



MERTHYR TYDFIL  
County Borough Council  
Cyngor Bwrdeistref Sirol  
MERTHYR TUDFUL

## MINUTES OF MEETING

# FULL COUNCIL MEETING

**WEDNESDAY, 9TH SEPTEMBER, 2015**

**PRESENT:** Councillor D Isaac (In the Chair)

Councillors H Barrett, C J Barry, R Braithwaite, S P Brown, B Carter, T Chaplin, D Davies, M Davies, E Galsworthy, C T Jones, D Jones, H R Jones, G Lewis, B E Mansbridge, L A Matthews, J McCarthy, K Moran, L Mytton, M O'Neill, D Roberts, S Slater, W R Smith, Raymond Thomas, Richard Thomas, B Toomey, C Tovey, P Williams and S Williams

**Officers:**

Gareth Chapman (Chief Executive), Simon Jones (Senior Solicitor), Ellis Cooper (Corporate Director (Place and Transformation) - Deputy Chief Executive), Lorraine Buck (Corporate Director (People and Performance) - Lead Director for Children and Young People), Lisa Curtis Jones (Chief Officer (Social Services)), Dorothy Haines (Chief Officer (Learning) - Chief Education Officer), Cheryllee Evans (Chief Officer (Neighbourhood Services)), Alyn Owen (Chief Officer (Community Regeneration)), Steve Jones (Head of Finance - Chief Finance Officer), Lisa Jones (Head of Human Resources and Organisational Development), Steve Peters (Head of Public Protection), Julian Pike (Group Leader - Housing Renewal), Ceri Dinham (Senior Communications Officer) and Beth Melhuish (Corporate Communications)

**Outside Bodies:**

Mr Michael Owen Chief Executive and Allison Soroko Corporate Services Manager - Merthyr Valleys Homes

Mair Morgan (Scrutiny / Democratic Services Officer) and Jayne Overbury (PA to the Mayor)

ITEM NO.	AGENDA MATTER	DECISION
359	Apologies for Absence	<p>Apologies for absence were received from Councillor A Jones, Councillor G Jones, Councillor T C Lewis and Councillor L E Smart.</p> <p>The Members were also advised that Councillor G Jones was in hospital.</p> <p><b>Resolved that:</b></p> <p>An appropriately worded letter be sent to Councillor G Jones.</p>
360	Declarations of Interest	<p>Councillor H Barrett Declared his Interest in Item 19 – Merthyr Valleys Homes: Changes to Rules to Become a Community Mutual as he is a Board Member – Merthyr Valleys Homes.</p> <p>Councillor C Barry Declared his Interest in Item 19 – Merthyr Valleys Homes: Changes to Rules to Become a Community Mutual as he is a Board Member – Merthyr Valleys Homes.</p> <p>Councillor W R Smith Declared his Interest in Item 19 – Merthyr Valleys Homes: Changes to Rules to Become a Community Mutual as he is a Board Member – Merthyr Valleys Homes.</p> <p>Councillor D Jones Declared his Interest in Item 30 – Corporate Policy on the Implementation of the Food Hygiene Rating Scheme as his business is Rated under the Food Hygiene Rating Scheme.</p>

## Agenda

The Chair advised that Item 19 – Merthyr Valleys Homes: Changes to Rules to Become a Community Mutual would be considered together with Item 3.

The Chief Executive also advised that Councillors who had Declared their Interest in Item 19 did not have to leave the Meeting as they had Dispensation to Speak and Vote.

361	Merthyr Valleys Homes - Changes to Rules to Become a Community Mutual	<p>The Chair welcomed Michael Owen Chief Executive and Allison Soroko Corporate Services Manager Merthyr Valleys Homes to the Meeting.</p> <p>The Council then viewed a Video in relation to a Community Mutual and received a Presentation from Michael Owen who also responded to questions raised by the Members on the Presentation.</p> <p>The Council then considered the Merthyr Valleys Homes:</p>
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		<p>Changes to Rules to Become a Community Mutual report.</p> <p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) The Council support the Rule change at Merthyr Valleys Homes</li> <li>(b) The Council representative at the Special General Meeting of Merthyr Valleys Homes reflects the Council Decision in respect of the Rule change set out in 6.1 of the report</li> <li>(c) Delegated authority be given to the Chief Executive in consultation with Cabinet Member for Regeneration, Planning and Countryside (however in the event that the said Cabinet Member is unable to act for any reason, the Cabinet Member for Governance and Corporate Services shall be consulted) to agree (if appropriate) such further alterations to the Rules of MVH if these changes are the result of the funder or Welsh Government requirements</li> </ul> <p>The Chair then thanked Mr Owen and Ms Soroko for attending the Meeting.</p>
362	Minutes of meeting Monday, 13 July 2015 of Scrutiny : Learning and LAESCYP	<p><b>Resolved that:</b></p> <p>The Minutes of the Learning and LAESCYP Scrutiny Committee held 13 July 2015 be accepted as a correct record.</p>
363	Minutes of meeting Wednesday, 15 July 2015 of Cabinet	<p><b>Resolved that:</b></p> <p>The Minutes of the Cabinet Meeting held 15 July 2015 be accepted as a correct record.</p>
364	Minutes of meeting Wednesday, 15 July 2015 of Full Council	<p><b>Resolved that:</b></p> <p>The Minutes of the Full Council Meeting held 15 July 2015 be accepted as a correct record.</p>
365	Minutes of meeting Monday, 20 July 2015 of Rights of Way Committee	<p><b>Resolved that:</b></p> <p>The Minutes of the Rights of Way Committee held 20 July 2015 be accepted as a correct record.</p>
366	Minutes of meeting Wednesday, 22 July 2015 of Licensing Committee	<p><b>Resolved that:</b></p> <p>The Minutes of the Licensing Committee held 22 July 2015 be accepted as a correct record.</p>
367	Minutes of meeting Wednesday, 22 July 2015 of Licensing Committee	<p><b>Resolved that:</b></p> <p>The Minutes of the Licensing Committee held 22 July 2015 be accepted as a correct record.</p>
368	Minutes of meeting Wednesday, 22 July 2015 of Planning , Regulatory and	<p><b>Resolved that:</b></p> <p>The Minutes of the Planning, Regulatory and Licensing Committee held 22 July 2015 be accepted as a correct</p>

	Licensing Committee	record
369	Minutes of meeting Monday, 27 July 2015 of Audit Committee	<p>A Member advised that Councillor P Williams was in attendance.</p> <p><b>Resolved subject to the foregoing that:</b></p> <p>The Minutes of the Audit Committee held 27 July 2015 be accepted as a correct record.</p>
370	Minutes of meeting Monday, 27 July 2015 of Scrutiny : Neighbourhood Services and Public Protection	<p>Arising on Minute No: 264 a Member recommended that the following be added to the Minutes – ‘Under the Street Cleansing item a Member asked for a report back to the Committee on progress with Meetings seeking external views about approaches for reducing fly tipping and successful prosecutions. This Motion was carried by the Committee’.</p> <p><b>Resolved subject to the foregoing that:</b></p> <p>The Minutes of the Neighbourhood Services and Public Protection Scrutiny Committee held 27 July 2015 be accepted as a correct record.</p>
371	Minutes of meeting Tuesday, 28 July 2015 of Scrutiny : Social Services	<p><b>Resolved that:</b></p> <p>The Minutes of the Social Services Scrutiny Committee held 28 July 2015 be accepted as a correct record.</p>
372	Minutes of meeting Wednesday, 29 July 2015 of Cabinet	<p><b>Resolved that:</b></p> <p>The Minutes of the Cabinet Meeting held 29 July 2015 be accepted as a correct record.</p>
373	Minutes of meeting Friday, 14 August 2015 of Licensing Committee	<p><b>Resolved that:</b></p> <p>The Minutes of the Licensing Committee held 14 August 2015 be accepted as a correct record.</p>
374	Minutes of meeting Friday, 14 August 2015 of Licensing Committee	<p><b>Resolved that:</b></p> <p>The Minutes of the Licensing Committee held 14 August 2015 be accepted as a correct record.</p>
375	Minutes of meeting Tuesday, 2 June 2015 of SACRE	<p><b>Resolved that:</b></p> <p>The Minutes of the SACRE Meeting held 2 June 2015 be accepted as a correct record.</p>
376	Protect Supporting People	<p><b>Resolved that:</b></p> <p>The Notice of Motion be accepted.</p>
377	Merthyr Valleys Homes: Changes to Rules to Become a Community Mutual	<p>This item was considered under Item Three.</p>
378	Employee Code of	<p><b>Resolved that:</b></p>

	Conduct	This item be deferred to the next Meeting of Full Council.
379	Dignity and Respect at Work Policy	<b>Resolved that:</b> This item be deferred to the next Meeting of Full Council.
380	Disciplinary Policy & Disciplinary Procedure and Guidance	<b>Resolved that:</b> This item be deferred to the next Meeting of Full Council.
381	Grievance Policy and Grievance Procedure and Guidance	<b>Resolved that:</b> This item be deferred to the next Meeting of Full Council.
382	Capability Policy and Disciplinary Procedure and Guidance	<b>Resolved that:</b> This item be deferred to the next Meeting of Full Council.
383	Appointments to Scrutiny Committees	<b>Resolved that:</b> <ul style="list-style-type: none"> <li>(a) The position of Chair of the Audit Committee be included in the membership of the Governance, Performance, Business Change and Corporate Services Scrutiny Committee</li> <li>(b) The quorum for the Governance, Performance, Business Change and Corporate Services Scrutiny Committee will be at least five Councillors eligible to be present</li> <li>(c) The Vice Chair of the Governance, Performance, Business Change and Corporate Services Scrutiny Committee will also be the Vice Chair of the Joint Scrutiny Committee</li> <li>(d) The quorum for the Joint Scrutiny Committee will be at least half the Councillor membership of the Committee eligible to be present; to include at least one Councillor Member from each of the other Scrutiny Committees</li> <li>(e) The changes to the Voluntary Sector Non-Voting Scrutiny Co-opted Membership as noted in 1.13 of the report be agreed</li> </ul>
384	Appointment to Committees 2015/16	Arising on Paragraph 6.0 of the report a Member enquired if information could be provided in relation to the Independent Members.  The Chief Executive advised that subject to no Data Protection issues the information could be circulated to the Members.  <b>Resolved that:</b>  The appointments as set out in the report be agreed.
385	Representatives to Other Bodies 2015/16	<b>Resolved that:</b> <ul style="list-style-type: none"> <li>(a) The appointment of Councillors as Merthyr Tydfil County Borough Council Champions and Representatives to Other Bodies as set out in the</li> </ul>

		<p>report be agreed</p> <p>(b) That Councillor L A Matthews be appointed as the Safeguarding Champion</p>
386	Ffos Y Fran Large Grant Scheme	<p><b>Resolved that:</b></p> <p>Funding for Merthyr Tydfil Rugby Football Club and Friends of Bishop Hedley be approved. A subsequent report to Council will follow requesting a decision pending receipt of additional requested information from the Gellideg Foundation and ICI Rifle Fields.</p>
387	Ffos Y Fran Small Grant Scheme	<p>A Member referred to the Ffos Y Fran Small Grant Scheme report and recommended an additional recommendation under 6.1.</p> <p><b>Resolved that:</b></p> <p>(a) In order to ensure that each area is able to offer the same amount of funds to groups and organisations within their Electoral Division the areas with funds in excess return the difference to the central pot to be used for the large Grant Schemes</p> <p>(b) At the start of each financial year all Electoral Divisions will have an allocation of £5,000 irrespective of previous financial spend effective from the 1 April 2016</p>
388	Corporate Policy on the Implementation of the Food Hygiene Rating Scheme	<p>Councillor D Jones having Declared his Interest in this Item left the Meeting for the consideration of this item.</p> <p><b>Resolved that:</b></p> <p>Council implement a Corporate Wide Policy that requires:</p> <ul style="list-style-type: none"> <li>• All our Council run food businesses operations to be rated 3 or above</li> <li>• No foodstuffs to be procured or purchased from third parties unless supplied by a business rated 3 or above</li> <li>• No business to attend Council events such as markets fairs etc unless they are in possession of a valid food hygiene rating of 3 or above. Applications for a pitch to make reference to the policy and require proof of a valid rating to be provided</li> </ul>
389	Petition Received by the Authority - Penywern Lane	<p><b>Resolved that:</b></p> <p>The petition received be noted.</p>
390	Home to School Transport Policy 2016/17 for pupils with Special Educational Needs (SEN), a Disability and/or a	<p><b>Resolved that:</b></p> <p>(a) The policy be approved and amended to ensure that all pupils with SEN, a disability and/or medical condition access appropriate transport based on assessed need and not on provision attended</p>

Medical Condition	(b) The revised HTST policy for pupils with SEN, a disability and/or medical conditions as detailed in Appendix 3 is effective from 1 September 2016
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### **Exempt Items**

#### **Resolved that:**

The public be excluded from the Meeting on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 14 under Part 4 of Schedule 12A of Section 100 (A) (4) of the Local Government Act 1972

391	Strategic Partner Appointment	<p><b>Resolved that:</b></p> <p>The recommendations as contained within the report be accepted.</p>
392	Ffos-y-Fran Land Reclamation Scheme	<p>Councillor H R Jones left the Meeting at 6.40 pm and returned at 6.42 pm and therefore did not vote on this item.</p> <p><b>Resolved that:</b></p> <p>The recommendations as contained within the report be accepted.</p>
393	To deal with any other urgent business or correspondence	<p>The Leader referred to the Data Briefing that had been circulated by the Chief Education Officer to the Council.</p> <p>The Leader congratulated the young people in their academic achievements and commended the efforts made by the pupils, staff and parents.</p> <p>The Leader also thanked the Director and Chief Officer for the Learning Support Improvements and advised that a formal report would be submitted to Council in due course.</p>
394	To receive communications from His Worship the Mayor	<p>No communications were received.</p>