

## **BAGILLT COMMUNITY COUNCIL**

Minutes of the proceedings of meeting the BAGILLT COMMUNITY COUNCIL held in BAGILLT COMMUNITY LIBRARY on Wednesday 8<sup>th</sup> March 2023.

**PRESENT: Councillor C. P. Owens (Chairman)**

**COUNCILLORS:** R. Davies, B. Doleman, B. Gittins, Mrs. S. L. Jones, Ms. A. Locker, Mrs. W. Owens, K. Rush, Mrs. Y. Rush, Miss. T. Strong, C. Williams, and Mrs. D. J. Williams.

**APOLOGIES:** Councillors A. Griffiths and J. Humphreys

**IN ATTENDANCE:** Mrs. L. Wood (Clerk) and Members of the Public.

### **138. PUBLIC INQUIRY ITEM**

There were no public enquiry items.

### **139. DECLARATION OF INTERESTS**

Councillor C. P. Owens declared a personal interest relating to Bagillt Web Design (Minute 148).

Councillor Mrs. W. Owens declared a personal interest relating to Bagillt Web Design (Minute 148).

**RESOLVED:** The Declaration of Interests record will be updated and displayed on the Council's website.

### **140. POLICING MATTERS**

Councillor Mrs. Y. Rush said she had contacted PCSO D. Jones re the parked caravan / motorhome that Council had previously discussed but he advised it was a Flintshire County Council matter.

Councillors queried if the caravan / motorhome was taxed and the Chairman responded that anyone can check this on the Government website and report to the Police accordingly if it was found not to be taxed.

**RESOLVED:** Noted.

### **141. MINUTES**

**RESOLVED:** That the minutes of the Ordinary meeting of the Council held 8<sup>th</sup> February 2023 be confirmed as a correct record and signed by the Vice Chairman.

### **142. CHAIRMANS COMMUNICATIONS**

The Chairman reported he is proposing to spend the Chairman's fund on electrical works at the Library

and had received a quotation for £279.58 and the remainder of the fund would go toward the Library Cinema project.

**RESOLVED:** Noted.

### 143. REPORTS BY REPRESENTATIVES & COUNTY COUNCILLORS

Councillor Ms. A. Locker reported that following the Council resolution for herself and Councillors J. Humphreys and Miss. T. Strong to meet Mr. P. Noon, Head of Ysgol Glan Aber to discuss the Community Shield and to try and strengthen relationships between the School and the Community Council, that unfortunately a mutually convenient date had not be possible, so she met with Mr. Noon on Tuesday 7<sup>th</sup> March and Mr. Noon said he believed the Community Shield criteria set by the Council was that the child had to have been involved in community work. Also, due to covid, he felt that no child had achieved this in recent years therefore did not take part in this award. However, this year, they do have a year 6 pupil worthy of this award. The School's main aim is educational and not political. If the criteria has changed, he would appreciate the Council informing the School.

Councillor K. Rush said he had a similar conversation with the School some time ago and advised the school that there was not a set criteria and it was the schools choice to award and nominate a pupil for the Community Award.

Councillors agreed to write to Ysgol Glan Aber confirming the situation.

Councillor K. Rush proposed that the Council writes a letter of thanks to a resident Mr. S. Roberts, aka 'Ozzye' who goes above and beyond within the village and is regularly litter picking and keeping the village clean and tidy.

Councillor Ms. A. Locker added that she also proposes a letter is sent to another resident, she only knows her first name, Pam, who also litter picks twice weekly and has done for several years. The surname and contact will be passed onto the Clerk.

Councillor agreed.

**RESOLVED:** That the Clerk will write to Ysgol Glan Aber to confirm the Community Award has no set criteria and it is the Schools choice to nominate a child and that letters of thanks will be sent to the nominated residents.

### 144. PLANNING

#### a. Applications Determined – on-line consultation period

App No	Location	Detail
FUL/000136/23	5 Alwen Drive, Bagillt, CH6 6HB	Demolition of conservatory & steps and proposed single storey side extension with relocated steps

The Clerk reported that due to the on-line consultation period ending before the next Council Meeting, the above Planning Application was considered by the West Ward Members, the Council supported this application and this was shared with the Planning department.

Councillor C. P. Owens wished to inform Council, that following his attendance at the Flintshire County Council Portal training, it was confirmed, that these application where it states decisions need to be made within 21 days of receipt of the letter from Flintshire Planning, that in fact, we can still make further comments after this time and up and until the planning application has been made.

**RESOLVED:** That it was noted that the application was supported and the information from Councillor C. P. Owens be noted.

**b. Applications for Consideration**

App No	Location	Detail
FUL/000047/23	5 Alwen Dr, Sandy Lane, Bagillt	Additional bedroom extension to side elevation

**RESOLVED:** That the Council support the application and that the Clerk will inform Flintshire Planning department accordingly.

App No	Location	Detail
FUL/000502/22	The Farm House, Old Bagillt Road, Bagillt, CH6 6ER	Amendments to listed building

**RESOLVED:** That the Council will leave this decision to the Flintshire Planning Officers.

App No	Location	Detail
FUL/000135/23	Sunnycroft, Fron Deg, Bagillt, CH6 6HU	Application for variation of condition 1 following grant of planning permission 057968

**RESOLVED:** That the Council support the application and that the Clerk will inform Flintshire Planning department accordingly.

**NOTE:** At this point of the meeting, the Chairman, Councillor C. P. Owens vacated the Chair and Councillor Mrs. S. L. Jones took the Chair.

**c. Application previously determined by Council**

App No	Location	Detail
FUL/000254/22	Dee Bank Industrial Estate, Whelston, Bagillt, Flintshire, CH6 6HJ	Proposed erection of structure together with formation of access

Councillor C. P. Owens reported that the above planning application had previously been determined by Council however since this time, he wishes to draw the Council's attention to a number of issues and concerns:

1. on the definitive map there is shown public rights of way which are currently blocked by the unplanned works. (Public right of way Flint 3).
2. Increased noise from the scale of the development.
3. Failure to engage in statutory pre-application consultation with the local authority for a proposed industrial development of greater than 1000 sq meters or a site of 1ha or more.
4. Not observing the constraint on development from Ancient Woodlands Ancient Semi Natural Woodland.
5. Not observing the constraint on development from Clwyd Powys Archaeological Trust Bagillt Upper Smelting Works Yard - destruction of the industrial archaeology.
6. Proximity to Landfill Sites 250 Metre Buffer Zone.
7. Proximity to existing licenced waste management site, closer than 250 meters.
8. Development on polluted land (old lead works).
9. A borehole has been sunk on the polluted land to provide water for the brewery in one of the proposed sites, this raises two other planning concerns:
  - a) The water supply for food production may be unsafe, there is nothing on the plans to show how this would be made safe
  - b) The site is in close proximity to the Milwr Tunnel. Given that Radon Gas is pumped out of the tunnel entrance only 250 meters from this site, there is the risk that radon gas may seep into the borehole and may endanger the public
10. No details are shown on how this site will discharge sewerage waste.
11. Given that the proposal is that one of these units to be developed will be used as a brewery, there is no plan of how the waste products from this process will be stored or disposed of on site.
12. Vehicle access to the public highway. In the absence of such a vehicle access for Lorries, the application is sub-standard and unsafe.
13. Increased road traffic to the junction area of Bagillt High Street and A548 Bagillt By-pass. The proximity of the existing entrance road to these junctions and the likely increased volume of traffic makes the existing junctions unsafe. We are currently already observing that some vehicles have been caused to reverse onto the highway and further dangerously back onto the A548 from its junction to Bagillt High Street by a vehicle having to move backwards from the road that leads up to the site. This is in the interests of highway safety and maintaining the free flow of traffic on both of the adjoining highways.
14. The proposed additional traffic from Bagillt High Street crosses an existing pedestrian and cycle path, which is part of the route taken to Ysgol Glan Aber by families at school opening and closing times. No mitigation is shown in the plans for this.

Councillor C. P. Owens concluded and said it is disgraceful this application has been able to progress so far.

Councillor B. T. Doleman supported all the comments made and proposed that the Council write to Mr. A. Farrow, Chief Officer, Planning and the Chief Executive of the Council sharing all the issues and concerns.

Councillor Mrs. W. Owens added she had also witnessed the increased traffic and a van reversing onto the A548, this could have been a very serious accident and the increased traffic is a great concern for children walking to school.

Councillor Miss. T. Strong asked how this planning application has been able to progress so far with all these issues.

Councillor B. T. Doleman said in his opinion, Flintshire County Council are responsible for allowing planning application to progress.

The Chairman asked all Councillors to stand and address the Chair when speaking. Councillor Miss. T. Strong advised she was unable to stand due to a medical condition.

Councillor Mrs. W. Owens disputed this and made reference to Councillor Miss. T. Strong walking to Council and added that that she was able to stand even though she too had a medical condition.

Councillors Miss. T. Strong strongly objected to these comments and is unable to stand after sitting for some time, however, should not have to explain this to Council.

Councillor Mrs. W. Owens apologised for her comments.

Councillor C. P. Owens asked for a recorded vote and said if Councillors do not agree and support this proposal to write to Flintshire County Council, Councillors could be negligible and should resign from the Council.

Councillor R. Davies queried that when he asked for a recorded vote, he was informed by the Chairman, this was only allowed when it was relating to a financial matter. The Chairman disagreed with this. The Clerk reminded Councillors that wrong advice had been given to Councillor R. Davies at that particular meeting and that any Councillor can ask for a recorded vote, no vote is required to proceed with a recorded vote.

A recorded vote took place.

Councillor R. Davies	Abstain
Councillor B.T. Doleman	For
Councillor B. Gittins	Abstain
Councillor Mrs S. L. Jones	For
Councillor Ms. A. Locker	For
Councillor C.P. Owens	For
Councillor Mrs. W. Owens	For
Councillor K. Rush	For
Councillor Miss. T. Strong	Abstain
Councillor Mrs. Y. Rush	For
Councillor C. Williams	For
Councillor Mrs. D.J. Williams	For

**RESOLVED:** That the Clerk will write to Mr. A. Farrow, Chief Officer, Planning and the Chief Executive of the Council sharing all the issues and concerns relating to this planning application.

**NOTE:** At this point of the meeting, the Chairman, Councillor C. P. Owens returned to the Chair's seat.

## 145. ACCOUNTS FOR PAYMENT

Voucher No	Name	Details	£
90	Mrs. L. Wood, Clerk	Clerks Salary & Expenses	760.43
91	HM Revenues & Customs	Tax & NI - Clerks Salary	310.48
92	Clwyd Pension Fund	Employers & Employees' Pension Contribution for Clerk	220.53
93	Opus Energy	Community Library Electricity	129.00
94	AVOW	Payroll Services	73.74
95	Councillor R. Davies	IRPW Payment	120.00
96	Councillor B. Gittins	IRPW Payment (pro rata)	90.10
97	Councillor J. Humphreys	IRPW Payment (pro rata)	90.10
98	Councillor Miss. J. Strong	IRPW Payment	120.00
99	Information Commissioners Office	Data protection fee renewal	40.00
100	Flint Town Council	Photocopying Services	21.60
	HSBC	Bank Charges	5.00

**RESOLVED:** That the above-mentioned accounts be paid.

## 146. PAYMENTS TO MEMBERS OF COMMUNITY COUNCILS

The meeting considered a report of the Clerk, together with an extract from the Annual Report of the Independent Remuneration Panel for Wales, so as to enable the Council to make determinations applicable for the next financial year. The report of the Clerk advised of the current situation in relation to previous determinations by the Council. See Appendix A.

In addition, the report also pointed out that, in relation to payments to Members for this financial year then these would need to be listed and sent to the Panel as well as being displayed on the website and Council notice boards.

The Clerk reported that the report had an additional payment of up to £52 for reimbursement for the costs of office consumables. The Council must decide when and how to make this payment.

Councillors agreed to pay up to £52 for consumables on production of receipts and amounts would be payable in March in line with the Extra costs payment.

**RESOLVED:** That in relation to the 2023/24 financial year, the determinations required concerning payments to Members be as follows:

Extra Costs Payment - Payment of £156 paid to Members – to be paid by Council as Mandatory  
Reimbursement for Consumables - Payment of up to £52 on production of receipts – to be paid by Council as Mandatory  
Senior Roles – not to be paid by Council  
Mayor or Chair – not to be paid by Council  
Deputy Mayor/Deputy Chair – not to be paid by Council  
Attendance Allowance – not to be paid by Council  
Financial Loss Allowance – to be paid by Council  
Travel & Subsistence – to be paid by Council  
Cost of Care or Personal Assistance – to be paid by Council as Mandatory

#### **147. STREET FURNITURE INSPECTION**

The Clerk advised the Council that the Annual Street Furniture inspection had been carried out by Councillors Ms. A. Locker and Miss. T. Strong.

Councillor Ms. A. Locker verbally reported and said that many of the reported works from last year, were still outstanding. Bus Shelters need to be cleaned of moss and graffiti.

The Feathers Inn bench was still need of repair as was a Bus Stop pole which was dangerous to pedestrians and drivers, but these works have been carried out in the last couple of days.

Councillor C. Williams reminded Council that some years ago, we had a Community Caretaker and proposed we look to have a Community Caretaker again to carry out the Street Furniture works.

The Clerk reminded Council that the Bagillt Community Volunteers had offered to help with cleaning if the Council purchased cleaning materials, which the Council agreed.

Councillors agreed a Community Caretaker would be beneficial for the village and proposed information is gathered and reported back to Council.

Councillor R. Davies agreed with a Community Caretaker, however said Flintshire County Council Transportation must be held responsible for repairing the bus stop signage.

**RESOLVED:** That the Clerk will gather information regarding employing a Community Caretaker and report back to Council.

**NOTE:** At this point of the meeting, the Chairman, Councillor C. P. Owens vacated the Chair due to being the owner of Bagillt Web Design and Councillor Mrs. S. L. Jones took the Chair.

#### **148. SERVICES USED BY COUNCIL**

The Clerk requested the Council agree to the continuing to use of: Bagillt Web design for the Council's Website, Zurich Insurance for the Council's Insurance Services and AVOW for the Council's payroll services.

**NOTE:** Councillor C.P. Owens and Councillor Mrs. W. Owens declared an interest relating to Bagillt Web Design

**RESOLVED:** The Council agreed to the continuing use of Bagillt Web design, Zurich Insurance and AVOW.

**NOTE:** At this point of the meeting, the Chairman, Councillor C. P. Owens returned to the Chair's seat.

#### **149. CCTV CAMERAS IN VILLAGE**

The Council considered the CCTV Camera maintenance report which indicated the CCTV Camera located in the Stag Inn car park needed the hard drive replacing.

The Clerk reminded Councillors that at the November meeting, Council resolved to remove the CCTV Camera budget and stop maintaining the cameras.

Councillor B. T. Doleman proposed the CCTV Cameras are taken down as we cannot justify paying for them.

Councillor Mrs. W. Owens said as the CCTV Cameras were used for a successful prosecution of a crime in the village, should Council be removing them.

Discussions followed and Councillors agreed to remove the CCTV Cameras from the village and cease all maintenance contracts.

**RESOLVED:** That the Clerk will contact the CCTV Camera contractor to remove the CCTV Cameras.

#### **150. CIVILITY & RESPECT PLEDGE**

The Council considered the Civility and Respect pledge and agreed to sign and agree to the pledge.

**RESOLVED:** That the Council agreed and the Chairman of the Council, Councillor C. P. Owens signed the Civility and Respect pledge.

#### **151. COUNCIL POLICES**

The Council considered the Multi Location Meeting Policy for approval and adoption.

**RESOLVED:** That the Multi Location Meeting Policy was approved and adopted.

#### **152. KINGS CORONATION**

To consider if the Council wish to contribute to this occasion. The Clerk reported that if Council wished they could present each school child in the two primary schools with a Commemorative coins and shared the costs with Council.



Councillor Mrs. W. Owens proposed a party for local children may be more appropriate. This proposal was not seconded, therefore was not taken to a vote.

Councillors agreed to the giving of a commemorative coin to each school child.

**NOTE:** Councillors Ms. A. Locker and Mrs. W. Owens abstained from the vote.

**RESOLVED:** That the Clerk will order commemorative coins for each school child in the two primary schools.

### **153. CORRESPONDENCE & CLERKS REPORT**

**RESOLVED:** That the report was noted.

### **154. URGENT WARD MATTERS & FUTURE AGENDA ITEMS**

There were no urgent ward matters or future agenda items.

### **155. EXCLUSION OF PUBLIC AND PRESS**

**RESOLVED:** That the Public and Press be excluded from the following matter.

### **156. CLERKS SALARY**

Members were provided with a written confidential report for consideration regarding the Clerk's Salary.

**RESOLVED:** That the proposal in the Confidential Report was agreed and approved.

### **157. HANGING BASKETS**

The Chairman raised this as an extra item. As previously discussed, Councillor Miss. T. Strong had received payment from the Council for flowers for the village hanging baskets, however the hanging baskets were not erected and Council had agreed that Councillor Miss. T. Strong will pay the monies back to the Council by 31<sup>st</sup> March 2023.

Councillor Miss. T Strong has requested that she is allowed to defer the reimbursement of the monies due to personal reasons which were shared with the Chairman and Clerk and will reimburse the Council within the next couple of months. Councillors agreed to an extension in reimbursing the Council.

**RESOLVED:** That, Councillor Miss. T Strong will reimburse the Council early in the new financial year.

<b>Date of Council Meeting</b>	<b>Wednesday 8<sup>th</sup> March, 2023</b>
..... <b>Chairman</b>	