

**CABINET**

Minutes of a Remote meeting held on 16<sup>th</sup> March, 2023.

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

The Meeting recording is available [here](#).

Present: Councillor L. Burnett (Chair); Councillors R.M. Birch, G. John, S. Sivagnanam, E. Williams, and M.R. Wilson.

Also Present: Councillors E. Goodjohn, Dr. I.J. Johnson and N.C. Thomas.

**C248 ANNOUNCEMENT –**

The Leader welcomed all parties to the Cabinet meeting and reminded everyone present that the meeting was being Live Streamed as well as recorded via the internet and this recording archived for future viewing.

She asked if all participants please ‘mute’ themselves when not speaking in order to avoid any background noise or feedback when other participants were speaking, and if a participant wished to speak if they could put their hand up (to be seen on screen) or use the ‘raise hand’ function.

Members were asked to ensure that all debate was raised verbally and not via the ‘chat’ function for the sake of the recording. The ‘chat’ function could be used to highlight any technical issues and/or to get the attention of the Chair or Democratic Services Officer.

**C249 APOLOGIES FOR ABSENCE –**

These were received from Councillors B.E. Brooks and M.R. Wilkinson.

**C250 MINUTES –**

RESOLVED – T H A T the minutes of the meeting held on 27<sup>th</sup> February, 2023 be approved as a correct record.

**C251 DECLARATIONS OF INTEREST –**

No declarations of interest were received.

**C252 REVENUE MONITORING FOR THE PERIOD 1<sup>ST</sup> APRIL 2022 TO 31<sup>ST</sup> JANUARY 2023 (EL/PR) (SCRUTINY – ALL) –**

The Leader presented the report, the purpose of which was to advise Cabinet of the progress relating to revenue expenditure for the period 1<sup>st</sup> April to 31<sup>st</sup> January, 2023.

The Leader said that the report had already been discussed in Scrutiny where there had been interesting discussions, in particular pressure on the budget for dealing with potholes because of inclement weather so far this year which had caused an overspend in that budget. It had further been discussed in budget meetings and at Full Council. The Council continued to put about £1m a year into pothole maintenance but had historically put in more because of grants received from Welsh Government. An option discussed at Scrutiny was an additional rise in Council Tax of 1% which would have brought in £850k which could then have been allocated against that budget, but there had been no appetite to take that forward.

Councillor Wilson said that there had been a budget announcement yesterday, but it was not yet known what that would mean for Wales in terms of additional monies. He encouraged residents of the Vale of Glamorgan to continue to report issues with potholes via Contact 1 Vale or using the website, to prioritise the most urgent cases avoid any issues becoming worse as a result of the recent poor weather.

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 2022/23 Revenue Budget be noted.
- (2) T H A T the arrangements to offset the projected overspends in 2022/23 as set out in the report be noted.
- (3) T H A T the revised 2022/23 Revenue Budget of £290.574m reflecting an increase of £1.5m for the Delegated Schools Budget to be funded from additional Council Tax Income be approved.

Reasons for decision

- (1) Having regard to the projected revenue outturn for 2022/23.
- (2) To respond to emerging pay and price inflationary pressures in 2022/23.
- (3) To ensure a contribution was made to the additional cost of the 2022/23 pay award in Schools.

**C253 CAPITAL MONITORING FOR THE PERIOD 1<sup>ST</sup> APRIL 2022 TO 31<sup>ST</sup> JANUARY 2023 (EL/PR) (SCRUTINY – ALL) –**

The Leader presented the report, the purpose of which was to advise Cabinet of the progress on the 2022/23 Capital Programme for the period 1<sup>st</sup> April, 2022 to 31<sup>st</sup> January, 2023 and to request changes to the Capital Programme.

The Leader said that quite often there was slippage at this time of year as the end of the financial year approached, particularly for matters such as education projects which had to happen over school holidays, such as Easter, and could take the project into the new financial year as a result.

There was a new section within the report under paragraph 2.5 entitled 'Progress Update on Capital Programme' which detailed that most Directorates had either completed or were on target to complete over 80% of the current schemes on the Capital Programme. Other schemes had undertaken initial works and progressing but were yet to be completed during this financial year.

Councillor Wilson referred to paragraph 2.8 of the report concerning the Bus Stop Infrastructure Grant and advised that he was pleased to see those installations being actioned as a benefit to those in the East and Western Vale. He was also pleased to see the Barry Library Makerspace and Public Convenience Refurbishment programme progressing.

Councillor Birch echoed comments about the Barry Library Makerspace as the similar programme in Penarth had been available for young people and adults beyond school age who wanted to carry on having hobbies which would have been expensive to maintain in their own homes. The scheme offered people an outlet for creative talents and abilities.

Councillor John said that the new bus stop technology would be invaluable for bus service users to enable them to see exactly when a bus was due.

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 delivering the 2022/23 Capital Programme be noted.
- (2) T H A T the use of Delegated Authority as set out in the report be noted.
- (3) T H A T the use of Emergency Powers as detailed in the attached Appendix be noted.
- (4) T H A T the following changes to the 2022/23 and future years' Capital Programme be approved:

- Childcare Offer Capital Grant – Reduce this scheme to £123k in the 2022/23 Capital Programme.
- Gwenfo Primary – Emergency Lighting and Heating repair/renewal – Carry forward £16k into the 2023/24 Capital Programme and vire to the Education Asset Renewal Contingency budget.
- Albert Primary – Window Refurbishment phase 2 – Carry forward £10k into the 2023/24 Capital Programme and combine with the Albert Primary – replacement windows/wet rot scheme.
- High Street Primary – Flat roof replacement – Carry forward £20k into the 2023/24 Capital Programme.
- Holton – Window refurbishment phase 2 – Carry forward £30k into the 2023/24 Capital Programme.
- Jenner Primary – External doors and window refurbishment phase one – Carry forward £25k into the 2023/24 Capital Programme.
- Ysgol Sant Curig – Rainwater goods renewal – Carry forward £25k into 2023/24 Capital Programme.
- DDA Compliance – Carry forward £35k into the 2023/24 Capital Programme.
- Fire Protection – Carry forward £25k into the 2023/24 Capital Programme.
- Albert Primary – Replacement windows/wet rot – Carry forward £20k into the 2023/24 Capital Programme and combine with the Albert Primary Window Refurbishment Phase 2 scheme.
- Albert Primary External Repairs – Carry forward £20k into the 2023/24 Capital Programme.
- Holton Primary - Drainage Repairs – Carry forward £50k into the 2023/24 Capital Programme.
- Cartref Porthceri External Repairs Phase 2 – Carry forward £12k into 2023/24 Capital Programme.
- Housing Improvement Programme – To make changes to the 2022/23 and 2023/24 budget as detailed in paragraph 2.29 of the report.
- Review alterations of parking permit schemes – Carry forward £10k into the 2023/24 Capital Programme and combine with the Residential Parking Scheme and rename Residential Parking schemes and permits.
- Public Convenience Refurbishment – Carry forward £115k into the 2023/24 Capital Programme.
- Neighbourhood Services Highway Improvements – Carry forward £350k into the 2023/24 Capital Programme.
- Dimming of Street Lighting/Fitting of LED lanterns – Carry forward £275k into the 2023/24 Capital Programme.
- Car Park Refurbishment – Carry forward £68k into the 2023/24 Capital Programme.
- Eastern Shelter and Barry Island Promenade Refresh and ANPR – Carry forward £1m into the 2023/24 Capital Programme.
- Rhoose Active Travel and S106 scheme – Combine this scheme with the Rhoose Sustainable Transport scheme and retain the name Rhoose Active Travel and S106 scheme.
- Vehicle Replacement Programme – Carry forward £215k into the 2023/24 Capital Programme.
- LTF – Bus Stop Improvements – Vire £5k from this scheme to the Bus Infrastructure fund scheme.

- Residential Parking Scheme – Carry forward £11k into the 2023/24 Capital Programme and combine with the Parking Permit scheme and rename Residential Parking schemes and permits.
- Boverton Retaining Wall – Carry forward £110k into the 2023/24 Capital Programme.
- St Athan – Outdoor Fitness Equipment – Carry forward £35k into the 2023/24 Capital Programme.
- The Grange Community Hub – Carry forward £60k into the 2023/24 Capital Programme.
- Cwrt Y Vil MUGA – Carry forward £90k into the 2023/24 Capital Programme.
- New Household Waste Recycling Centre (HWRC) – Carry forward £500k into the 2023/24 Capital Programme.
- Country Parks Toilets – Carry forward £100k into the 2023/24 Capital Programme.
- Toilet Hoarding – Barry Island – Carry forward £15k into the 2023/24 Capital Programme.
- Cowbridge Livestock Market – Carry forward £22k into the 2023/24 Capital Programme.
- Business Service Centre 2 – Carry forward £46k into the 2023/24 capital Programme.
- Barry Wayfinding Project – Carry forward £77k into the 2023/24 Capital Programme.
- Five Mile Lane – Carry forward £705k into the 2023/24 Capital Programme.
- Building Strong Communities Fund – Carry forward £9k into the 2023/24 Capital Programme for the Cowbridge Tennis Club scheme.
- Alps Depot Toilet Refurbishment – Carry forward £194k into the 2023/24 Capital Programme and rename the scheme, Alps Toilet refurbishment and welfare facilities.
- Ventilation and Lighting Upgrade to Contact One Vale – Carry forward £247k into the 2023/24 Capital Programme.
- Barry Town Hall – Roof and Lantern Leadwork Repairs – Remove this scheme and reduce the 2022/23 Capital Programme by £40k.
- Central Promenade Café Roof, Barry Island – Carry forward £48k into the 2023/24 Capital Programme.
- Court Road Depot - Survey, Feasibility and Infrastructure Budget – Carry forward £80k into the 2023/24 Capital Programme.
- ICT Oracle Archive System – Carry forward £75k into the 2023/24 Capital Programme.
- ICT Allocation - Remove this scheme's budget of £196k from the 2022/23 Capital Programme.

#### Reasons for decisions

- (1-3) Having regard to the contents of the report and discussions at the meeting.
- (4) To allow schemes to proceed in the current and future financial years.

**C254 USE OF THE CHIEF EXECUTIVE'S EMERGENCY POWERS (EL/PR)  
(SCRUTINY – ALL) –**

The Leader presented the report, the purpose of which was to notify Cabinet of the exercising of Emergency Powers by the Chief Executive since the last report on 19<sup>th</sup> January, 2023.

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 use of the Chief Executive's Emergency Powers be noted.

Reason for decision

To inform Cabinet.

**C255 DISPOSAL OF A SMALL PARCEL OF HOUSING OWNED LAND AT  
BLACK ROCK HOUSE, CAMMS CORNER (NBS) (SCRUTINY – HOMES AND  
SAFE COMMUNITIES) –**

The Cabinet Member presented the report, the purpose of which was to seek Cabinet approval to dispose of a small parcel of non-operational housing land suitable for use incidental to the enjoyment of the adjacent dwelling house only (as identified at Appendix A to the report).

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 parcel of Housing land shown at Appendix A be declared as surplus to Council requirements.
- (2) T H A T delegated authority be given to the Head of Housing and Building Services to dispose of the land shown on the plan at Appendix A under the 32-34 of the Housing Act 1985 subject to compliance with the relevant legislative provisions, any statutory consents required and Resolutions (3)-(5) below.
- (3) T H A T delegated authority be granted to the Director of Environment and Housing, in consultation with the Cabinet Member for Neighbourhood and Building Services and Head of Finance/Section 151 Officer / Operational Manager Financial Services, to appoint an external valuer to provide a market valuation report for the land and agree the appropriate terms and conditions for disposal of the parcel of land.

(4) T H A T it be noted that the Council relied on Consent E of the General Consents for the Disposal of Houses and Land 1994 made under the Housing Act 1985 for the disposal to comply with the relevant legislative provisions and any statutory consents required.

(5) T H A T the Monitoring Officer/Head of Legal and Democratic Services be authorised to prepare, complete and execute the required legal documentation to formalise any disposal subject to Resolutions (1)-(4) above.

#### Reasons for decisions

(1) To comply with the Council's Constitution

(2) To ensure compliance with the relevant legislative provisions, any statutory consents required and Recommendations above.

(3) To allow for the land to be disposed on suitable terms and conditions.

(4) To ensure compliance with the relevant legislative provisions and any statutory consents required.

(5) To legally formalise the disposal of the land and to ensure compliance with statute and subject to Resolutions above.

#### **C256 HOUSEHOLD WASTE RECYCLING CENTRE CONTRACT AWARD 2023-26 (NBS) (SCRUTINY – ENVIRONMENT AND REGENERATION) –**

The Cabinet Member presented the report, the purpose of which was to advise Cabinet of the tender process for the management of the Household Waste Recycling Centres 2023-26.

The Leader and Cabinet Member advised that the full detail of the matter would be discussed under the Part II report later on the agenda.

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 details of the tender process be noted with the view of taking a decision on the contract award via the Part II report later on the agenda.

#### Reason for decision

To advise of the current position with this particular contract.

**C257 MATTER WHICH THE CHAIR HAD DECIDED WAS URGENT –**

RESOLVED – T H A T the following matter which the Chair had decided was urgent for the reason given beneath the minute heading be considered.

**C258 LOCAL AUTHORITY GOVERNORS ADVISORY PANEL –  
(Matter which the Chair had decided was urgent by reason of the need to  
 appoint Governors to Governing Bodies prior to the Easter break in order that  
 vacancies can be filled for the commencement of the Summer Term)**

The minutes of the Local Authority Governors Advisory Panel meeting held on 14<sup>th</sup> March, 2023 as contained within the agenda, were submitted.

Councillor Birch said that Cabinet was grateful to the hundreds of people across the Vale of Glamorgan who gave up their time and volunteered their skills and expertise to help schools, particularly during current difficult times.

Having considered the minutes, it was subsequently

RESOLVED – T H A T the following appointments and deferrals for the schools below be approved:

<b>School</b>	<b>No. of Vacancies</b>	<b>Appointment</b>
Cogan Primary School	1	P. Hall
Colcot Primary School	1	Councillor B. Loveluck-Edwards
Cowbridge Comprehensive School	1	J. Smith
Dinas Powys Primary School	2	G. Davies, M. McDonald
Gwenvoe C/W Primary School	1	S. Leach
Holton Primary School	1	M. McDonald
Llangan Primary School	1	K. Tinsley
Llansannor C/W Primary School	1	C. Barber
Llantwit Major School	1	K. Tinsley
Romilly Primary School	1	L. Sokolski
South Point Primary School	1	Councillor S. Campbell
St. Andrews C/W Primary School	1	P. Bugler
St. Helens Catholic Primary School	1	There being no applicants it was agreed that the vacancy be deferred to the Autumn term
St. Illtyd Primary School	1	G. Powell
St. Joseph R/C Primary School	1	There being no applicants it was agreed that the vacancy be deferred to the Autumn term
Sully Primary School	1	C. Hooper
Victoria Primary School	2	A. Davey and P. Hall



Wick and Marcross C/W Primary School	1	There being no applicants it was agreed that the vacancy be deferred to the Autumn term
Y Bont Faen Primary School	1	D. Breen
Ysgol Iolo Morgannwg	2	There being no applicants it was agreed that the vacancy be deferred to the Autumn term
Ysgol Pen y Garth	2	L. James and R. Parsons

Reason for decision

To consider and agree appointments and deferrals to the above schools' Governing Bodies, having regard to the applications received (including the late applications) and in order that vacancies can be advertised as appropriate.

**C259 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 item of business on the grounds that it involves 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.

**C260 HOUSEHOLD WASTE RECYCLING CENTRE CONTRACT AWARD 2023-26 (NBS) (EXEMPT INFORMATION – PARAGRAPHS 12, 14 AND 12A) (SCRUTINY – ENVIRONMENT AND REGENERATION) –**

The Cabinet Member presented the report, the purpose of which was to request Cabinet approval to accept the most advantageous tender and execute the contract for the management of the Household Waste Recycling Centres 2023-26.

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 award of the Contract for the management and operation of the Household Waste Recycling Centres at Barry and Llandow, and management of the reuse shop at Barry, to FCC Environmental for a period of 3 years be approved.

(2) T H A T delegated authority be granted to the Director of Environment and Housing, in consultation with the Head of Finance/S151 Officer and the Cabinet Member for Neighbourhood and Building Services, to negotiate and to agree a

management fee for the operation and management of the re-use shop at the Barry site.

(3) T H A T the use of the urgent decision procedure as set out in Section 15.14 of the Council's Constitution be exercised in respect of Resolutions (1) and (2).

Reasons for decisions

(1) To comply with the Council's Contract Standing Orders, which require contracts with a value in excess of £300k to be agreed by Cabinet.

(2) In order to obtain the best price for the operation and management of the re-use centre at the Barry site.

(3) To enable the contract documentation to be finalised with the successful contractor by 31<sup>st</sup> March, 2023 to avoid there being a break in the management arrangements for these important facilities.