of stays should be raised to 12 per annum.

LD replied saying that the Board could investigate the possibility of breaking the 8 compulsory annual stays in two: i.e. members should have 4 stays by December, with the other 4 stays being completed by the end of April.

David Booth: Disagreed with the comment that TSC was being underutilized. He urged members to take into consideration that many members come for TSC for a day (e.g. to attend sailing competitions) but that this is not reflected as a stay. Despite the fact that the member is not on the premises for the required amount of time to reflect a stay, these members are still making use of TSC facilities.

Random survey conducted

LD reported on a random survey (involving 50 members) that had recently been undertaken that had an excellent 90% response rate. The results of this survey are as follows:

- * 45% of the respondents would like electrical points at their caravan sites.
- * 65% were satisfied with the ablution blocks.
- * Those dissatisfied with the ablution facilities cited: Lack of hot water, Water pressure, More showers, More toilets, Privacy, and quality/standard as the main complaints.
- * 67% of the respondents are coming to the Club less often; due to: fuel costs, sporting/school activities, and other interests
- * 61% rated the bar as satisfactory, and 11% complaining about the Public in the bar, high prices, poor service, and smoke pollution.
- * 45% of the respondents rated the Café as 'average', with 31% complaining about the service, prices and quality.
- * 84% of the respondents were satisfied with the service provided by the staff.

Hans Beele: Took great offence to the sample group survey conducted by LD earlier in the year. This group indicated that 55% of respondents wanted electricity. Hans Beele felt that every member should have been consulted and that the "full membership" survey would indicate, contrary to the present indication, that members do not want electricity. Hans Beele felt that "people who want electricity should rather stay at home".

Jose Ferreira: Requested feedback on the viability of the Public side usage of the electrified sites. LD confirmed that these sites are fully subscribed and they more than cover the costs of the electrification as they are being leased out at R100 per night.

General comments

- 19 new permanent sites became available.
- The new Access gate system had already proved to tighten control on stays. Members should note that only primary members qualify for stays.
- That TSC would need to do a professional "town planning" exercise on the Club to how best to use our land.

Written questions raised by members and answered:

Q-Building of a public slipway/widening of present one

A- Will be managed better in the future and a safety officer will be appointed

Q-Separate bar tariff for members/public

A- Being investigated and a report will be submitted to the BOARD

Q- VAT exemption on member's subs

A- Not aware of such a ruling.

Q-Member's application forms to be posted on notice board

A -Names to be posted on website and notice board. Details to be available in the office

Q- When will new covered boat parking be constructed?

A- When finality is reached concerning our lease and/or public private partnership.

Q- Identifying members for bar service

A- In peak times to have a separate facility, such as the army tents for the public

Q- Why was the galley closed?

A- The café staff were not coping and needed more space. A micro-wave oven has been placed under the "afdak"

Q- *What fire precautions are in place?*

A- The Department Public Works was contacted and fire breaks have been created.

A- TSC has a fire tender in working order

A- Staff has had fire drills.

A- TSC fire extinguishers have been serviced this year

A- All caravans "must have" fire extinguishers

A- Last year members assisted us in fire fighting

Q- *Broken glass – front sites*

A- Member's children –have been disciplined

Q-*Bar for member's only*

A- Peak times, army tent to be erected on public side and extended liquor license will be obtained.

A- LD had doubts as to whether such a separate facility year round would be financially viable?

Financial Statement

LD moved for the adoption of the audited Financial Statements for the year ended 30 April 2006. These accounts were posted on the notice board 21 days prior to the AGM as required by the Constitution.

They were proposed by Janet Goosen and seconded by Johannes Beele and approved by the meeting.

LD presented a summary of the Management Accounts for the year ended 30 April 2007 and approved by the meeting. These accounts were also posted on the notice board 21 days prior to the AGM as required by the Constitution.

The CAPEX budget of R163 562 for 2007/2008 was presented and the details were given as follows:

- * Computer upgrade
- * Furniture
- * Public ablutions and sewerage system
- * Youth club house
- * Electrification of public caravan sites
- * Electrical upgrade – Café / Mossel Bay
- * Gate House improvements and larger entrance gates

LD presented the budget for 2007/2008 with a gross income of R2,057 961, less cost of sales of R368 016, and expenditure of R1,526 383 leaving a net income before CAPEX of R163,562.

LD presented an example of the annual fees for a family member with a permanent site and boat parking which totaled R3, 571 per annum. This represented an increase of 9.88% over last year.

David Booth: asked what contingencies we have in place to ensure we don't spend money market funds? **LD:** our cash flow comes in advance in the form of membership fees, and tight flow comes only in March/April of the following year. **LD** stated that he does a detailed cash flow every month so is able to predict difficult times coming.

Tony Strutt: questioned how much money had been netted from sailing events? **LD** before bar, net just under R15 000. The conclusion therefore was that the sailing events had made money and not cost money.

Dolf Nel proposed and Wynand Rademeyer seconded the appointment of BBR van der Grijp and Associates as auditors for the ensuing year. The meeting agreed with this appointment.

LD advised the meeting on new TAX legislation that will come into effect this year.

In answering the question as to whether TSC is being too commercialized by allowing a greater number of public to enter the premises and using certain facilities, LD replied that we rely on this income to help finance TSC and keep annual membership fees down. He presented the meeting with figures that illustrated this point.

In closing, LD thanked Barend van As for the invaluable contribution he makes in compiling and editing our website without asking for any re-imbusement. LD encouraged members to visit the website.

LD thanked the staff, BOARD members, Committee members and general members for their support during the past year.

7. GENERAL

7.1 Quad bikes

The decision taken at the SGM held on 16 April 2005 was that permission was granted to the use of quad bikes, motor cycles, off road bikes and scramblers on the Club premises providing that:

Driver must be 16 years and older

The vehicle must be licensed

Only be used as a means of convenient transport from point A to Point B

After many complaints received from members, the BOARD asked that a decision be made concerning future use of Quad bikes at TSC. PVA asked the members to vote on the following which would rescind all previous decisions on this matter:

That Quad bikes be allowed or not allowed on TSC premises.

An overwhelming majority voted in favour that no Quad bikes be permitted on TSC premises.

7.2 Shade Cloth

The Board required a vote to be taken on the following two proposals which rescinds all previous items on this subject:

Proposal 1:

That permanent shade cloth and its structure/framework be allowed, subject to being fitted/erected to a standard and approved detailed defined structure or frame.

The exact details of such structure or frame to be presented by the Caravan and Camping Committee to the General Manager and thereafter to be considered by the BOARD.

The BOARD will thereafter amend the By-laws and instruct the General Manager to administer the new By-law. A period of 60 days will be given to the present users of shade cloth to adhere to the new By -law or be told to remove their shade cloth and structure/frame.

or

Proposal 2:

That all existing shade cloth and their structures be removed and all previous approvals and By laws in this regard be rescinded and that temporary movable wind breaks/shade cloth may be erected according to specifications provided by the BOARD, and that this shall be removed when the member completes his/her stay.

The exact details and style of the wind breaks/shade cloth that may be temporarily erected shall be presented by the Caravan and Camping Committee to the General Manager and thereafter to be considered by the BOARD.

The BOARD will thereafter amend the By-laws and instruct the General Manager to administer the new By-law. A period of 60 days will be given to the present users of shade cloth to adhere to the new By-law or be told to remove their existing shade cloth and structure/frame.

The majority of members voted in favour of Option 2 and this was accepted by the meeting.

7.3 General

The floor was opened for general queries:

7.3.1 Storage Boxes

Contained in one of the TSC by-laws, is a list of specifications for all storage boxes, including details such as size and acceptable colour. **LD** reported that 20% of storage boxes at TSC do not comply with these by-laws and that these members would be receiving written notification of their transgressions. Adequate time would be given for the situation to be rectified.

7.3.2 Hans Beele:

Hans Beele expressed his unhappiness with the public making use of Members ablution facilities during the holiday season and queried whether TSC could get portable ablution facilities for the public side during peak season. Hans Beele also made reference to the Male ablution bath being closed for use by disabled members. Hans Beele stated that he had spoken to Bart Goosen, who is a disabled member, and that Bart Goosen had agreed in principle that the bath could be opened for non-disabled members on request.

Hans Beele also commented on the Futures Committee. He felt there is a need to modernize and expressed concern at the inactive Futures Committee. Hans Beele stated that TSC needs to remember that there are also older members who can bring suggestions to the Board. He felt that new members should not be allowed to join committees, and asked that future Committee members only be allowed to stand for election if they have been members at TSC for a minimum of 3 years. Hans Beele also suggested that the Guidance Committee replace the Futures Committee.

7.3.3 Jose Ferreira:

Jose Ferreira felt that the public side of the club, and the club itself is growing too quickly. He made specific reference to the lack of life saving equipment both on the jetty and at the public side. He felt this increased the possibility of drownings.

Jose Ferreira asked for professional recommendations from The Fire Brigade as to how best set TSC up for fire hazard prevention. **TL** responded by informing all members present that a new committee is being set up to give guidelines to anyone interested, and that TSC would have to be a member of this to get any benefit from this committee.

Jose Ferreira queried what had happened to the Galley. He stated that the microwave that had been in the club house had also been removed. **LD** gave feedback and stated that the removing of the galley was a temporary change and that it would be rectified. He also expressed concern over the moving of boats over the Christmas Holidays. **PVA** confirmed that boats will be moved on a temporary basis as needed, but that they will be returned to previous status.

Jose Ferreira was very unhappy with the state of TSC Entrance Area. He felt that other clubs have big boards that are well presented on entrance and that TSC needs to work on their entrance area.

Jose Ferreira's last comment was about people camping on caravan sites. He felt that this was not conducive to personal insurance.

8. ELECTION OF HONORARY MEMBERS 2007/2008

PVA proposed that following people be granted Honorary Membership, for 2007/2008 and motivated each nominee:

Shosoloza crew and Management
Zac Wessels (Hobie SA)
Villiersdorp community sailing participants and their coordinator(s)
All Commodores of other Western Cape water sport Clubs
All Principals of the local Primary and High schools
Lorraine Fick (DWAF)
De Wet Oosthuizen (DWAF)
Henry Paulse (Deputy Director, Dept Sports and Recreation, Western Cape)
Wilfried Wentzel (Center for Integrated Rural Development)
Paul Bewsher (Environmental Manager & Ecotourism Specialist)
Leon Lourens (Cape Nature Conservation)
Jimmy Thanyani (Cape Nature Conservation)
Theewaterskloof Golf Club Chairman
Mayor of the Theewaterskloof Municipality
Delf Amm (General Manager 1997 – 2006)

These Honorary members were proposed by Frank Silberbauer and seconded by Hans Beele. The meeting agreed with these proposals and voted in favour thereof.

9. ELECTION OF TRUSTEES

The two Trustees; Tony Largier (proposed by Margie Cochrane and seconded by Hans Beele) and Neil Spilhaus (proposed by Hans Beele and seconded by Tony Strutt) were unanimously elected at the meeting.

10. ELECTION OF COMMODORE

Tony Strutt (proposed by Neil Spilhaus and seconded by Bruce Kelly) was unanimously elected as Commodore at the meeting.

11. ELECTION OF CHAIRPERSON, CARAVAN AND CAMPING

Bruce Kelly (proposed by Ken Thomas and seconded by Hans Beele) was unanimously elected as Chairperson Caravan and Camping at the meeting.

12. ELECTION OF CHAIRPERSON, NATURE CONSERVATION SUB-COMMITTEE

The BOARD had agreed to the formation of a Nature Conservation Sub-Committee. This Committee would fall under the Caravan and Camping Committee and act in an advisory capacity on matters pertaining to Nature Conservation.

Margie Cochrane (proposed by Hans Beele and seconded by Bruce Kelly) was unanimously elected as Chairperson of Nature Conservation. The meeting agreed to this appointment.

13. CLOSING ADDRESS BY TRUSTEE

Mr Tony Largier emphasized the multi-faceted nature of the Club and the particular complexities of managing and planning these activities. He thanked the Management, staff and BOARD on a job well done and wished those tasked with the handling of the challenges that face TSC in the year ahead every success.

The meeting adjourned at 13h41.