

MINUTES OF THE VIRTUAL MEETING OF COUNCIL HELD ON MONDAY 28 JUNE 2021 AT 7PM

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

ALSO PRESENT:

Emily Forbes	-	Chief Officer
Mark Sims	-	Deputy Chief Officer
Amanda Evans	-	Facilities and Cemeteries Manager
Robyn Walsh	-	Community Engagement Officer
Rebecca Blackwell	-	Office Team Leader

923. **APOLOGIES FOR ABSENCE**

Apologies were received from Councillors Brooks, Charles, Hampton and Wright

924. **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, Collins, Drake, N Hodges, Johnson, Nugent-Finn, Perkes, Rowlands, Wiliam, and Wilkinson noted that they were Councillors of the Vale of Glamorgan Council also and advised they had received dispensation to speak and vote on matters appertaining to Reshaping Services.

Councillor Johnson noted he had received dispensation to allow him to speak and vote on future matters appertaining to the Pioneer Hall and the Community Hall at Cemetery Approach, by virtue that he is a Vale of Glamorgan Council Trustee for the Alexandra Gardens Community Association.

Councillor Rowlands noted he has been granted dispensation to speak only at all meetings of Barry Town Council on matters relating to the Youth Forum and the impact of the Forum on restructuring of the Youth Service and financial arrangements.

Declaration of Interest was also received from Councillors Drake and Lloyd Selby in relation to item 21 as they are members of GMB union. Councillor Payne submitted a declaration of interest in the event that the Youth Forum would be discussed at item 17.

925.

WELL-BEING OF FUTURE GENERATIONS (WALES) ACT 2015

It was noted that this Act sets out the requirement for a public body to act in a manner which seeks to ensure **that the needs of the present are met without compromising the ability of future generations to meet their own needs.**

In order to act in that manner, a public body must take account of the following things:

- (a) the importance of balancing short term needs with the need to safeguard the ability to meet long term needs, especially where things done to meet short term needs may have detrimental long term effect;
- (b) the need to take an integrated approach, by considering how—
 - (i) the body's well-being objectives may impact upon each of the well-being goals;
 - (ii) the body's well-being objectives impact upon each other or upon other public bodies' objectives, in particular where steps taken by the body may contribute to meeting one objective but may be detrimental to meeting another;
- (c) the importance of involving other persons with an interest in achieving the well-being goals and of ensuring those persons reflect the diversity of the population of the part of Wales in relation to which the body exercises functions;
- (d) how acting in collaboration with any other person (or how different parts of the body acting together) could assist the body to meet its well-being objectives, or assist another body to meet its objectives;
- (e) how deploying resources to prevent problems occurring or getting worse may contribute to meeting the body's well-being objectives, or another body's objectives.

RESOLVED: That the Well-being of Future Generations (Wales) Act 2015 be noted.

926.

TO APPROVE AND SIGN THE MINUTES OF THE ANNUAL MEETING HELD ON MONDAY 17 MAY 2021

RESOLVED: That the minutes of the Annual Meeting held on 17 May 2021 are approved and signed as a correct record.

927.

TO RECEIVE COMMUNICATIONS FROM THE MAYOR

The Mayor advised members that it had been a good month so far and that plenty of events have been planned. He advised that a monthly 'Mayor in the Square' had been arranged in order for the public to meet

the Mayor and ask questions and that he attended the Barry Town Council's Beach Clean on Sunday, which although it had been cancelled due to the weather warning, a few that had already arrived continued with the beach clean.

RESOLVED that communications from the Mayor be received and noted.

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

None were received.

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

None were received.

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

None were received.

931. **TO RECEIVE AND NOTE THE MINUTES OF THE FAIRTRADE ADVISORY COMMITTEE HELD ON 2 JUNE 2021 AND TO GIVE CONSIDERATIONS TO ANY RECOMMENDATIONS THEREIN**

Councillor Johnson, advised members that it had been a short but productive meeting and advised of the events the group had planned, including a Virtual 5k and that Jane Hutt AM had been invited to the next Fairtrade meeting in October as the portfolio holder of Fair Trade in Wales. Councillor Johnson also advised that as Chair he wrote to Alun Cairns MP, Jane Hutt AM and two other Senedd Members to oppose the proposed cuts to UK international Aid on behalf of the committee.

RESOLVED: That the minutes of the Fairtrade Advisory Committee held on 2 June 2021 be received and noted.

932. **TO RECEIVE AND NOTE THE MINUTES OF THE FINANCE, POLICY AND GENERAL PURPOSES COMMITTEE HELD ON 2 JUNE AND 21 JUNE 2021 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS THEREIN**

Councillor Lloyd-Selby advised members that the focus of the two Finance, Policy and General Purposes Committees was to receive Covid-19 grant applications and advised that at the meeting held on 2 June, £15,574 had been awarded to 16 small local businesses, £2,000 had been awarded via green grants and £2,975 had been awarded to Community Organisations. Councillor Lloyd-Selby then advised members that at the meeting held on 21 June £6,207 was awarded to

small local businesses, £1,000 awarded via green grants and £2,406 awarded to community organisations.

RESOLVED: That the minutes of the Finance, Policy and General Purposes Committee held on 2 June and 21 June 2021 be received and noted.

933. **TO RECEIVE AND NOTE THE MINUTES OF THE PLANNING COMMITTEE HELD ON 8 JUNE 2021 AND TO GIVE CONSIDERATION TO ANY RECOMMENDATIONS THEREIN**

RESOLVED: That the minutes of the Planning Committee held on 8 June 2021 be received and noted.

934. **TO RECEIVE AND NOTE THE MINUTES OF THE SHOP LOCAL BARRY ADVISORY COMMITTEE HELD ON 10 JUNE 2021 AND TO GIVE ANY CONSIDERATION TO ANY RECOMMENDATIONS THEREIN**

Councillor Perkes advised members that a lot of work had been generated at the meeting and that a special meeting will be scheduled following the Government Announcement to arrange Summer events.

RESOLVED: That the minutes of the Shop Local Barry Advisory Committee be received and noted.

Councillor Wilkinson advised that she was not happy, noting that the agenda item numbers on the front page were incorrect and that she was unable to continue to follow the agenda. The Deputy Chief Officer advised that they had been rectified and apologised that Councillor Wilkinson had an old version of the agenda but the agenda had the correct page numbers and she would be able to continue to follow the items. The Mayor advised members of the page number of item 13 for clarity.

935. **TO APPROVE THE SCHEDULE OF PAYMENTS FOR JUNE 2021**

Members were provided with the schedule of payments for April 2021 to June 2021 for approval consisting of cheque number 002975, BACS payments and direct debits, in the amount of £105,922.97

RESOLVED:

- 1. That the information set out within the Schedule of Payments relating to salary payments for April 2021 to June 2021 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 April 2021 to June 2021 consisting of cheque number 002975, BACS payments and direct debits, in the amount of £105,922.97 be approved, subject to the relevant papers being in order.

936.

TO RECEIVE AND NOTE THE BUDGET MONITORING REPORT TO 31 MAY 2021

Members were provided with a report informing them about the Council's income and expenditure in the 2021/22 financial year as at the end of May 2021.

The Deputy Chief Officer drew the member's attention to the variance in funds being transferred from reserves due to the reduction of income from the Pioneer Hall, Cemetery Approach Community Centre and the reduction on interment fees, as cremations had increased over full burials.

RESOLVED: That Members receive the budget monitoring report for May 2021, indicating the actual income and expenditure up to the end of month two in the 2021/22 financial year, noting the projected overspend of £7,534 for 2021/22 that will result in a new amount of £49,534 being transferred from reserves.

937.

TO APPROVE THE DRAFT TOWN COUNCIL ACCOUNTS AND ANNUAL RETURN FOR THE YEAR ENDING 31 MARCH 2021

Members were provided with the draft Town Council accounts and the Annual Return for the year ending 31 March 2021 for approval prior to submission to the external auditors, Audit Wales.

The Deputy Chief Officer advised that clarification had been sought from Councillor Johnson between the Draft Out-Turn for the Year provided to the previous meeting of Full Council held on 28 April 2021 and the Draft Town Council Accounts presented this evening. Councillor Johnson thanked the Deputy Chief Officer for the information and noted that one of the Public Works Loan Board loan which was taken to pay for the cemetery extension and renovation to the Chapel would soon end in the coming year and suggested that options fund projects should be explored.

Councillor S Hodges thanked the Deputy Chief Officer as the report was easier to read and asked if the Purple Shoots initiative should be reviewed and requested that it is presented at a future meeting of Finance, Policy and General Purposes Committee. The Chief Officer advised that the Investment Strategy can be looked into and suggested that it be raised at a future meeting of Finance, Policy and General Purposes Committee.

The Mayor requested authority from members to sign the Annual return.

RESOLVED:

- 1. That the draft financial statements and annual return for the year ending 31 March 2021 be approved, prior to their submission to the external auditors, Audit Wales.**
- 2. That the Mayor signs the Annual Return for the year ended 31 March 2021**
- 3. That the Council's Investment Strategy is reviewed at a future meeting of the Finance, Policy and General Purposes Committee.**

938.

TO ADOPT THE INTERNAL CONTROL STATEMENT

Members were provided with a report outlining the annual review of the effectiveness of the Council's system of internal controls.

RESOLVED: That members receive and approve the annual review of internal controls.

939.

TO RECEIVE A COMMUNITY ENGAGEMENT AND EVENTS TEAM UPDATE AND APPROVE FUTURE PROJECT PLANS

The Community Engagement Officer advised members that she had been contacted by Councillor Lloyd-Selby who advised a number of concerns in relation to the report and sought clarity. The Community Engagement Officer advised that clarity had been provided to Councillor Lloyd-Selby and noted that although the numbering of the recommendations at the end of the report were out of sync, the recommendations within the report were still valid and provided clarity to what was being recommended for each project.

The Community Engagement Officer advised that in relation to project 1 she had met with Chris Parsons from the Scouts and they advised that they wish to have the first award in September.

Councillor Lloyd-Selby requested clarification to whether it would be a cup or a shield as the report states both. The Community Engagement Officer clarified that it would be a shield as it has the ability to hold more name plaques and a cup and in addition, each successful person would receive a pin badge for their sashes.

Councillor Lloyd-Selby noted a typo within the application form, to which the Community Engagement Officer requested the location of the typo. Councillor Lloyd-Selby advised that she would email the Community Engagement Officer after the meeting to advise.

Councillor S Hodges asked how many names could the shield hold, the Community Engagement Officer advised up to 12 per shield was recommended.

Councillor Payne raised a concern in relation the 4th point on the application form, under 'Application Criteria' and said it should be about an individual not an event.

The Community Engagement Officer advised that it would relate to a person if they were part of an historical event.

The Chief Officer clarified for members that the criteria had been lifted directly from the policy which had been agreed and adopted by Council.

Councillor S Hodges suggested to change the wording to make it clear that it relates to an individual who contributed to the history of the Town. Councillor Payne said that due to the history around commemoration and naming, the Council needs to get it right to avoid criticism.

The Chief Officer suggested that another route could be explored to recognise an historical event and suggested to remove the 4th line from the application form.

Members were in agreement to the removal of the 4th line from the application form.

Councillor Lloyd-Selby asked for clarification in relation to the eligibility for applications and asked if it should be restricted to 'Only members of uniformed organisations may apply/nominate', as this could deter parents, teachers etc. to nominate. The Community Engagement Officer advised that it was restricted to uniformed organisations as that is what Bryan Foley was dedicated to and advised that there are other ways to recognise those who are not part of the uniformed organisations. Councillor Lloyd-Selby clarified her concern but saying that it would restrict people outside of the uniformed organisations to nominate those within the uniformed organisations. The Community Engagement Officer advised that item 2 under the eligibility criteria can be removed. Members agreed.

The Community Engagement Officer began to take members through project 2 which was window art at Town Hall. She advised that it would be a fun way to promote Barry Town Council and would follow themes throughout the year. The Community Engagement Officer also updated members on the costings as the report stated it would cost £2,600 annually but it had been reduced to £1,500.

Councillor Perkes had concerns in relation to the suitability of the windows in relation to the window art being noticed by the public. The Community Engagement Officer suggested a trial of the window art and if it doesn't achieve its purpose then it can be reviewed and possibly not continue.

Councillor Drake asked if permission had been sought from the Vale of Glamorgan Council. The Community Engagement Officer advised that permission had been sought and this was noted within the report.

Councillor Wilkinson raised concerns in relation to the report, advising that figures were incorrect, the numbering was incorrect and the recommendations were wrong and questioned how she could make a decision based on what was in front of her. Councillor Wilkinson also advised that she was not happy with the way that the report was presented.

The Community Engagement Officer left the meeting

The Chief Officer advised that costings have changed in relation to the window art as the amount of windows had been reduced but the information was made available after the agenda had been dispatched and that the Community Engagement Officer would have made this clear within the discussions of the report.

The Chief Officer also advised that if members were not happy with the structure of the report, alterations could be made for future reporting and that though members should clarify and question, they should be mindful not to make personally directed comments at officers when discussing reports.

Councillor Wilkinson stated that as it has the Officer named on the report, questions will be directed to them and apologised if she had upset the officer but as a Council it should be professional with professional staff and the Council need to get things right. Councillor Wilkinson made reference to the agenda numbers on the front page being incorrect as an example.

Councillor S Hodges suggested that the remaining projects within the report are presented to a smaller working party, such as the Innovation Working Party which is scheduled to be held on Tuesday 6 July 2021.

Councillor Payne agreed with the remaining projects within the report to go to the Innovation Working Party.

Councillor Lloyd-Selby advised that she had sought clarification from the Community Engagement Officer prior to Full Council and asked for the report to be withdrawn. She further advised that it can be unclear of where the workstreams of the Community Engagement and Events

Team generate from and it would be useful to acknowledge the committees of where the work had been generated.

The Chief Officer recapped that Project 1 was agreed to go ahead subject to the amendments on the application form and eligibility criteria and that Project 2 be agreed. The Chief Officer asked that project 6 be agreed due to the time constraints of the project.

RESOLVED:

1. That members note the Commemorating an Individual Application Form subject to the amendments being made
2. That the criteria for the Bryan Foley Shield is approved, subject to the amendments above being made and noting that the first award will be awarded in September 2021
3. That members approve the Window Art proposal to be trialled with the first event of Flower Festival and then the wider proposal for other events to be reviewed at a future meeting.
4. That members note that the Community Engagement Officer consulted with members of the public in relation to the proposed ideas for the Air Raid Shelter area at Cemetery Approach Gardens
5. That members authorise the Community Engagement Officer to compile a proposal for the use of the land based around the original brief and feedback received from the public, in partnership and consultation with the Chair of Halls, Cemeteries and Community Facilities Committee, the Facilities and Cemeteries Manager and the Chief Officer and that this is discussed at a meeting of the Halls, Cemeteries and Community Facilities Committee on 5 July 2021
6. That the items within the report that were not covered are submitted to a meeting of the Innovation Working Party scheduled to be held on Tuesday 6 July 2021 at 6pm

940.

DATE OF NEXT MEETING

RESOLVED that the next meeting of Council is scheduled to be held on Monday 19 July 2021 at 7pm

941.

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.

The Office Team Leader and Press left the meeting

942.

MEMORIAL HALL AND THEATRE (MHT) GRANT FUNDING AGREEMENT

Members had a lengthy and detailed discussion in relation to the latest correspondence received from the Memorial Hall and Theatre Trust. A confidential note of the meeting is on record with the Chief Officer with key points raised by Councillors in the discussions being:

- Disappointment not having received a response / papers from the Memorial Hall and Theatre until a few hours before the meeting which did not allow time for Councillors to consider them.
- Sections of the Funding Agreement related to dispute resolution and the process to follow
- Missing information required from the Memorial Hall and Theatre which has been requested a number of time
- The rights of Council to withhold funds
- The need for Council to be transparent and accountable in its use of public funds
- The OVW review underway of Council's process to date
- The apparent breakdown in relationship between the Council, as funder, and the Memorial Hall and Theatre
- An Apparent disrespect for the Council's position and requirement to evidence its expenditure
- The Level of funding provided by the Town Council to the Memorial Hall and Theatre over the past 10 years

The Chief Officer was asked to sum up the discussion and the Council

RESOLVED:

- 1. That the Council is unable to agree in principle to a course of action when it has no details on which to base the decision.**
- 2. That the Council is unable to discuss or consider the MAC accounts paperwork, as it was submitted only a few hours before the meeting**
- 3. That the Chief Officer enquires into CEDR Mediation costs, process and timeline in readiness for offering this as a proposal to the Trustees.**
- 4. That the Chief Officer contacts One Voice Wales to ask for an interim report on their review of the process to be**

prepared for the next meeting of Full Council on 19 July 2021

5. That further decisions are deferred until the Council has received this report
6. That the Deputy Chief Officer provides all Councillors with a breakdown of the funding provided to the Memorial Hall and Theatre over the past ten years (2011/2012 – 2020/2021)

943. **VARIATION TO CEMETERY STAFF CONTRACTS UPDATE**

The Chief Officer gave the latest update on communication from the GMB Union.

RESOLVED: that the update be noted

The meeting closed at 8.29 pm

Signed Dated
(Town Mayor)