

## **BAGILLT COMMUNITY COUNCIL**

Minutes of the proceedings of the Ordinary meeting of the BAGILLT COMMUNITY COUNCIL held in YSGOL GLAN ABER, Bagillt, on Friday 14<sup>th</sup> November 2008.

**PRESENT : Councillor C. Williams (Chairman)**

**COUNCILLORS :** A. Griffiths, R.K. Jones, Mrs. S.L. Jones, M.A. Reece, C.R. Williams, Mrs. D.J. Williams, J. Williams and T. M. Withington.

**APOLOGIES :** Councillors R. Davies, B.T. Doleman, Mrs. N.M. Jones, S.M. Manfredi and C.P. Owens.

**IN ATTENDANCE :** Mr. G. Roberts (Clerk) and Dr. C.O. Jones, Mr. D.O. Jones and Dr. C. Alson, Prince Dafydd Ap Llewellyn Memorial Committee (minute No. 89).

### **89. PRINCE DAFYDD AP LLEWELLYN MEMORIAL**

Dr. C.O. Jones indicated that he was Chairman of the Memorial Committee and his colleague, Mr. Jones, was Vice-Chairman and Dr. Alson, Secretary. He gave some historical background to Prince Dafydd, who reigned from 1240 to 1246 and had been born at Henblas Castle, which was within the community of Bagillt. In particular he made reference to the turmoil in the area at the time, including battles that had been fought, the recognised statesmanship of Prince Dafydd and his illness, which had ultimately led to his death. Members were also apprised of numerous references in historical books relating to Prince Dafydd.

The Memorial Committee had been formed just over twelve months ago with a view to erecting a Monument within the Bagillt area, and reference was made to the locations which had been examined with the preferred site of the paved area in Gadlys Lane, immediately in front of the Upper Shippe Inn. The Committee would cease to function once the Monument had been erected and therefore it needed to be taken over by another organisation, both for public indemnity and maintenance purposes. The Monument would be made out of top grade limestone and would be subject to a planning application for it to be erected on the paved area indicated, which was part of the adopted highway. The Committee were looking to the Council to be included on the planning application and to agree to take over responsibility for the Monument once it had been erected in terms of public liability insurance and future maintenance.

Reference was made by Councillor R.K. Jones to the location aspect as he had concerns that the area indicated was known to be congregated by youths, which might increase the possibility of vandalism. In response, Dr. Jones made reference to the other sites which had been examined and, after local consultation, the paved area in front of the Upper Shippe Inn was the preferred site. In relation to the issue of maintenance, the Clerk made reference to the role

of the Bagillt Heritage Society with regard to the War Memorial in the High Street and, whilst they would not be in a position to take over responsibility in the future, as being sought, they could be a useful source of experience.

**RESOLVED :**

1. That the Council agrees to become part of the planning application process, and to take over responsibility for public liability insurance and maintenance of the Monument once it had been erected.
2. That the Memorial Committee keeps the Council informed in relation to the planning process, particularly if it becomes necessary to seek an alternative location.
3. That the Bagillt Heritage Society be requested to assist in the future maintenance of the Monument once it had been erected.

**90. MINUTES**

The following comments were made on the minutes of the Ordinary meeting of the Council held on 10<sup>th</sup> October 2008.

**a. Minute No. 73(b) – Dog Bins**

Councillor M.A. Reece indicated that he had received a request for a dog bin to be located at the New Brighton Cemetery, and it was agreed this request should be supported and forwarded to Flintshire County Council.

**b. Minute No. 73(e) – Footpath No. 76**

The Clerk advised that he had received a copy of the Footpath Modification Order which had been made by the County Council on the 4<sup>th</sup> November 2008. Reference was made by Councillor M.A. Reece to another section of this footpath and progress to date.

**c. Minute No. 80 – Bagillt Foreshore – Former Bettisfield Colliery Landfill Site**

Councillor R.K. Jones indicated that the transfer document between the County Council and Veolia had now been signed, following a discussion with the relevant Flintshire Officer, and no doubt confirmation would be forwarded to this Authority in due course.

**d. Minute No. 85 – Victoria Road, Bagillt – Children’s Play Area**

The Clerk advised Councillor J. Williams that, to date, no response had

been received from the County Council to the issues raised at the last meeting. Reference was made by Councillor R.K. Jones to the fact that a sum of £500k had been placed in the County Council budget for this financial year in relation to upgrading play areas and, given that Bagillt had only been allocated £20k, which would only accomplish part of the upgrade for one play area, that Flintshire be requested to indicate how the other monies had been allocated. Reference was made by Councillor M.A. Reece to the request he had received for a further site meeting in relation to monies allocated for the Victoria Road, Bagillt play area, and it was agreed that any attendance should await the response to the issues raised by this Authority, for which a reminder would be forwarded.

**RESOLVED :**

That the minutes of the Ordinary meeting of the Council held on 10<sup>th</sup> October 2008 be confirmed as a correct record and signed by the Chairman.

**91. CHAIRMAN'S COMMUNICATIONS**

The Chairman made reference to a letter he had received from the Welsh Assembly Government concerning an Over 50's Forum, who were requesting views on changes proposed to organ donation legislation. He further advised that there had been a recent announcement in the media concerning this issue and therefore it may be inappropriate for the Council to respond at this point.

**92. FLINTSHIRE COUNTY FORUM**

The Clerk reported on the Forum attended by the Chairman and himself at Connah's Quay on 20<sup>th</sup> October 2008, at which most Town and Community Councils within Flintshire had been represented. Flintshire had been represented by the leader of the Council and the Chief Executive together with other officers including Directors. Reference had been made to the Relationship Building document and the Model Charter and comments were made on the management changes at Flintshire, future funding situation and co-investment with Local Councils.

Two specific papers were presented on Local Alcohol Control Zones and Third Party Representations at Planning Committees. In relation to the former, reference was made to the areas already designated and subsequent requests received together with the procedure and costs involved. Enforcement was for the Police, subject to resources, and was only needed for those over 18 as there were different powers for those under age already in force. The Chairman indicated that he had questioned whether it could apply to streets, or perhaps the whole Village if there were the evidence to back it up and this had been confirmed as a possibility. He had subsequently discussed this issue with P.C. Byron, who would be able to assist in relation to evidence. New legislation was

shortly expected which may delay the County Council looking at further control zones.

On the planning presentation, it was indicated Flintshire County Council was behind Denbighshire and Wrexham in allowing third party representatives to speak at Planning Committees. It would be strictly time controlled when introduced and required possible further delegation to reduce the number of applications going before the Committee. It would also do away with the present unsatisfactory site visits when Local Council representatives could not speak because all parties were not present.

On possible future Forums, venues were requested from Local Councils, with perhaps three a year being held, and more frequently if a topic warranted. As well as occasional specialist papers from County Officers, it could perhaps include items from the NHS, Police or Fire, as well as Local Council issues of concern. In relation to Local Council issues, the Chairman indicated there would be an advantage in a number agreeing a particular issue, particularly those of a smaller size. The larger Town Councils in the County already had regular meetings with the County Council in relation to town centre issues. The need for nominated officers to deal with issues from Local Councils was noted for action by Flintshire County Council to ensure a response was received.

**RESOLVED :**

That the report be noted.

**93. PLANNING**

**a. Applications Considered Using Planning On-Line Service**

<b>No.</b>	<b>Location</b>	<b>Detail</b>
045545	Wern Cottage, Bryntirion Road	Erection of replacement dwelling.

It was noted there had been neither support nor an objection made, with comments being forwarded on the size of the replacement, disabled access due to stairs and access land.

045589	Rowen, High Street	Erection of two semi-detached dwellings and parking.
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It was noted the application was supported.

045223	Valpariso, Sandy Lane	Outline – erection of a dwelling – amended plan.
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It was noted that it had been objected to on access and highway width grounds.

**b. Applications for consideration**

<b>No.</b>	<b>Location</b>	<b>Detail</b>
045484	3 Wern Avenue	Operating of one private hire vehicle from home.
045629	Rose View, High Street	Demolition of garage and construction of new single storey annex.

**RESOLVED :**

1. That for application 045484, it neither be supported or objected to.
2. That for application 045629, the proposal be supported.

**Note :** Councillor M.A. Reece declared a personal interest in application 045629 and left the meeting whilst the item was discussed.

**94. ACCOUNTS FOR PAYMENT**

**RESOLVED :**

That the following accounts be paid :-

<b>Name</b>	<b>£</b>	<b>Cheque No.</b>	<b>Expenditure Powers</b>
Mr. G. Roberts	844.45	101218	Loc.Govt. Act 1972 (S.112)
HM Revenue & Customs	259.45	101219	Loc.Govt. Act 1972 (S.112)
G. Jones Joinery	560.60	101220	Loc.Govt. Act 1972 (S.214)
Flintshire County Council	750.00	101221	Loc.Govt. (MP).Act 1976 (S.19)
Councillor R.K. Jones	16.50	101222	Loc.Govt. Act 1972 (S.112)
Mr. G. Roberts	780.08	101223	Loc.Govt. Act 1972 (S.112)
LITE Ltd.	2,368.80	101225	Loc.Govt. Act 1972 (S.144)
HM Revenue & Customs	206.56	101224	Loc.Govt. Act 1972 (S.112)

## **95. COMMUNITY NEWSLETTER**

The Clerk circulated at the meeting a draft of the fourth edition for the Community Newsletter which included items from local Organisations, which were Ysgol Merllyn, Bagillt Ty a Fi, Bagillt Playgroup, Bagillt Bowling Club and one from a local person, the new Vicar of Bagillt, the Reverend Sarah Hildreth. There was also a feature on Keeping Well this Winter from the National Public Health Service for Wales and items on making application for financial assistance from the Council and dates of future meetings. The Clerk indicated that prior to the meeting the caretaker of Ysgol Glan Aber had indicated that he understood there was a letter for the Council from the School which related to the Community Newsletter. If this was the case then dependent on the size of the item it would be necessary to take out the two Council issues and probably adjust the placing of other items.

### **RESOLVED :**

1. That the draft Newsletter, as circulated, be noted, with any amendments on the lines suggested by the Clerk being agreed beforehand with the Chairman and Vice-Chairman.
2. That Delyn Press, Holywell, once again be used to print 2,000 copies of the Newsletter in the previous A5 format, with delivery being by way of volunteer Councillors as previous.

## **96. DATES OF COUNCIL MEETINGS**

Following on from the reference to Council meeting dates in the draft Community News letter referred to in the previous minute, the Clerk indicated the need for possible changes to scheduled dates. In relation to the next meeting, which was due on 9<sup>th</sup> January 2009, the printing of the agendas would not be possible the week beforehand because the premises were closed for the Christmas/New Year break. The alternative was to either print them the following week or to put back the meeting for one week until the 16<sup>th</sup> January 2009, as there were five Fridays in that month.

In relation to the meeting scheduled to be held on 10<sup>th</sup> April 2009, this was Good Friday, and it was therefore suggested that this be brought forward by one week, which had already been agreed by Ysgol Glan Aber.

### **RESOLVED :**

1. That in relation to the January 2009 meeting of the Council, the need to possibly delay the meeting by one week be noted.

2. That in relation to the meeting due in April 2009, it be brought forward to Friday 3<sup>rd</sup> April 2009.

## **97. CHRISTMAS LIGHTING**

The Clerk reported that last month he had received a call from Councillor M.A. Reece indicating that the Church representative would not accept the lighting being offered to be displayed at St. Peter's Church due to the fact that it was coloured. Councillor Mrs. S.L. Jones indicated that since the new Vicar had been in the area she had commented to the effect that she could see no reason why the lights offered would not be suitable. Members had previously been advised that an agreement had been reached with the glazing company next door to provide an electricity source on a rechargeable basis.

The Clerk made reference to the fact that the lighting this year in the centre of the Village had been erected early. Unfortunately it had not been possible to put the cross street display at Gadlys Lane from Temperance House to the Bagillt Arms due to the fact that the work last year on the latter premises to the chimney area had removed the supporting bracket. As a compromise the lights had been attached to the side of building display on Foresters Hall as the caretaker of the premises had indicated that there was no objection to this arrangement. The Clerk also referred to previous correspondence from Flintshire concerning lighting going across the highway even when their property was not involved and that for 2008 it would be better if the arrangement at Foresters Hall was left as presently displayed. Members were advised that in relation to the Stag Inn the lantern could not be erected at the same time due to the fact that a new bracket was required and that the firm would be visiting Bagillt shortly when they finished off the arrangements for Flint.

Having regard to the comments made by the Clerk concerning another visit to the area by the firm erecting the lights it was agreed that an enquiry be made to see if they could still erect the lights at St Peter's Church in the Boot End subject to the arrangement being confirmed by the new Vicar.

### **RESOLVED :**

1. That the comments by the Clerk in relation to the lighting in the centre of the Village be noted and accepted.
2. That in relation to possible additional lighting in the Boot End, the Clerk make contact with the new Vicar of Bagillt and, if in agreement, LITE Limited to see if they can be erected when the firm were in the area later this month to finish outstanding issues.

**98. ESTIMATES 2009/10**

The Clerk indicated that this was a standard item placed on this agenda each year to give Members the opportunity to indicate possible additions or deletion of items of expenditure for the next financial year. This would enable him as Responsible Financial Officer to include appropriate sums in the report to be prepared, in consultation with the Chairman and Vice-Chairman, for consideration by the Council at the January 2009 meeting.

Reference was made to the issue of support for the pedestrian crossing in the High Street and Councillor R.K. Jones felt that some of the monies being held in balances for traffic calming, such as for the Tyddyn Mesham Scheme, which would not proceed, could possibly be used should the need arise. In relation to the current position on the pedestrian crossing, Councillor M.A. Reece indicated he was awaiting a costing from Highway Officers. In relation to the previous discussions on play areas, it was felt that putting a sum away over a number of years would not be productive given the large amount that was required just to complete the Victoria Road scheme.

**RESOLVED :**

That in relation to Estimates for the next financial year, it was noted that there were currently no additions or deletions to be made to the standard format.

**99. AUTHORITY FOR ACTION DURING THE RECESS**

**RESOLVED :**

1. That in accordance with the provisions of Section 101 of the Local Government Act 1972, the Chairman and Vice-Chairman, acting as a Sub-Committee, be given powers to act on matters of an urgent nature during the recess period.
2. That in accordance with the provisions of Section 101 of the Local Government Act 1972, the Chairman and Vice-Chairman, together with the local Member (other than planning applications) acting as a Sub-Committee, be given powers to act when local Member involvement would be helpful during the recess period.

**100. EMERGENCY PLANNING – LOCAL PLAN**

Further to discussion at the September meeting, the Clerk made reference to the Local Plan framework, which had been previously circulated to enable Members to fill in some of the blanks. A copy of the Guidance prepared by the Emergency Planning Service had also been previously circulated. It was suggested the matter again be considered at the January meeting to allow for information to be gathered and considered for inclusion in the Draft Local Plan for Bagillt.

**RESOLVED :**

That the recommendation of the Clerk be approved.

**101. KEEP WELL THIS WINTER CAMPAIGN**

The information received from the National Public Health Service for Wales, copies of which had been previously circulated, was noted, having regard to the fact that its principle content was to be included in the Newsletter to be published later this month.

**102. MEMBERS' ITEMS**

**a. Riverbank Bus Shelter/Bus Stop**

Councillor M.A. Reece reported to the meeting on information received from the specialist firm. In addition, he indicated that local residents did not want any seats involved in the shelter as they felt this could encourage youths congregating. There was to be a site meeting soon with Flintshire County Council concerning the area for its location.

**RESOLVED :**

That the report be noted.

**b. New Play Area, High Street**

Reference was made by Councillor Mrs. D.J. Williams to the new development opposite The Blossoms public house, and to the present state of the area designated as a play area. In response she was advised by Councillor R.K. Jones that the work had not been completed and would be done so at a later date prior to being handed over to the County Council.

**c. Recycling Material – Windblown Problems**

Reference was made by Councillor Mrs. D.J. Williams to recent problems concerning the collection of recycled items which had then been blown on the highway, presumably due to the type of vehicle being used.

**RESOLVED :**

That the Clerk take this matter up with the appropriate Officer of Flintshire County Council.

**103. CLERK'S SALARY**

The Clerk advised that notification had been received on an interim pay settlement for 2008/09 of 2.45% from 1<sup>st</sup> April 2008, with any further award arising from the arbitration process to be implemented when this was settled.

**RESOLVED :**

That the notification of the interim award be noted and implemented accordingly.

**104. MODEL PUBLICATION SCHEME – FREEDOM OF INFORMATION ACT**

The Clerk reported to the meeting on notification received a couple of days ago from the Information Commissioner (Wales) which advised that the Publication Scheme adopted by public Authorities in 2005 would expire on 31<sup>st</sup> December 2008. The ICO had produced a new Model Publication Scheme that all public sector organisations must adopt from 1<sup>st</sup> January 2009. The Model Scheme may be adopted without modification and such adoption required no further approval. Individual Community and Town Councils could simply adopt the Scheme and complete the template without needing to submit anything to the ICO.

**RESOLVED :**

1. That the Model Publication Scheme be adopted with effect from 1<sup>st</sup> January 2009.
2. That the Clerk complete the template in relation to information relevant to this Authority, in consultation with the Chairman and Vice-Chairman, and arrange for appropriate notification by way of the Council's website and Notice Boards, as necessary.

**IN ACCORDANCE WITH BAGILLT COMMUNITY COUNCIL'S  
CODE OF CONDUCT**

<b>Date of Council Meeting</b>	<b>Friday 14<sup>th</sup> November 2008</b>
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<b>Member</b>	<b>Item</b>	<b>Minute No. Refers</b>
Councillor M.A. Reece	Planning application No. 045629	93(b)

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**Chairman**