

**CABINET**

Minutes of a remote meeting held on 16<sup>th</sup> November, 2020.

The Committee agenda is available [here](#).

Present: Councillor N. Moore (Chairman); Councillor L. Burnett (Vice-Chairman); Councillors B.T. Gray, P.G. King, K.F. McCaffer, Mrs. M.R. Wilkinson and E. Williams.

**C366 MINUTES –**

RESOLVED – T H A T the minutes of the meeting held on 2<sup>nd</sup> November, 2020 be approved as a correct record.

**C367 DECLARATIONS OF INTEREST –**

No declarations of interest were received.

**C368 STATEMENT**

The Leader and Cabinet Member for Performance & Resources reminded residents of the Vale of Glamorgan that the pandemic had not gone away. He thanked both the Health and Local Authority staff who had enabled a mobile testing unit to be set up in Barry where many people had taken the opportunity to be tested.

Residents were reminded that whilst the pandemic continued following the firebreak where matters seemed to have improved slightly, it remained necessary to follow the guidance and wear a mask, stay at home where possible, work from home where possible, wash hands and when this is not possible sanitise and continue with social distancing.

There was hope that there may soon be a vaccine for the most vulnerable, but in the meantime the Leader urged all Vale of Glamorgan residents to stay safe.

**C369 SHARED REGULATORY SERVICES JOINT COMMITTEE –**

The minutes of the meeting of the Shared Regulatory Services Joint Committee held on 29<sup>th</sup> September, 2020 as contained within the agenda were submitted

Cabinet congratulated staff on the amount of work being done during a time of increased demand placed upon the service and with reduced resources.

RESOLVED – T H A T the minutes of the Shared Regulatory Services Joint Committee meeting held on 29<sup>th</sup> September, 2020 be noted.

Reason for decision

In noting the minutes.

**C370 JOINT CONSULTATIVE FORUM –**

The minutes of the meeting of the Joint Consultative Forum held on 12<sup>th</sup> October, 2020 as contained within the agenda were submitted.

RESOLVED – T H A T the minutes of the Joint Consultative Forum meeting held on 12<sup>th</sup> October, 2020 be noted.

Reason for decision

In noting the minutes.

**C371 CAPITAL MONITORING FOR THE PERIOD 1<sup>ST</sup> APRIL 2020 TO 30<sup>TH</sup> SEPTEMBER 2020 (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) –**

The report provided an update on the progress of the Capital Programme for the period 1<sup>st</sup> April to 30<sup>th</sup> September, 2020, outlining the position with regards to the Capital Programme for that period and considered the impact of the pandemic and the ability of the Council to deliver the full programme.

In April 2020 it was decided that the Council would not tender for capital schemes due to concerns over availability of contractors, reliability of supplies and ability to meet agreed timescales as a result of the lockdown measures at the time. Services had been subsequently reviewed and were now being retendered for the completion of works.

It was noted that some works had been able to be completed over the summer period on school buildings. The report included changes to the Capital Programme, including additions following receipt of Welsh Government grants, use of Section 106 monies and some slippage to the 2021/22 as a result of the pandemic.

Details by scheme were shown in Appendix 1 to the report. The report set out any requested changes to the 2020/21 and future years' Capital Programme.

The Deputy Leader and Cabinet Member for Education and Regeneration referred to a number of school schemes that were being vired into the next financial year as a result of work being done to schools in school holidays and the Easter holiday falling within the next financial year.

Paragraph 2.4 of the report referred to the Penarth Library Refurbishment as funding was made available by Welsh Government to begin to turn the space into an attractive, modern and accessible entry point to the library. £50k match funding was required for this scheme and would be funded from the Libraries reserve.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

(1) T H A T the progress made on the 2020/21 Capital Programme be noted.

(2) T H A T the following changes to the 2020/21 Capital Programme be approved:

- Ysgol Pen Y Garth Roof Renewal Scheme – Vire £2.5k from the Education Contingency budget in the 2020/21 Capital Programme.
- Electric Pool Cars – Remove this scheme from the 2020/21 Capital Programme and ring fence £215k in a new reserve called Carbon Vehicles Reserve.
- LTF M4 to Cardiff Airport Transport Network Scheme – Reduce this budget by £87k in the 2020/21 Capital Programme
- LTF Cardiff / Vale of Glamorgan Coastal Sustainable Transport Corridors – Reduce this budget by £116k in the 2020/21 Capital Programme.
- Replacement Variable Message Signs – Vire the £14k budget to a new scheme called 'Esplanade reinforcement at Barry Island'.
- Community Centre Works – Vire £9k from this scheme to the Neighbourhood Services Buildings for Compliance Issues and Community Centres scheme.
- Neighbourhood Services Buildings for Compliance Issues and Community Centres – Reduce this budget by £8k in the 2020/21 Capital Programme.
- Electrical Rewire Barry and Penarth Leisure Centres – Reduce this budget by £334k in the 2020/21 Capital Programme.
- Economic Stimulus within Local Authorities Grant – Vire £60k to the BSC2 scheme in the 2020/21 Capital Programme.
- Countryside Vehicle – Include a new scheme in the 2020/21 Capital Programme with a budget of £18k, to be funded from the Regeneration and Planning reserve.
- Building Strong Communities Fund (CASH Grants) – Increase this budget by £39k in the 2020/21 Capital Programme to be funded by a revenue contribution from the Building Strong Communities revenue budget.

(3) T H A T the use of Delegated Authority in relation to the following be noted:

- Replacement Railings in Alexandra Park – Include a new scheme with a budget of £10k into the 2020/21 Capital Programme to be funded from S106 monies.
- Belle Vue Pavilion in Penarth – Include a new scheme into the Capital Programme with a budget £687k, of which £20k is profiled in 2020/21 and £667k is profiled in 2021/22. This scheme is being funded from s106 monies.
- Building Strong Communities Fund – Increase the Capital Programme by £145k to be funded from S106 monies.

- Building Strong Communities Fund – Increase the Capital Programme by £29k to be funded from s106 monies.
- (4) T H A T the use of Emergency Powers in relation to the following be noted:
- Penarth Library Refurbishment – Include a new scheme with a budget of £170k into the 2020/21 Capital Programme, to be funded by £120k Welsh Government grant and £50k from Libraries reserves.
  - Digital Exclusion Fund – Include this new scheme in the 2020/21 Capital Programme with a budget of £15k.
  - Llangan Primary Windows – Vire £13k to a new scheme called Palmerston Primary School Window Replacement Scheme in 2020/21.
  - Jenner Park Primary Rewire KS2 First Floor – Vire £50k to a new scheme called St. Richard Gwyn High School Water Heater/Boiler Replacement Scheme in the 2020/21 Capital Programme.
  - Ysgol Pen Y Garth Roof Renewal Scheme – Vire £19k from the Cogan Nursery Flat Roof Renewal scheme to the Ysgol Pen Y Garth Roof Renewal Scheme in the 2020/21 Capital Programme.
  - Jenner Park Primary Vehicle – Include a new scheme with a budget of £28k into the 2020/21 Capital Programme, to be funded by a contribution from the Variety Sunshine Coach Sponsorship.
  - Ty Dewi Sant Electrical Upgrade – Increase this budget by £10k to be funded from the Social Services Buildings Reserve.
  - WELTAG Stage 3 Cogan Station Penarth – Include this new scheme in the 2020/21 Capital Programme with a budget of £270k to be funded by a grant from the Welsh Government via the Regional lead transport authority for Metro Plus which is Merthyr County Borough Council.
  - ICF Capital Grant Repayment – Include a budget of £330k in the 2020/21 Capital Programme to be funded from ICF reserve.
  - Civic Fire Stopping Works – Vire £18k from the Dock Office External Works scheme to the Civic Offices Fire Stopping Works scheme in the 2020/21 Capital Programme.
  - Access Improvement Grant – Increase this scheme by £32k in the 2020/21 Capital Programme to be funded from Welsh Government Grant.
  - Civic Offices High Level Masonry Repair – To vire £90k from the 'All Services Asset Renewal' scheme to a new scheme called Civic Offices high level masonry repair, and to also increase this scheme by £15k to be funded from the Miscellaneous Building Fund reserve in the 2020/21 Capital Programme.
  - Replacement welfare facilities at the gypsy site in Llangan – Include a new scheme in the 2020/21 Capital Programme with a budget of £16k to be funded from the Miscellaneous Building Fund reserve.
- (5) T H A T the following changes to the 2020/21 and future years' Capital Programme be approved:
- Llansannor Extension – Carry forward £100k into the 2021/22 Capital Programme.
  - St. Brides – Carry forward £106k into the 2021/22 Capital Programme.

- St. Illtyd's Primary Doors – Carry forward £40k into the 2021/22 Capital Programme.
- Peterston Super Ely Primary Suspended Ceiling Renewal Phase 1 – Carry forward £80k into the 2021/22 Capital Programme.
- Childcare Offer Capital Grant – Carry forward £329k into the 2021/22 Capital Programme.
- Band B Schemes – Reprofile as set out in the tables in paragraph 2.15.
- Community Safety Improvements – Carry forward and vire £10k to the Upgrade of CCTV system scheme in the 2021/22 Capital Programme.
- Upgrade of CCTV system – Carry forward £335k into the 2021/22 Capital Programme.
- Murchfield Access Bridge – Carry forward £17k into the 2021/22 Capital Programme.
- Housing Improvement Programme, Individual Schemes – Carry forward £1m into the 2021/22 Capital Programme.
- Housing Improvement Programme, Common Parts – Carry forward £1m into the 2021/22 Capital Programme.
- Housing Improvement Programme, Environmental Improvements – Carry forward £300k into the 2021/22 Capital Programme.
- Penarth Heights Public Art – Carry forward £238k into the 2021/22 Capital Programme.
- Toilet Refurbishment Civic Offices – Carry forward £85k into the 2021/22 Capital Programme.

#### Reasons for decisions

- (1) To advise Cabinet of the progress on the Capital Programme.
- (2) To make amendments to the 2020/21 Capital Programme.
- (3) To advise Cabinet of the use of Delegated Authority.
- (4) To advise Cabinet of the use of Emergency Powers.
- (5) To allow schemes to proceed in the current and future financial years.

#### **C372 REVENUE MONITORING FOR THE PERIOD 1<sup>ST</sup> APRIL TO 30<sup>TH</sup> SEPTEMBER 2020 AND REVISED BUDGET FOR 2020/21 (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) –**

The revenue position for 2020/21 was challenging with additional pressure for the Council both operationally and financially as a result of the COVID-19 pandemic. This had impacted both as a result of incurring additional expenditure but also from a loss of income.

An efficiency target of £247k had been set for the year and while it was anticipated that this would be achieved, some issues remained relating to unachieved savings targets from previous years.

The 2020/21 budget had been amended for internal transfers and technical adjustments. The overall total budget for the Authority had not changed from £240.438m.

Adverse variances were being projected for a number of services this year and the use of reserves would be required to resolve these issues in the short-term issue.

The Leader advised that from March 2020, Welsh Government (WG) had provided financial support to cover additional expenditure incurred via the Local Authority Emergency Hardship Grant. The fund was made available to acknowledge increased costs and loss of income resulting from the pandemic. For the period March to September 2020 the Council would receive over £6m. The Council had also received other specific grant funding from WG to cover additional costs relating to COVID-19, totalling over £43 million.

The Deputy Leader referred to the grant funding detailed in Paragraph 2.5 of the report and noted that £42.5 million was grant to Vale of Glamorgan businesses and had been processed quickly by Regeneration and Finance officers and thanked them for reacting so quickly.

The Cabinet Member for Social Care and Health referred to the rates of Council Tax collection being down as detailed in Paragraph 2.29 of the report, and the impact that could have on the provision of services to the most vulnerable in the community. People had also experienced issues with Universal Credit that had affected potential collection rates. There had been additional grant funding made available for Social Services as a result of the pandemic. Staff and service providers were thanked for continuing to look after the most vulnerable in the community and delivering care.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the position with regard to the Authority's 2020/21 Revenue Budget be noted.
- (2) T H A T the amended revenue budget for 2020/21 as set out in Appendix 1 to the report be approved.

#### Reasons for decisions

- (1) In view of the information contained within the report.
- (2) To incorporate changes to the 2020/21 budget.

**C373 Q2 SICKNESS ABSENCE REPORT 2020/2021 (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) –**

The report set out the sickness absence figures for the six-month period 1<sup>st</sup> April to 30<sup>th</sup> September, 2020 as part of the agreed performance management arrangements.

There had been a significant decrease in absence levels during the first half of 2020/2021 compared with the same period for the previous financial year. The absence rates were set out in paragraph 4.1 of the report and showed a decrease from 4.74 days lost per full time equivalent (FTE) (April to September 2019) to 3.40 days lost per FTE (April to September 2020). The target for Quarter 2 (April to September 2020) was set as 4.15 days lost per FTE.

An analysis of the figures in each Directorate was set out in paragraph 4.4 of the report and an analysis of the reasons for absence was set out in paragraphs 4.10 to 4.19.

Although pleasing that absence levels had decreased, the decrease was largely due to the ongoing global pandemic. It was important to note that the Council and other organisations had not dealt with a situation like this before, and therefore, there was little comparative data based on previous years' results.

There continued to be a review of absence cases which took place on a monthly basis between the HR Business Partnership and Occupational Health teams, particularly reviewing staff with absences over 4 weeks and those who had regular absences to provide early intervention and support. Absence was discussed at Directorate Management Teams as part of their service-based action plans.

To continue to support its teams whilst they undertook their duties supporting those most vulnerable in the community, the Council would be rolling out a comprehensive package of wellbeing support during November with the focus on physical, mental and financial wellbeing during an unprecedented time. This was in addition to the support currently available via Care First and Occupational Health.

The Council was mindful that early interventions and supportive frameworks could have a positive impact on future absence and line managers were encouraged to engage with their teams to support them in taking adequate periods of rest and communicate all support available.

The Council's Health and Safety Teams were also working with the Organisational Development Team to roll out ergonomic risk assessments to all those employees working from home to ensure they had the appropriate equipment available. Wellbeing sessions would focus on stretching and posture of this group, support by the inhouse Healthy Living Team.

The Council continued to support its staff through a number of initiatives listed in paragraphs 5.2 to 5.4 of the report.

Figures for the comparison for the rest of the Welsh Authorities would not be available until later in the year, but these would be shared when available. The annual target for the Vale of Glamorgan Council was set as 9.2 days lost per FTE.

The performance management approach to absence management would continue throughout 2020/21 with further updates provided to Cabinet and Scrutiny as required.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the report and the six-month (Quarters 1 and 2 of 2020/21) sickness absence figures provided in Appendix A to the report be noted.
- (2) T H A T progress in relation to the Care First Employee Assistance Programme as attached in Appendix B to the report be noted.
- (3) T H A T the report be referred to Corporate Performance and Resources Scrutiny Committee for consideration, with any comments referred back to Cabinet for further consideration.

#### Reasons for decisions

- (1) To bring matters to the attention of Members of the Cabinet in line with corporate objectives.
- (2) To inform Members of the Cabinet of the progress in relation to the Employee Assistance Programme.
- (3) To enable the Scrutiny Committee to maintain a continued focus on the management of sickness absence throughout all services of the Council and to make recommendations to Cabinet, as appropriate.

#### **C374 PAY REVIEW (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) –**

The report sought approval to provide an additional payment, in line with the Council's Pay Policy, to a senior Vale of Glamorgan staff member in recognition of their strategic leadership across separate business entities and the additional duties undertaken to support the regional Cardiff and Vale response to the Coronavirus pandemic.

It was noted that the Report was presented by the Leader instead of the Cabinet Member for Legal, Regulatory and Planning Services as it concerned a statutory Corporate matter concerning the Council's Pay Policy.



This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein and noting the alteration of the report author to the Leader and Cabinet Member for Performance & Resources

RESOLVED –

- (1) T H A T the information be noted and considered with the report under Part II of the agenda.
- (2) T H A T the report be referred to the Shared Regulatory Services Joint Committee for consideration and endorsement.

Reasons for decisions

- (1) To allow the Part I and II reports to be considered together.
- (2) To receive the endorsement of the Shared Regulatory Services Joint Committee.

**C375 STRATEGIC COLLABORATIVE WORKING INITIATIVES UPDATE (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) –**

Collaborative working activity had increased at pace in response, not only to the challenging financial climate but also in direct response to the COVID-19 pandemic and in recognition of the value that working in partnership to share skills, expertise and experience can have in tackling complex issues.

A quarterly update on those collaborations CMT deemed to be strategically significant was received by Cabinet (there were many more operational examples of collaboration underway across the Authority).

The Compendium of Strategic Working Initiatives (Appendix A to the report) provided an oversight of the strategic level collaborative working activity in which the Council was involved and captured the detail of the various initiatives underway.

The report also provided an update regarding the provisions of the forthcoming Local Government and Elections Bill in the context of collaborative working.

The Deputy Leader added that the report outlined the number of collaborations that the Council already engaged in locally, regionally and across Wales, which had provided a strong basis for the Authority's COVID-19 work. There were already established networks in place for local delivery at pace along with other local Councils and other public bodies such as Police and Health Services.

The Leader added that there had also been constant contact with Ministers, as well as regular work with Health and Police colleagues during the pandemic. Such

collaborative working with the third sector and GVS had enabled the quick establishment of the Vale Heroes during lockdown.

It was further noted that the report should also be circulated by e-mail to Town and Community Councillors as part of an amendment to Recommendation 2 to the report.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein and noting the addition to Recommendation 2

**RESOLVED –**

- (1) T H A T the strategic collaborative working initiatives that are in place to support the delivery and development of Council services and the Council's well-being outcomes and objectives be noted.
- (2) T H A T the report be circulated by e-mail to all Vale of Glamorgan Council Elected Members, Town and Community Councillors and members of the Public Services Board.
- (3) T H A T further updates be provided to Cabinet on a quarterly basis, and in accordance with the Forward Work Programme.

**Reasons for decisions**

- (1) In view of the information provided within the report and discussions at the meeting.
- (2) To provide Elected Members and strategic partners with an overview of strategic collaborative working initiatives.
- (3) To provide regular updates to Cabinet.

**C376 SCHOOL ADMISSION ARRANGEMENTS 2022/23 (DL/ER)  
(SCRUTINY – LEARNING AND CULTURE) –**

The report sought approval to consult on school admission arrangements for pupil admissions for the academic year 2022/23. The Council was required, in line with statutory requirements, to consult on its proposed admission arrangements for each maintained school between 1<sup>st</sup> September and 1<sup>st</sup> March each year and set these by 15<sup>th</sup> April of the school year ('the determination year') beginning two years before the school year in which the arrangements would apply. The Council's proposed school admission policy for 2022/23 was attached at Appendix A to the report.

The report included a proposal to consult on a temporary change to the secondary school catchment area to take account of projected high numbers in Barry. In addition, a proposed change to the Welsh Medium catchment primary school serving

the Rhoose area, alongside the policy for admissions into the academic year 2022/23. The consultation period would run from 14<sup>th</sup> December, 2020 to 8<sup>th</sup> February, 2021. A report on the outcome of this consultation would be presented to Cabinet in March 2021.

The key changes proposed and set out within the report related to:

- establishing a dual catchment area for St. Cyres for the three academic years from 2022/2023 to alleviate short term pressure for secondary school places in Barry;
- a proposed change to the Rhoose area catchment from Ysgol Dewi Sant to Ysgol Sant Baruc;
- the proposed changes would ensure a more even distribution of school places to meet future demand for pupils within defined catchment areas requiring a school place.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the consultation required in respect of the Council's admission arrangements for the academic year 2022/2023 as detailed in the Report for all community schools in the Vale of Glamorgan area be approved.
- (2) T H A T the consultation to include a proposed temporary dual catchment area for St. Cyres School and a change to the Welsh medium primary school catchment serving the Rhoose area from Ysgol Dewi Sant in Llantwit Major to Ysgol Sant Baruc in Barry be approved.
- (3) T H A T the report be referred to Learning and Culture Scrutiny Committee as part of the consultation process.

#### Reasons for decisions

- (1) Para 2.3 of the School Admissions Code (Wales) July 2013 required a Local Authority to consult on its admission arrangements for each maintained school between 1<sup>st</sup> September and 1<sup>st</sup> March, and to set these by 15<sup>th</sup> April of the school years beginning two years before the school year in which the arrangements would apply.
- (2) The Council was required to keep under review its school catchment areas to meet the supply and demand for school places in its Local Authority area.
- (3) In order for the Learning and Culture Scrutiny Committee to contribute to and participate in the consultation process.

**C377 UPDATE ON THE PROPOSAL TO ESTABLISH A NEW CENTRE FOR LEARNING AND WELLBEING AND A SPECIALIST RESOURCE BASE AT GLADSTONE PRIMARY SCHOOL WHICH WOULD BE MANAGED BY YSGOL Y DERI FROM SEPTEMBER 2021 (DL/ER) (SCRUTINY – LEARNING AND CULTURE) –**

The purpose of this report was to advise Cabinet of the outcome of the statutory consultation on the proposal to transform specialist education by:

- establishing a specialist resource base at Gladstone primary school as a satellite of Ysgol Y Deri from September 2021;
- discontinuing Y Daith and establishing a new Centre for Learning and Wellbeing under the management of Ysgol Y Deri from September 2021; and
- constructing a new building for the Centre for Learning and Wellbeing pupils on the Court Road Depot site in Barry from January 2023.

The Council received 44 responses by the closing date of 18 October 2020. Consultees were asked to indicate whether they 'support', 'do not support' or have 'no opinion' on the three individual elements of the proposal.

Part A - Establishing a new resource base at Gladstone primary school as a satellite of Ysgol Y Deri from September 2021: Out of 44 individual responses, 30 consultees were in support of the proposal, 2 were opposed and 12 offered no opinion either way.

Part B - Discontinuing Y Daith and establishing a new Centre for Learning & Wellbeing under the management of Ysgol Y Deri from September 2021: Out of 43 individual responses, 32 consultees were in support of the proposal, 9 were opposed and 2 offered no opinion either way. 1 response did not record a preference to this question.

Part C - Constructing a new building for the Centre for Learning & Wellbeing pupils on the Court Road Depot site in Barry from January 2023: Out of 44 individual responses, 40 consultees were in support of the proposal, 2 were opposed and 2 offered no opinion either way.

A summary of key themes and issues raised during the consultation exercise was included in the consultation report attached at Appendix B.

Following the completion of the consultation period, a decision was now required on whether to progress the proposals further with the publication of the proposal for the regulated alteration in the form of a statutory notice.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

## RESOLVED –

- (1) T H A T the Consultation report and other appendices included as part of the report, which included minutes of the Learning and Culture Scrutiny Committee meeting held on 15<sup>th</sup> October, 2020, be noted.
- (2) T H A T the proposal to establish a Centre for Learning and Wellbeing and a specialist resource base at Gladstone Primary School which would be managed by Ysgol Y Deri from September 2021 be noted.
- (3) T H A T the proposal through the publication of the proposal in the form of a statutory notice be approved.
- (4) T H A T the major investment towards a new school building set out in the proposal is subject to the necessary funding being approved by Welsh Government be noted.

Reasons for decisions

- (1) In view of the information provided within the report and discussions at the meeting.
- (2) To ensure the delivery of the Council's strategy to transform special education to best meet the needs of our most vulnerable learners.
- (3) To progress the proposal in accordance with the School Standards and Organisation (Wales) Act 2013 and the School Organisation Code 2018.
- (4) To ensure Cabinet was aware that the full investment in the school building described in the consultation documents was dependent on Welsh Government funding.

**C378 PROPOSAL TO MARKET THE BARRY ISLAND STATION BUILDING AND ASSOCIATED LAND (DL/RE) (SCRUTINY – ENVIRONMENT AND REGENERATION) –**

The report sought authority to market the Barry Island Station Building and associated land and dispose of the building for refurbishment / renovation and further development with the current tenant incumbent.

The Deputy Leader noted the Vale of Glamorgan Council's strong track record in working in partnership to bring historic buildings back into beneficial use. It was further noted that should there not be suitable or appropriate bids received then such bids would not be accepted. Any matters would also be subject to relevant Planning permission and Welsh Government consent.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

(1) T H A T delegated authority be granted to the Head of Regeneration and Planning (in consultation with the members of the Barry Regeneration Board "the Board") to market and dispose of by way of a 999 year lease the Barry Island Station Site (indicatively edged in Appendix A to the report) as a mixed use development opportunity, for two or more of the following revised range of uses: Food and Drink (Use Class A3), Business (Use Class B1), Financial and Professional Services (Use Class A2), Assembly and Leisure (Use Class D2), Shops (Use Class A1 as an enabler), Residential (Use Class C3 as an enabler), Live/Work (as an enabler), subject to necessary planning permissions, Welsh Government consent to the disposal and Network Rail's agreement to any development options accepted as a preferred scheme.

(2) T H A T delegated authority be granted to the Managing Director, the Head of Finance, the Monitoring Officer / Head of Legal and Democratic Services and the Head Planning and Regeneration in consultation with the Leader of the Council and Cabinet Member for Regeneration and Education (Members of the Board) to make decisions connected to the marketing and disposal of the Barry Island Station Site as referred to in Recommendation (1) above.

(3) T H A T delegated authority be granted to the Head of Regeneration and Planning to appoint marketing agents and other consultancy support as may be required for the marketing and disposal of the Barry Island Station site.

(4) T H A T delegated authority be granted to the Monitoring Officer / Head of Legal and Democratic Services to prepare, execute and complete all legal documentation required to facilitate the disposal of the site, subject to the consent of Welsh Government.

(5) T H A T the virement of funding from the Barry Regeneration Fund Capital Programme allocation to a new scheme to cover the costs of marketing and disposal of the Barry Island Station Site be authorised.

(6) T H A T it be noted that provision be made in the Agreement referred to in Recommendation (4) above for a deduction of the associated marketing costs from the receipt of funds on disposal prior to repayment to Welsh Government.

#### Reasons for decisions

(1) To authorise the marketing and disposal of the Barry Island Station building together with the demise indicated.

(2) To authorise the members of the Barry Regeneration Board to make decisions regarding the marketing and disposal of the site.

- (3) To authorise the appointment of marketing agents for the marketing agent commission and/or other consultants as may be required to achieve project delivery.
- (4) To enable the preparation and execution of a legal Agreement and completion of the disposal of the site.
- (5) To authorise the budget for the marketing and disposal of the site.
- (6) To ensure that the marketing costs and capital receipts are accounted for.

**C379 COVID-19 HOMELESSNESS AND HOUSING RELATED SUPPORT SERVICES PHASE 2 PROJECT – FORMER CIVIC AMENITY SITE, COURT ROAD, BARRY (HBS) (SCRUTINY – HOMES AND SAFE COMMUNITIES) –**

The report advised of a proposal to develop an 11-unit development of temporary accommodation at the former Civic Amenity Site at Court Road, Barry, which was the Council's response to the COVID-19 Homelessness and Housing Related Support Services Phase 2 Funding Initiative launched by Welsh Government.

The report also discussed the relevant background; scheme proposals in terms of design, construction and layout; planning considerations; procurements process and legal issues to enable a decision to be reached.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED – T H A T the report be noted and the information contained therein be considered in connection with the Part II report later in the agenda.

Reason for decision

To allow the Part I and II reports to be considered together.

**C380 LOCAL AIR QUALITY MANAGEMENT ANNUAL PROGRESS REPORT 2020 (LRPS) (SCRUTINY – ENVIRONMENT AND REGENERATION) –**

The report sought approval for the 2020 Local Air Quality Management Annual Progress Report (APR) for air quality levels recorded in 2019 to enable its submission to Welsh Government as FINAL prior to 31<sup>st</sup> December, 2020 and also approval for the revocation of the Air Quality Management Area (AQMA), Windsor Road, Penarth.

Under Section 82 of the Environment Act 1995 every Local Authority had an obligation to regularly review and assess air quality in their areas, and to determine whether or not air quality objectives were likely to be achieved.

In pursuance of this the Council produced a Local Air Quality Management Report. The report satisfied the relevant legal requirements examining results of air quality monitoring undertaken across the Vale of Glamorgan during 2019.

A draft copy of the report had been issued to Welsh Government prior to 30<sup>th</sup> September, 2020.

The report confirmed that air quality within the Vale of Glamorgan continued to meet all the relevant air quality objectives, including within the existing Air Quality Management Area (AQMA) on Windsor Road, Penarth.

Highlighted by previous findings in the Vale of Glamorgan Council's 2018 APR; due to continual compliance over a three year period with the national air quality objectives set for nitrogen dioxide (NO<sub>2</sub>) and in accordance with Local Air Quality Management in Wales Policy Guidance, June 2017, it was decided and approved by Cabinet to initiate the process to revoke the AQMA on Windsor Road, Cogan, Penarth.

A public consultation exercise was undertaken to establish the public views on revocation of the AQMA on Windsor Road, Penarth and the details of this were provided in the report.

The public consultation ran for a period of approximately 11 weeks, from 10<sup>th</sup> September – 25<sup>th</sup> November, 2019. The consultation received some engagement, whereby there were a total of 23 respondents to the online questionnaire.

The online questionnaire prompted that air quality concerns were particularly prevalent amongst the public (57% highlighted as very concerned). It was also apparent that the majority of the respondents did not support the decision to revoke the AQMA (67% said NO). Examining the responses received from those who opposed the decision, responses raised concerns over future development and potential subsequent impact to the AQMA, as well as it was thought to be counterintuitive to revoke the AQMA as it was believed that improvements had only been developed by the AQMA Order being in place. Concerns had also been raised regarding the continuation of air quality monitoring within the current designated AQMA area.

In response to the concerns raised, each key point had been addressed in Appendix 2A – Decision Notice Report which was attached to this year's Cabinet report to review the Annual Air Quality Progress Report 2020, therefore in turn alleviating those concerns and decision to oppose the revocation decision.

Considering all of the evidence, especially in view of the captured annual monitoring datasets and given the outcomes derived by the detailed air quality modelling, it was recommended that the decision be finalised to revoke the Windsor Road, Penarth AQMA official order. The decision to revoke the AQMA Order would be submitted to Welsh Government for final approval.



The Cabinet Member for Legal, Regulatory and Planning Services added that air quality monitoring would still take place. Improvements had been seen as a result of improvements to the transport network in the area as well as vehicle technology over the period.

The Cabinet Member for Social Care and Health referred to correspondence that had been received concerning the report, specifically around the removal of equipment during the pandemic as there would not be an accurate representation of air quality and asked to confirm that the data had been gathered over the previous twelve months and so the current air quality should be even better as a result of reduced travel during the pandemic. Councillor Williams confirmed that the report did contain the results of air quality monitoring undertaken across the Vale of Glamorgan during 2019.

The Cabinet Member for Neighbourhood Services and Transport said that real-time monitoring would be removed, but air quality levels would continue to be monitored by other means. He sought assurance that if an upturn were to be shown as part of on-going monitoring that there would be reflection and reconsideration. Councillor Williams said that was correct. The Local Authority has to comply with set air quality levels; were there to be any areas of concern that arose then the Authority would take further action. In this case, the automated monitoring in the Windsor Road area was no longer required and could therefore be utilised at alternative locations, as required.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the monitored results gathered in 2019 be noted and the finalisation of the 2020 Annual Progress Report, attached at Appendix 1 to the report, for submission to Welsh Government for approval be approved.
- (2) T H A T the Decision Notice Report and Detailed Assessment in Appendix 2A and 2B which support the revocation of the Air Quality Management Area on Windsor Road, Penarth be noted.
- (3) T H A T the Windsor Road, Penarth AQMA official Order be revoked and the request to remove the Windsor Road, Penarth AQMA official Order be submitted to Welsh Government for final approval.

#### Reason for decisions

(1-3) The report fulfils the requirements of the statutory Local Air Quality Management (LAQM) process under Part IV of the Environment Act 1995, and the report contains results of air quality data captured in 2019.

**C381            OBJECTION REPORT: MOREL STREET, BARRY – PROPOSED  
DISABLED PERSONS PARKING PLACE TRAFFIC REGULATION ORDER (NST)  
(SCRUTINY – ENVIRONMENT AND REGENERATION) –**

The report proposed to advise Cabinet of an objection received and to propose an appropriate way forward.

Morel Street, Barry was a terraced residential street which suffered from extraneous parking. Site observations had confirmed this problem. An application was received for an individual disabled person's parking place to be situated on Morel Street, due to the difficulties in parking.

Consequently, the Council approved the application and was promoting a scheme to provide a disabled person's parking place directly outside of the applicant's property.

The statutory legal consultation began on 16<sup>th</sup> July, 2020 and concluded on 7<sup>th</sup> August, 2020, resulting in a formal objection to the proposal. Further details relating to the objection were contained in the Part II report to be considered later in the agenda.

Cabinet was required to consider the objection and decide whether the disabled person's parking place was implemented, having regard to the detail contained in the report and also on the report presented under Part II of this agenda.

Councillor King advised that as the report concerned an individual the report would be considered further in Part II, but that the Authority had a statutory obligation to provide parking bays for qualifying residents.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

**RESOLVED – T H A T** the information contained within this report be considered alongside that included in the Part II report so that a decision on this matter can be taken under Part II of this Cabinet agenda.

Reason for decision

To enable the report to be considered alongside the report under Part II on this agenda.

**C382            DAY SERVICES RESPONSE TO THE CORONAVIRUS PANDEMIC  
(SCH) (SCRUTINY – HEALTHY LIVING AND SOCIAL CARE) –**

The report updated Cabinet of the changes to Day Services in response to the Coronavirus Pandemic.

The Vale of Glamorgan Adult Services operated and commissioned day-time opportunities to provide meaningful activities and social opportunities for and with adults with complex Care and Support needs.

All day services had been closed in response to the Coronavirus pandemic in March 2020.

Telephone and outreach services were implemented to maintain contact with day service attendees.

An engagement exercise had been undertaken with all day service attendees to check on their wellbeing and to ascertain people's feelings about living with the Coronavirus restrictions and their thoughts about returning to the day centres.

Adult Services had developed a Day Services Recovery Plan to safely enable the reopening of Day Services, taking into account social restrictions and Welsh Government guidance.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the content of the report and the results of the engagement with service users and carers (Appendices 1-6 to the report) be noted.
- (2) T H A T the proposals contained in the report as a basis for the reopening of Day Services and subsequent engagement of trade unions and staff on the way in which services were provided be noted.
- (3) T H A T the gradual reopening of day services from 18<sup>th</sup> November, 2020 be approved.
- (4) T H A T delegated authority be given to the Director of Social Services, in consultation with the Cabinet Member for Social Care and Health, to put arrangements in place to reopen Day Services on the basis outlined in the report and if required to implement any future closure as may be required arising from the impact of any restrictions imposed by the COVID-19 pandemic.
- (5) T H A T the report be referred to Healthy Living and Social Care Scrutiny Committee for consideration.
- (6) T H A T use of the urgency procedure set out at Section 14.14 of the Council's Constitution in respect of Resolutions (1) – (4) above, to enable Day Services to gradually reopen from 18<sup>th</sup> November, 2020 be approved.

### Reasons for decisions

- (1) To ensure Cabinet is updated with the latest position regarding Adult Day Services provision.
- (2) To ensure that the process for progressing any changes is undertaken efficiently and effectively in accordance with the Council's policies and procedures.
- (3) To allow service users to access the highly valued support from Day Services.
- (4) To ensure that the service reopens and is continuously reviewed to ensure it operates as safely as possible yet can be closed swiftly should the circumstances determine it is necessary.
- (5) To ensure that Members have the opportunity to consider the changes made to the provision of Day Services, in the context of COVID-19 with any views being reported back to Cabinet for consideration.
- (6) To comply with the Council's Constitution.

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The Leader noted there were three items for discussion under Part II of the agenda:-

- Report of the Executive Leader and Cabinet Member for Performance and Resources – Pay Review, following on from Item 9 on the agenda.
- Report of the Cabinet Member for Housing and Building Services – COVID-19 Homelessness and Housing Related Support Services Phase 2 Project – former Civic Amenity Site, Court Road, Barry, following on from Item 14 on the agenda.
- Report of the Cabinet Member for Neighbourhood Services and Transport – Objection Report: Morel Street, Barry - Proposed Disabled Persons Parking Place Traffic Regulation Order, following on from Item 16 on the agenda.

As there were matters that were considered commercially sensitive or contained personal data, it was necessary to move into private session where confidential matters could be discussed under Part II. Therefore, the Cabinet Officer would ensure that the recording was closed at this point and would ensure that only relevant parties remained to hear the detail of the item being discussed.

Following the meeting, the outcome of the Part II discussions would be formally captured as part of the minutes of the meeting, advising all parties of the final decisions of the Cabinet for these items.

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### **C383 EXCLUSION OF PRESS AND PUBLIC -**

RESOLVED – T H A T under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of

business on the grounds that they involve the likely disclosure of exempt information as defined in Part 4 of Schedule 12A (as amended) of the Act, the relevant paragraphs of the Schedule being referred to in brackets after the minute heading.

**C384 PAY REVIEW (L/PR) (SCRUTINY – CORPORATE PERFORMANCE AND RESOURCES) (EXEMPT INFORMATION – PARAGRAPHS 13 AND 14) –**

The report sought approval to provide an additional payment, in line with the Council's Pay Policy, to a senior Vale of Glamorgan staff member in recognition of their strategic leadership across separate business entities and the additional duties undertaken to support the regional Cardiff and Vale response to the Coronavirus pandemic.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

RESOLVED –

- (1) T H A T the Managing Director in consultation with the Director of Environmental and Housing, the Head of Human Resources and Organisational Development and the Head of Finance / Section 151 Officer be authorised to approve the uplift in salary of the Head of Shared Regulatory Services by the recognised additional nonconsolidated Heads of Service Payment.
- (2) T H A T this payment is to be made in recognition of the additional responsibilities undertaken by this role, in line with that of comparators within the Local Authority, namely the three-way strategic reporting role across three Local Authorities (Cardiff, the Vale and Bridgend) in addition to the most recent requirement for the role to Head the Trace, Track and Protect Scheme for Cardiff and the Vale in response to the Coronavirus pandemic.
- (3) T H A T the Cabinet recognise the current market comparative salaries for similar roles of such skill and competence and the importance to ensure our pay structures and remuneration is commensurate with that of the external market as well and the internal dynamics in line with the Council's Pay Policy.
- (4) T H A T the payment be backdated to 1st April 2020, in line with that of comparators within the Council and in recognition of the evolvement of the role.
- (5) T H A T the payment is a permanent arrangement to be made as a non-consolidated uplift in salary and reviewed yearly as part of the annual performance management process.
- (6) T H A T this report be referred to the Shared Regulatory Services Joint Committee for consideration and endorsement

**C385 COVID-19 HOMELESSNESS AND HOUSING RELATED SUPPORT SERVICES PHASE 2 PROJECT – FORMER CIVIC AMENITY SITE, COURT ROAD, BARRY (HBS) (SCRUTINY – HOMES AND SAFE COMMUNITIES) (EXEMPT INFORMATION – PARAGRAPHS 13 AND 14) –**

The report sought approval for the development of an 11-unit development of temporary accommodation at the former Civic Amenity Site at Court Road, Barry, which was the Council's response to the COVID-19 Homelessness and Housing Related Support Services Phase 2 Funding Initiative launched by Welsh Government and evidenced the need for the Scheme and discussed the Council's current and arrangements and provisions to deal with the current Homelessness crisis brought about by COVID-19.

It further discussed the design and deliverability of the Scheme, having regard to statutory requirements in terms of planning and procurement and also illustrated the financial viability of the Scheme and recommended approval of the Scheme and delegated authority to Officers, in order that the Scheme could achieve a planning status and be procured and delivered by 31<sup>st</sup> March, 2021.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

**RESOLVED –**

- (1) T H A T the use of the urgency procedure set out at Section 14.14 of the Council's Constitution in respect of Resolutions (2) to (4) below be approved.
- (2) T H A T the Director of Environment and Housing be authorised to submit a Prior Notice Application in relation to the demolition of the existing structure on the site.
- (3) T H A T the Director of Environment and Housing be further authorised to submit a detailed planning application for the Scheme and secure the necessary statutory consents for the development, within 12 months of exercising its permitted development rights.
- (4) T H A T the Monitoring Officer / Head of Legal and Democratic Services be authorised to agree, prepare and execute as necessary, all contract documentation and agreements relating to the development of the Civic Amenity site with the nominated contractor.

**Reasons for decisions**

- (1) To comply with the Council's Constitution.
- (2) To ensure that Council can enter into a contractual relationship with the nominated contractor to achieve delivery of the Scheme and full grant expenditure by

31<sup>st</sup> March, 2021 and to progress the Scheme and allow the Council to exercise its permitted development rights.

- (3) To formalise the planning status of the Scheme.
- (4) To allow the Council to enter into contracts with the nominated contractor.

**C386 OBJECTION REPORT: MOREL STREET, BARRY – PROPOSED DISABLED PERSONS PARKING PLACE TRAFFIC REGULATION ORDER (NST) (SCRUTINY – ENVIRONMENT AND REGENERATION) (EXEMPT INFORMATION – PARAGRAPH 12) –**

Morel Street, Barry was a terraced residential street which suffered from extraneous parking due to being situated within close proximity to Barry town centre and in addition multi-vehicle ownership by the residents of the street. Site observations had confirmed this problem.

An application was received from a disabled resident living in Morel Street for an individual disabled person's parking place to be situated outside of their property, due to the difficulties in parking.

Consequently, in order to assist the disabled resident, the Council approved their application and was promoting a scheme to provide a disabled person's parking place on the carriageway directly outside of their property.

The statutory legal consultation began on 16<sup>th</sup> July, 2020 and concluded on 7<sup>th</sup> August, 2020, during that period of time a formal objection to the proposal was received.

Cabinet was required to consider the objection and decide whether the disabled person's parking place was implemented.

This was a matter for Executive decision.

Cabinet, having considered the report and all the issues and implications contained therein

**RESOLVED –**

- (1) T H A T the objection to the proposals be rejected for the reasons contained in the report and the proposed disabled person's parking place in Morel Street be implemented.
- (2) T H A T the objector be advised of this decision.

**Reasons for decisions**

- (1) To enable the Order to be made.
- (2) To confirm the Council's position.