



Cyngor Bwrdeistref Sirol  
MERTHYR TUDFUL  
MERTHYR TYDFIL  
County Borough Council

## MINUTES OF MEETING

# FULL COUNCIL MEETING

**WEDNESDAY, 25TH JANUARY, 2017**

**PRESENT:** Councillor M Davies (In the Chair)

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

**Officers:**

Carys Kennedy (Head of Legal and Governance Services - Monitoring Officer), Ellis Cooper (Deputy Chief Executive), 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), Mark Thomas (Head of Corporate Services), Paul Jones (Environmental Cleansing and Enforcement Manager) and Beth Melhuish (Corporate Communications Officer), Jemma Rough

Mair Morgan (Democratic Services Officer)

ITEM NO.	AGENDA MATTER	DECISION
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### **Minutes Silence**

The Council observed a Minutes Silence for Mr Mostyn James, former Deputy Lord Lieutenant and Chair Cwm Taf Local Health Board who had recently passed away.

752	Apologies for Absence	Apologies for absence were received from Councillor H Barrett.
753	Declarations of Interest	Councillor D Jones Declared his Interest in Item 4 – Mineworkers Pension Scheme Fund Surpluses as he is in receipt of a Miners Pension.  Councillor B Carter Declared his Interest in Item 15 – Biffa Profit Sharing Scheme as he is Chair of the Pentrebach Labour Club.
754	Minutes of Previous Meeting(s)	The Council approved as accurate (subject to any amendments) the Minutes of the following Meetings.
754a	Licensing: 21/11/2016	<b>Resolved that:</b>  The Minutes of the Licensing Committee held 21 November 2016 be accepted as a correct record.
754b	Licensing :21/11/2016	<b>Resolved that:</b>  The Minutes of the Licensing Committee held 21 November 2016 be accepted as a correct record.
754c	Democratic Services : 21/11/2016	<b>Resolved that:</b>  The Minutes of the Democratic Services Committee held 21 November 2016 be accepted as a correct record.
754d	Audit : 21/11/2016	<b>Resolved that:</b>  The Minutes of the Audit Committee held 21 November 2016 be accepted as a correct record.
754e	Cabinet : 30/11/2016	<b>Resolved that:</b>  The Minutes of the Cabinet Meeting held 30 November 2016 be accepted as a correct record.
754f	Full Council : 30/11/2016	<b>Resolved that:</b>  The Minutes of the Full Council Meeting held 30 November 2016 be accepted as a correct record.
754g	SACRE : 1/11/2016	<b>Resolved that:</b>  The Minutes of the SACRE Meeting held 1 November 2016 be accepted as a correct record.
754h	Standards : 18/11/2016	<b>Resolved that:</b>  The Minutes of the Standards Committee held 18 November 2016 be accepted as a correct record.
754i	Learning and LAESCYP : 5/12/2016	<b>Resolved that:</b>  The Minutes of the Learning and LAESCYP Scrutiny Committee held 5 December 2016 be accepted as a correct record.

754j	Scrutiny : Social Services : 6/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Social Services Scrutiny Committee held 6 December 2016 be accepted as a correct record.</p>
754k	Planning, Regulatory and Licensing : 7/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Planning, Regulatory and Licensing Committee held 7 December 2016 be accepted as a correct record.</p>
754l	Rights of Way : 12/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Rights of Way Committee held 12 December 2016 be accepted as a correct record.</p>
754m	Scrutiny : Regeneration, Planning and Countryside : 13/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Regeneration, Planning and Countryside Scrutiny Committee held 13 December 2016 be accepted as a correct record.</p>
754n	Cabinet : 14/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Cabinet Meeting held 14 December 2016 be accepted as a correct record.</p>
754o	Scrutiny : Neighbourhood Services and Public Protection : 19/12/2016	<p>Arising on the Minutes a Member advised of the following corrections:</p> <p>Councillors C Barry and P Williams Cabinet Members to be added to Members Present.</p> <p>Minute No: 662 – ‘Community Councils’ should read ‘Community Organisations’.</p> <p><b>Resolved subject to the foregoing that:</b></p> <p>The Minutes of the Neighbourhood Services and Public Protection Scrutiny Committee held 19 December 2016 be accepted as a correct record.</p>
754p	Scrutiny : Governance, Performance, Business Change and Corporate Services : 20/12/2016	<p><b>Resolved that:</b></p> <p>The Minutes of the Governance, Performance, Business Change and Corporate Services Scrutiny Committee held 20 December 2016 be accepted as a correct record.</p>
754q	Licensing Committee : 4/1/2017	<p><b>Resolved that:</b></p> <p>The Minutes of the Licensing Committee held 4 January 2017 be accepted as a correct record.</p>
754r	Planning, Regulatory and Licensing : 4/1/2017	<p><b>Resolved that:</b></p> <p>The Minutes of the Planning, Regulatory and Licensing Committee held 4 January 2017 be accepted as a correct record.</p>

754s	Audit : 9/1/2017	<p><b>Resolved that:</b></p> <p>The Minutes of the Audit Committee held 9 January 2017 be accepted as a correct record.</p>
754t	Cabinet : 11/1/2017	<p><b>Resolved that:</b></p> <p>The Minutes of the Cabinet Meeting held 11 January 2017 be accepted as a correct record.</p>
755	Mineworkers Pension Scheme Fund Surpluses	<p><b>Notice of Motion</b></p> <p>Councillor D Jones having Declared his Interest in this item left the Meeting for the consideration of this item.</p> <p>The Leader Councillor B Toomey referred the Council to the Notice of Motion in relation to 'Mineworkers Pension Scheme Fund Surpluses'.</p> <p><b>Resolved that:</b></p> <p>Merthyr Tydfil County Borough Council writes to the Chair of the Public Accounts Committee requesting that this matter be taken up by the Committee for Independent Scrutiny.</p>
756	Vaynor 25 - Right of Way / Litter Wardens	<p><b>Notice of Question</b></p> <p><b>Vaynor 25 – Right of Way</b></p> <p>Councillor C Tovey referred the Council to the Notice of Question in relation to Vaynor 25 – Right of Way.</p> <p>Councillor K Moran responded that the total cost to the Council was £6,300.00.</p> <p>Councillor Tovey then asked a supplementary question: - Now that Welsh Government has ruled that the Right of Way should be reopened is the Council going to appeal to the Crown Court or Supreme Court or ignore Welsh Government and the residents of Merthyr Tydfil as it still remains closed.</p> <p>The Monitoring Officer then responded to the supplementary question.</p> <p><b>Litter Wardens</b></p> <p>Councillor C Tovey referred the Council to the Notice of Question in relation to Litter Wardens.</p> <p>Councillor C Barry advised that there was an item on the agenda for consideration later in the Meeting.</p> <p>Councillor Tovey then asked a supplementary question - What are the contractual arrangements and gave an example of the Cyfarthfa Retail Park and did the Wardens have the right to go where they wanted and the Council had no say.</p>

		<p>The Monitoring Officer then responded to the supplementary question.</p>
757	Cardiff Capital Region – City Deal	<p>The Leader Councillor B Toomey referred the Council to the ‘Cardiff Capital Region – City Deal’ report and referred to Paragraph 1.2 of the report and advised that the appendices had been e-mailed to Members together with a report being available in the Members Library.</p> <p>The Leader then responded in detail to the questions raised by the Council.</p> <p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) The Joint Working Agreement (‘JWA’) as the legal document that formally establishes the Cardiff Capital Region (‘CCR’) Joint Committee (the Regional Cabinet) as a Joint Committee with delegated functions with a Commencement Date of the 1 March 2017. The Elected Member representative to the Regional Cabinet shall be the Leader of the Council or his/her nominated Deputy be approved</li> <li>(b) The financial contributions from each Constituent Council towards the collective £120m total (together with such associated costs e.g carry costs) as detailed in the body of this report be approved</li> <li>(c) The carry forward of any remaining revenue funds from 2016/2017 contributed by each Constituent Council into 2017/2018 in order that the support structure for the Regional Cabinet continues be approved</li> <li>(d) The collective revenue contributions of up to £1million (inclusive of recommendation (3) above on a proportionate basis as set out in the JWA) to the 2017/2018 budget in order that the support structure for the Regional Cabinet continues be approved</li> <li>(e) The City of Cardiff Council acting as the Accountable Body with the responsibilities as set out in the JWA be approved</li> <li>(f) The Assurance Framework as the open and transparent robust decision making process for considering all proposals requiring support from the CCR City Deal Wider Investment Fund be approved</li> <li>(g) The Implementation Plan in the form attached to the JWA subject to each Constituent Council approving the JWA Business Plan be approved</li> <li>(h) The Chief Executive/Managing Director in consultation with the Leader of the Council, the Chief Legal Officer and s151 Officer be granted delegated authority to agree such amendments as are necessary to the JWA Assurance Framework and Implementation Plan (as are appropriate) from the date of acceptance of these recommendations to the Commencement Date of the 1 March 2017</li> <li>(i) The Chief Executive/Managing Director in consultation with the Leader of the Council the</li> </ul>

		<p>Chief Legal Officer and s151 Officer be granted delegated authority to decide whether the Council should continue to explore the opportunity to participate in the CCR City Deal in the event that one or more of the ten Constituent Councils fail to agree any of recommendations 1 – 7 above</p> <p>(j) The Leader of the Council or his/her nominated Deputy be granted delegated authority to sign the JWA on behalf of the Council</p>
758	Revised Medium Term Financial Plan 2017/18 to 2020/21 – Progress Update January 2017	<p><b>Resolved that:</b></p> <p>(a) The Cabinet recommended Medium Term Financial Plan revisions detailed in Paragraphs 5 to 8 and Appendices 4 to 6 of the report be approved (subject to further review)</p> <p>(b) The Medium Term Financial Plan revisions detailed in Paragraph 9 of the report be noted as previously approved through Delegated Authority</p> <p>(c) Further proposals to address the revised budget deficit of £1.659 million for 2017/18 be identified and recommended to subsequent Cabinet and Council Meetings for approval</p>
759	Annual Treasury Report 2015/16	<p><b>Resolved that:</b></p> <p>(a) The Annual Treasury Report for 2015/16 be received</p> <p>(b) The actual 2015/16 prudential and Treasury Indicators be received</p>
760	Treasury Management Policy Statement and Annual Investment Strategy 2016/17 In Year Review	<p><b>Resolved that:</b></p> <p>The Treasury Management Policy Statement and Annual Investment Strategy In Year Review Report for 2016/17 be received.</p>
761	Resolution to Revive the title 'Honorary Recorder of Merthyr Tydfil'	This item was deferred.
762	Adoption of Council Tax Reduction Scheme for the financial year 2017/18	<p>Councillor L E Smart left the Meeting at 6.00 pm.</p> <p><b>Resolved that:</b></p> <p>The Council Tax Reduction Scheme adopted for 2016/17 be re-adopted for the 2017/18 financial year commencing in April 2017.</p>
763	Help for Pensioners Scheme 2017	<p><b>Resolved that:</b></p> <p>The scheme as operated in 2016/17 by providing financial support up to a maximum of £50 be continued.</p>
764	Internal Enforcement Project For The Issuing Of Fixed Penalty Notices For Litter And	<p><b>Resolved that:</b></p> <p>Council provides an in-house Enforcement Service for litter and dog fouling offences (Option 4) on a one year trial basis</p>

	Dog Fouling Offences	through directly employed Litter Wardens be approved.
765	Declaration of Air Quality Management Area Twynrodyn Road, Merthyr Tydfil	<p><b>Resolved that:</b></p> <p>Council proceed with its duty to declare the declaration of an AQMA for affected section of Twynrodyn Road.</p>
766	Biffa Profit Sharing Scheme	<p>Councillor B Carter having Declared his Interest in this item left the Meeting for the consideration of this item.</p> <p><b>Resolved that:</b></p> <p>Biffa Monies be allocated as follows:</p> <p><b>Plymouth Electoral Division</b></p> <p>Pentrebach Labour Club Football Session - £800.00</p>
767	To deal with any other urgent business or correspondence	The Mayor advised that there was no business deemed urgent.
768	To receive communications from Her/His Worship the Mayor	No Communications were received from Her Worship the Mayor.