

MINUTES OF THE MEETING OF THE COUNCIL HELD ON MONDAY, 10 FEBRUARY AT 7 PM

PRESENT: The Mayor (Councillor Wilkinson) together with Councillors Aviet, Bailey, Brooks, Charles, Clarke, Collins, Drake, Hawkins, N Hodges, S Hodges, Hooper, Johnson, Lloyd-Selby, Nugent-Finn, Perkes, Richardson, Rowlands, Wiliam, and Wright.

ALSO PRESENT: Emily Forbes - Chief Officer (Town Clerk)
Mark Sims - Deputy Chief Officer
Robyn Walsh - Community Engagement Officer

683. **APOLOGIES FOR ABSENCE**

Apologies were received from Councillor Hampton and Payne.

684. **TO RECEIVE DECLARATIONS OF INTEREST UNDER THE COUNCIL'S CODE OF CONDUCT NOTING THE LOCAL AUTHORITIES (MODEL CODE OF CONDUCT) (WALES) ORDER 2008 AND THE LOCAL AUTHORITIES (MODEL CODE OF CONDUCT) (WALES) (AMENDMENT) ORDER 2016 ADOPTED BY COUNCIL ON 16 MAY 2017 (PAGE 16 PART 3)**

Councillors Aviet, Bailey, Brooks, Charles, Collins, Drake, N Hodges, Johnson, Nugent-Finn, Perkes, Rowlands, Wiliam, Wilkinson and Wright declared an interest in agenda item 21 (Reshaping Services) due to them being Councillors of the Vale of Glamorgan Council also and advised they had received dispensation to speak and vote on the item.

Councillors Bailey, Charles, Nugent-Finn, Rowlands and Wright declared an interest in agenda item 20 (Charter between the Vale of Glamorgan Council and Town & Community Councils) due to them being Councillors of the Vale of Glamorgan Council. They advised they had not sought dispensation and would not leave the room whilst the item was discussed.

Councillor Wiliam advised Council that he would declare an interest in agenda item 27 advising that he was a member of the chapel in question and that he was in the process of seeking dispensation from the Monitoring Officer. He advised that until he had confirmation from the Monitoring Officer that he would leave the room whilst discussions were taking place.

685. **TO APPROVE AND SIGN THE MINUTES OF THE EXTRAORDINARY MEETING OF FULL COUNCIL HELD ON 20 JANUARY 2020**

Councillor S Hodges noted that she had made members aware at the beginning of the meeting that Councillor Wiliam was on his way.

However, he was unable to gain entry into the building. Councillor S Hodges requested that this be noted and his apologies be recorded.

The Chief Officer advised members that she was able to provide them with an update in relation to minute no.'s 628(1), 628(2) and 628(4) and requested that this be discussed under Part 2 later on in the meeting.

RESOLVED: That the minutes of the Extraordinary meeting of Full Council held on 20 January 2020 are approved and signed as a correct record, subject to the amendment above.

686. **TO RECEIVE COMMUNICATIONS FROM THE MAYOR**

The Mayor advised members that she was hoping to host a Charity Race Night, details of which would be forwarded once available.

The Mayor also made members aware that she would host her End of Year Dinner on Friday, 1 May 2020. More details to follow.

RESOLVED: That communications from the Mayor be received and noted.

687. **TO CONSIDER QUESTIONS FROM COUNCILLORS (STANDING ORDER 3 (E) REFERS)**

None were received.

688. **TO CONSIDER QUESTIONS/COMMENTS FROM MEMBERS OF THE PUBLIC (STANDING ORDER 3 (F) REFERS)**

Barrie Shaw (a member of the public) requested that Council provide him with an update relating to the following questions put to the Mayor at a meeting of Full Council held on Monday, 2 December 2019:-

1. Will the Mayor of Barry write on behalf of this council to the Vale of Glamorgan Council, Welsh Government and Natural Resources Wales and ask for an update on the full EIA process and outstanding planning permission needed for the Barry Biomass incinerator?
2. Will the Mayor of Barry on behalf of this council write to the First Minister and our elected Assembly Members condemning the commissioning of the biomass incinerator in Barry without the full EIA process and planning permission?

The Chief Officer advised that letters requesting an update of the full EIA process and any outstanding planning permission needed for the Barry Biomass Incinerator had been sent. However, not many replies had been received.

Natural Resources Wales had responded stating that as it was now a planning matter that it was no longer within their remit, advising that

Council should wait to receive a response from Welsh Government instead.

A letter received from Councillor Neil Moore was also read to members. However, it was still not clear to members that the original questions had been answered fully.

Barrie Shaw also requested an update relating to the Council's website and when it would be available to view Full Council agendas on it.

The Chief Officer advised that she hoped it would be live in time for this meeting. However, due to the office relocation and that the website will also need translating to Welsh, it has fallen behind schedule. The Chief Officer advised members that she had a meeting scheduled Friday with the designers and that she was hopeful the website would be ready for translation soon. She also advised that hard copies of the agenda were available for the public to view at Barry Library.

Barrie Shaw responded that he was aware of this. However, when he has attempted to view the Town Council agendas at the Library, staff were unaware of where they were kept. The Chief Officer advised that she would contact the Library to ensure all staff were aware of this.

RESOLVED that the Chief Officer contacts Barry Library to discuss public access to Town Council agendas.

689. **TO CONSIDER MOTIONS SUBMITTED BY COUNCILLORS**

None were received.

690. **EXCLUSION OF THE PRESS & PUBLIC**

7.15 pm - Members discussed and agreed to move to part 2 of the meeting in order to discuss agenda item 28 which could impact upon the Council's Draft Budget discussions (agenda item19).

RESOLVED that in accordance with section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960, in view of the confidential nature of the business about to be transacted, it is advisable in the public interest that the press and public are excluded from the remainder of the meeting.

691. **TREES AT MERTHYR DYFAN CEMETERY**

Members were provided with a report regarding the Trees/Hedgerow, being the hedge that runs East to West across the Southern Cemetery boundary; the boundary is with private residential houses in St. Andrew's Road. Members were asked to discuss the next step for Barry Town Council in relation to approximately 141 trees discussed by the Halls, Cemeteries and Facilities Committee.

Members discussed the report in detail, agreeing that more information was required before they were able to make an informed decision. Members also felt that consultation with residents and the wider public would need to take place.

Members felt that some of the available options did not align with the Council's values of biodiversity and sustainability.

Members agreed that there would need to be budgetary provision made for any potential projects relating to this item and so resolved that £20,000 should be earmarked from the General Reserves to be included in the 2020/21 budget for the purpose of this project.

RESOLVED

- 1. That the Facilities and Cemeteries Manager provide a further detailed report to the Halls, Cemeteries & Community Facilities Committee providing further details, and that consultation with residents and the wider public takes place prior to a decision being made.**
- 2. That budgetary provision of £20,000 for Cemetery tree work is placed in the 2020/21 budget and that this is taken from General Reserves.**

7.42 pm – members of the press and public were invited to re-enter the meeting

692. **TO RECEIVE AND NOTE THE MINUTES OF THE PLANNING COMMITTEE'S MEETINGS HELD ON 11 DECEMBER 2019, 8 JANUARY 2020 AND 29 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN**

RESOLVED: That the minutes of the Planning Committee's meetings held on 11 December 2019, 8 January 2020 and 29 January 2020 be received and noted.

693. **TO RECEIVE AND NOTE THE MINUTES OF THE CONSULTATIONS WORKING PARTY MEETING HELD ON 7 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN**

RESOLVED: That the minutes of the Consultations Working Party's meeting held on 7 January 2020 be received and noted.

694. **TO RECEIVE AND NOTE THE MINUTES OF THE HALLS, CEMETERIES AND COMMUNITY FACILITIES COMMITTEE MEETING HELD ON 13 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED**

THEREIN, NOTING THAT RECOMMENDATION, MINUTE NO. A199, WILL BE DISCUSSED UNDER PART 2 OF THE MEETING AT AGENDS ITEM 28

RESOLVED: That the minutes of the Halls, Cemeteries and Community Facilities Committee's meeting held on 13 January 2020 be received noting that Recommendation to a meeting of Full Council at minute A 199. was discussed under part 2 of the meeting.

695.

TO RECEIVE AND NOTE THE MINUTES OF THE SUSTAINABLE BARRY WORKING GROUP MEETING HELD ON 13 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN

RESOLVED:

1. That the minutes of the Sustainable Barry Working Group meeting held on 13 January 2020 be received and noted.
2. That with immediate effect, all internal printing is undertaken in "draft mode" to reduce ink usage and cost.
3. That action sheets are reviewed to no longer involve colour printing.
4. That in future, Council documents (such as the Corporate Plan) are printed in black and white when they are printed for internal discussions and at Council meetings, with the exception of yellow printing for confidential papers.
5. That this Council requests that the Public Service Board reviews its membership to include representations from individual Town & Community Councils and that it be affirmed that as Barry Town Council serves the largest town in Wales this Council should be fully represented at the board in its own right.

696.

TO RECEIVE AND NOTE THE MINUTES OF THE PERSONNEL COMMITTEE MEETING HELD ON 20 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN

Councillor Richardson advised that she had been in attendance at this meeting as an observer. However, this was not reflected in the minutes.

RESOLVED: That the minutes of the Personnel Committee's meeting held on 20 January 2020 be received and noted, subject to the amendment above.

697. **TO RECEIVE AND NOTE THE MINUTES OF THE FINANCE, POLICY AND GENERAL PURPOSES COMMITTEE MEETING HELD ON 27 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN**

RESOLVED:

1. That the minutes of the Finance, Policy and General Purposes Committee meeting held on 27 January 2020 be received noting that Recommendation to a meeting of Full Council at minute F228. (the Draft Budget) would be discussed in full at Agenda Item 18.
2. That the Christmas meals grant is open to all organisations providing Christmas meals to residents of Barry.

698. **TO RECEIVE AND NOTE THE MINUTES OF THE FAIRTRADE ADVISORY COMMITTEE MEETING HELD ON 30 JANUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN**

Councillor Lloyd-Selby noted that she had forwarded her apologies to this meeting. However, this was not reflected in the minutes.

RESOLVED: That the minutes of the Fairtrade Advisory Committee meeting held on 30 January 2020 be received and noted, subject to the amendment above.

699. **TO RECEIVE AND NOTE THE MINUTES OF THE SHOP LOCAL BARRY ADVISORY GROUP MEETING HELD ON 6 FEBRUARY 2020 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS CONTAINED THEREIN**

RESOLVED:

1. That the minutes of the Shop Local Barry Advisory Group meeting held on 6 February 2020 be received and noted.
2. That a further two months of social media outsourcing, at a cost of £800 to be taken from the Shop Local Barry Advisory Committee budget 2019/20 be approved.
3. That an additional one month of social media outsourcing, for the month of April 2020, at a cost of £400 to be allocated from the Shop Local Barry Advisory Committee budget 2020/21 be approved.

4. That Dewi Sant Festival event funding of £1725 from the Shop Local Budge 2019/20 be approved, subject to Council receiving the appropriate recognition.

700.

SCHEDULE OF PAYMENTS OF ACCOUNTS FOR FEBRUARY 2020

Members received the schedule of payments for February 2020 for approval consisting of BACS payments and direct debits in the amount of £42,408.32.

RESOLVED:

1. That the information relating to salary payments for December 2019 and January 2020 inclusive, which has been certified and authorised by the appropriate officers in accordance with the requirements of Standing Order 19(c), be received and noted.
2. That the schedule of payments for February 2020 consisting of BACS payments and direct debits in the amount of £42,408.32 be approved

701.

BUDGET MONITORING REPORT 1 APRIL TO 31 DECEMBER 2019

Members received a report informing them about the Council's income and expenditure in the 2019/20 financial year as at the end of December 2019.

RESOLVED: That the budget monitoring report for December 2019, indicating actual income and expenditure up to the end of month seven in the 2019/20 financial year be received, noting the projected underspend of £38,258 for 2019/20.

702.

COMMENTS RECEIVED THROUGH BUDGET CONSULTATION

Members received the information provided to the public and the comments received during the consultation period for the draft budget 2020/21.

RESOLVED: That the report be received and noted.

703.

DRAFT BUDGET 2020/21

Members received the draft budget proposal for the 2020/21 financial year.

Members were reminded that at the Council's meeting held on 2 December 2019 members approved the draft budget 2020/21 for public consultation that provisionally set a precept requirement of £1,196,579 being an increase to a Band D tax payer of 1.14%.

Councillor Brooks began discussions, stating that Council had aspirations and it was not always clear which projects would be presented to Council for consideration and so it was important that funds were kept available. Councillor Brooks proposed, with Councillor Lloyd-Selby seconding that Barry Town Council commits to raising the precept by 1% through reducing the income to the budget set aside for the Cemetery Roads Programme by £2,000. This would mean a Band D Tax Payer would pay £58.44 per year.

Councillors Bailey and S Hodges as Group Leaders of the opposition supported Councillor Brooks' proposal.

A vote was taken, of which the decision was unanimously in favour of supporting the Leader's proposal.

The Deputy Chief Officer requested that members agree that the fencing programme will be included in the 2020/21 budget for the purpose of the minutes.

RESOLVED:

- 1. That the draft budget be approved.**
- 2. That the fencing programme in the amount of £27,000 will be included in the 2020/21 budget, funded from the Cemetery Improvement Reserve.**
- 3. That a precept of £1,194,864 be levied on the Vale of Glamorgan Council for the 2020/21 year, equating to £58.44 per Band 'D' Council tax payer, being an increase of 1% compared to £57.86 for 2019/20.**

704.

CHARTER BETWEEN THE VALE OF GLAMORGAN COUNCIL AND TOWN AND COMMUNITY COUNCILS FOR ADOPTION

Members received the Charter between the Vale of Glamorgan Council and Town and Community Councils.

Councillor S Hodges made members aware of a presentation she had received at the last Community Liaison Committee meeting from Victoria Robinson regarding Planning and the Charter. She advised that there would be an allocated slot for Town & Community Councillors to make representations at Vale Planning Meetings and that the Planning Committee would be required to nominate a representative for this.

RESOLVED:

1. That the Charter between the Vale of Glamorgan Council and Town and Community Councils be adopted.
2. That the Planning Committee nominates a representative to attend the Vale of Glamorgan Council Planning meetings on behalf of Barry Town Council to make representations (if required) in the allocated slot provided for Town & Community Councils

705. **RESHAPING SERVICES**

None received.

Members agreed that this item should be removed from the agenda until such a time that an update is available.

RESOLVED that the standing item; Reshaping Services be removed from the Full Council agenda until such a time that an update is available.

706. **VE DAY 75 CELEBRATIONS**

Members were provided with a report regarding VE Day Celebrations and asked to consider whether this Council wishes to organise an event also.

Members discussed and decided that they would like to host an event and requested that Officer contact Barry at War, Royal British Legion, Barry RAF and the Merchant Navy to work in partnership.

Members discussed potentially hosting an Afternoon Tea / Dance on the square and the possibility that the event may have to be held on the Thursday prior to VE Day due to the bank holiday.

Councillor S Hodges queried whether members wished to promote grants for those in the community wishing to organise a street party as Council had done for other events such as the Queen's 90th Birthday. Members agreed up to £3,000 from the Community Grants budget.

Councillor Charles also noted that the Council may be able to access an Armed Forces Grant and that this should be explored.

RESOLVED:

1. That this Council will support VE Day through hosting an event on King Square, seeking partnerships with Barry at War, Royal British Legion, Barry RAF, Merchant Navy and other interested parties.

2. That grants will be offered at £4.50 per head for those in the community wishing to organise a street party and that up to £3,000 is allocated from the Community Grants budget for this purpose.

707. **DATE OF NEXT MEETING**

RESOLVED: That the next ordinary meeting of Full Council will be held on Monday, 6 April 2020 at 7 pm.

708. **EXCLUSION OF THE PRESS & PUBLIC**

RESOLVED that in accordance with section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960, in view of the confidential nature of the business about to be transacted, it is advisable in the public interest that the press and public are excluded from the remainder of the meeting.

709. **URGENT ACTIONS**

None received.

710. **TO RECEIVE AND NOTE THE MINUTES OF THE MEMORIAL HALL & THEATRE WORKING PARTY HELD ON 23 JANUARY 2020 AND GIVE CONSIDERATION TO ANY RECOMMENDATIONS THEREIN**

RESOLVED: That the minutes of the Memorial Hall and Theatre Working Party meeting held on 23 January 2020 be received and noted.

8.10 pm - Councillor Wiliam left the meeting.

711. **COSTS FOR A SURVEY OF THE TABERNACLE CHURCH, HOLTON ROAD, BARRY FOR A FUTURE HERITAGE PROJECT**

Members were provided with a report regarding the costs associated (£6,050) to conduct a survey of the Tabernacle Church, Holton Road, Barry for a future heritage project.

The Chief Officer advised members that in order to conduct the survey Council would need to authorise a virement of £6,050 from salaries to the Professional Fees budget. She further advised that in order to explore this project further and potential grant options, a survey would need to be completed.

Members were advised that there was a fair amount of interest in the building and that conducting the survey may show the vendor that the Council has serious intent.

Councillor N Hodges reminded members that the project was part of the Council's Corporate Plan.

RESOLVED:

1. That a virement of £6,050 is authorised from the M&S/Salaries expenditure heading to M&S/Other Professional Fees to pay the costs associated with a building survey as detailed within the report.
2. That the Chief Officer gauge interest from the Vendor's Estate Agent, confirming the Council's intent with the authorisation of a survey.

8.25 pm – Councillor Wiliam re-joined the meeting.

712.

TO APPROVE AND SIGN THE MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD ON 20 JANUARY 2020

The Chief Officer provided members with a letter received from Nigel Connor (solicitor acting on behalf of JD Wetherspoon) dated 6 February 2020 and a draft letter written by the Council's solicitors addressing both the last meeting of Full Council (held on 20 January 2020) and the latest letter received.

8.25 pm – Councillor Brooks proposed, with Councillor S Hodges seconding that Standing Orders be moved for a period of 10 minutes.

Councillor S Hodges proposed, with Councillor Lloyd-Selby seconding that the letter drafted by the Council's solicitors should be sent with the omission of paragraph 13, with a deadline of 2 weeks by which a response should be received from JD Wetherspoon. Minutes would not be attached to the letter.

A vote was taken on the above proposal. The result of which was that the proposal was **CARRIED** by way of a majority vote.

For	-	15
Against	-	5

RESOLVED:

1. That the letter drafted by the Council's solicitors is sent with the omission of paragraph 13, providing a deadline of 2 weeks by which Council expect to have received a response from JD Wetherspoon.

The meeting closed at 8.35 pm.

Signed Dated
(Town Mayor)