



CYNGOR CYMUNED DYSERTH COMMUNITY COUNCIL

**Minutes of the Meeting of Dyserth Community Council,
Held Virtually by Video and Telephone Conference,
On Monday, 8th March, 2021, at 7.00pm.**

1(A). 46/21

PRESENT

Councillor John Glover (Chair)

Councillor H. Andrew Hughes

Councillor David G. Jones

Councillor David H. Parry

Councillor Mrs. Julie M. Peters

Councillor James K. Williams

Councillor Mrs. Margaret G. Williams

Councillor David G. Williams (Denbighshire County Council)

Clerk & Financial Officer R. Phillip Parry

1(B). 47/21

APOLOGIES

Councillor Trebor E. Evans

Councillor Edgar H. Jones

Councillor Emrys W. Morris

Councillor Peter Newell

1(C). 48/21

Standing Orders were suspended:

The Chair of Council, Councillor John Glover welcomed Cathy Jackson, Project Lead, Play & Stay at Dyserth, to the meeting.

Cathy discussed with Councillors the further provision of play area equipment; and shared on screen a number of play area equipment photographs, which included prices. The Clerk recollected to Members; that the temporary repair to the Spacenet equipment, which was highlighted in the latest inspection report; as requiring to be further addressed. To achieve this would require the Spacenet to be removed from the ground and reinstalled; this could cost a number of thousand of pounds; whereby the item of equipment is nearing the end of its shelf life.

Cathy discussed with the Councillors; a possible way forward would be to replace the Spacenet with new updated play equipment; which could be financed by the Dyserth Play & Stay, together with the Community Council.

The following was agreed: The Clerk to arrange for Cathy Jackson to meet on site with Richard Roberts (Aura Leisure) in the first instance; to discuss the options available. Cathy to thereafter send to the Clerk a report; together with details and costs of new proposed play equipment. Cathy was invited to attend virtually the April Council meeting to discuss further.

The Chair of Council, Councillor John Glover thanked Cathy for her attendance; and looked forward to the report for further discussion, at the April Council meeting.

1(D). 49/21

Standing Orders were restored:

2. 50/21

DISCLOSURE OF INTEREST

There were no Disclosure of Interest Declared.

3. 51/21

TO APPROVE THE MINUTES OF THE MEETING HELD ON THE 8TH FEBRUARY, 2021

The Minutes were proposed by Councillor David Jones and seconded by Councillor Margaret Williams as correct; and formally agreed by the Members present.

4. 52/21

MATTERS ARISING

The Clerk referred to the following matters from previous Minutes:

(1) Minute no: 4. 30/21 (1) (page 2) – in relation to items of repair and other work in the children's play area. The Clerk advised, that the following quotation had been received from Aura Leisure: Jet washing (prices are plus VAT);

- Jet washing of MUGA (cold water) £600.00
- Jet washing of soft play areas (hot water) £1,162.00
- Supply water for MUGA £150.00
- Supply water for soft play £300.00

The Clerk further advised, that he had agreed with the Bowling Club Committee; that the water could be used from their water supply; on a chargeable basis.

Members agreed the following: Councillors' David Parry and Margaret Williams to inspect the area of jet washing; and to report back to Council at the April meeting.

(2) Minute no: 9. 41/21 (page 6) – in relation to complaints of inconsiderate parking in Cwm Road. The Clerk advised, that following the February Council meeting he had written, as requested, to the Police Inspector for the area. A reply received from Police Inspector James Keene, stated the following: Denbighshire County is designated a civil enforcement area as per the definition given by the traffic management act 2004. This allows the council to appoint civil traffic enforcement officers to deal with parking offences and removes the prosecution of parking enforcement from the Police.

However, unnecessary obstruction is still a matter which a Police constable can only enforce, unfortunately this power has not been extended to PCSO colleagues at this time. They would be required to attend the scene of any alleged obstruction to make a determination and if necessary issue a fixed penalty for the alleged obstruction (Please note that this does not necessarily provide sufficient grounds for vehicle removal in law). The Inspector provided a number of case law decisions; including the following: Carey v CC Avon and Somerset 1995). C was a new age traveller, who lived with his family in a converted coach, which was parked for some time in a residential street in Bristol. There was sufficient room for a single line of traffic to pass the coach. The local police removed the coach by towing it away, relying on the powers created by regulation 3(1)(a) of the Removal & Disposal Regulations 1986. C appealed against the dismissal of a civil claim arising out of the damage caused by the removal, on the grounds that the police had not interpreted the regulations correctly in that his coach was not an 'obstruction' within the meaning of the relevant regulation. The appeal was allowed: The removal had been unlawful. (Council Members had been provided with a full copy of the Inspectors reply).

5. 53/21

COUNTY COUNCILLOR'S REPORT (CLLR DAVID G. WILLIAMS)

County Councillor David Williams advised Members in relation to the following:

- (1) **Dyserth High Street:** The Clerk advised, that following the decision by Council Members at the February Council meeting; correspondence was sent to the following Denbighshire County Council Officers and County Councillors: Chief Executive Ms. Judith Greenhalgh; Council Officers: Mr. Graham Boase, Mr. Mike Jones, Mr. Peter Lee & Mr. Ian McLoughlin; together with County Councillors' Hugh Evans & Brian Jones.

The Clerk further advised, that not one of the above named had the decency to reply or even acknowledge the correspondence.

Councillor David Williams advised; that a site meeting had been arranged for Thursday 11th March at 10.00am.

- (2) **Dyserth Flood Relief Scheme:** Councillor Williams advised: that he had been in further contact with a number of Officers from Denbighshire County Council, including the Member of Parliament Dr. James Davies. The County Council are awaiting further information from Natural Resources Wales.
- (3) Reported to Denbighshire County Council: Blocked grid at entrance at the B5119 near the Waterfall Car Park entrance on Waterfall Road.
- (4) Request for a site meeting with Denbighshire Highways; to discuss widening the grip to the ditch opposite Llys Gadlas, Hiraddug Road; to drain surface water down to the Afon Ffyddion. Councillor Williams advised that a temporary fix had been completed. The County are in the process of arranging a meeting with a local landowner.
- (5) Concern expressed by a business proprietor in the area of Allt & Graig / Meliden road junction. Denbighshire County Council provided the business with speed assessments carried out in both 2017 and 2020; including the number of reported road traffic accidents at the junction. The 85th percentile speed recorded was just above the recorded speed limit of 40mph in 2017 and somewhat below in 2020. During a review the visibility for vehicles exiting the B5119 and Allt Y Graig junction onto the A547 were measured. It was determined that the visibility for each manoeuvre exceeds the minimum standards that are prescribed in the Design Manual for Roads and Bridges.

6(A). 54/21
CORRESPONDENCE

The following correspondence had been received, that was required to be either advised to, or dealt with by the Members:

- (1) The Clerk advised, that the following criminal offences had been reported to the North Wales Police, that had occurred within the Dyserth Community Council area:
3 x Anti Social behaviour / 3 x Violence and sexual offences.
- (2) Public Services Ombudsman for Wales: New draft guidance on the Code of Conduct for members of Community & Town Councils in Wales. The Clerk advised, that the notification had not been received direct from the Office of the Ombudsman; but from a third party. The Clerk had written to the Office of the Ombudsman to express disappointment; in particular, as the draft code related to Councillors, whereby a number of Council Clerks had not received the notification from the third party.
- (3) Independent Remuneration Panel for Wales: Annual Report for 2021. The Clerk referred to Section 13 at 13.14 on page 42: Determination 42: All Community and Town Councils must make available a payment to each of their members of £150.00 per year as a contribution to costs and expenses. The Clerk had sent prior to the meeting to all Councillors a claim form and requested that Councillors complete the form and return to the Clerk; whereafter the payment will be made in April, 2021.
- (4) Further grant of £3,000.00 available from the Welsh Government via Denbighshire County Council: for non-domestic rating buildings. The Treasurer of Dyserth Community Hall advised.
- (5) Dyserth Times: The Editor of the Dyserth Times is organising an Easter Egg hunt for children in the area. The clue sheet will lead children to pictures of eggs which will be displayed around the village. The Editor has requested permission for one photograph to be placed in the area of the War Memorial.

The Clerk further advised, in relation to the prizes for the children; which consisted of a small Easter Egg to all children under the age of 16 years.

Members agreed the following:

- (i) **Image Display at the War Memorial:** The Council were happy for an image to be attached to the gate to the Memorial entrance. Whilst the Councillors did discuss the image to be displayed within the Memorial Grounds; it was felt that there maybe a Health & Safety aspect; especially, with small children entering the area, possibly without adult supervision.
- (ii) **Easter Egg's for children:** Whilst the Council appreciate that the number of Easter Eggs required will be difficult to ascertain; the Council would be pleased to fund the purchase up to a figure of £200.00. The Clerk to advise the Editor; that following the event to provide details of the purchase cost for the Easter Eggs; whereby the Council will re-imburse the Dyserth Times bank account.

The following correspondence was forwarded by e-mail to Members:

- ❖ Denbighshire County Council: Welsh Government's Active Travel Network. The Clerk had forwarded a copy of the information to the Editor of the Dyserth Times; with a request to place on the Dyserth Community Facebook page.
- ❖ Denbighshire County Council: Information to the phased return to School within the County.
- ❖ Denbighshire County Council: Information as to the safe disposal of personal protective equipment.
- ❖ Denbighshire County Council: Consultation on a Draft Public Space Protection Order (PSPO), to ensure people to properly control their dogs in public areas in Denbighshire. On-line consultation form to complete.

6(B). 55/21

CLERK'S REPORT

The Clerk advised Members in relation to the following:

- (a) The Clerk advised, that Councillor John Glover had been made aware in relation to a new round of funding from the Gwynt Y Mor Windfarm Community Grant. The Clerk further advised; that he had contacted the fund administrator and has sent a copy of the costings for the Dyserth Kilns project. The project will be assessed; whereafter, the Community Council will be advised, as to whether or not the project could be funded. Should the reply be in the affirmative, then a formal application will be required to be made for consideration.
- (b) The Clerk advised; that the WebEx (Virtual meeting software) renewal was due shortly. The annual Microsoft 356 renewal was also due. The Clerk further advised, that a subscription for a Microsoft 365 Business version had been subscribed; which included Microsoft Teams (Virtual meeting software). The cost of this annual subscription between four Councils amounted to £26.04 plus VAT. By combining both subscriptions together, there was a total saving of over £80.00 which has been split between the various Councils.
- (c) The Clerk advised the following: Work orders issued as below remain outstanding and unless completed and invoices paid by the end of March; will be carried over to the new financial year:
 - MJW Welding & Fabrication; to supply and fit footpath handrails: £1,985.00 plus VAT £397.00 – Total £2,382.00
 - Glascoed Timber; Dyserth Kilns project: £3,850.00 plus VAT £770.00 – Total £4,620.00

6(C). 56/21

TO DISCUSS: PROVISION OF SUMMER FLOWERS FOR PLANTERS

The Chair of Council, Councillor John Glover recollected Members to the current sponsorship arrangement with Tre Castell Nurseries; for the provision of both winter and summer plants and flowers for the Council planters. The Clerk also recollected to Members, that the nurseries provide the plants and flowers for the five large planters; on the entry roads to the village free of charge. Councillor Glover seek from Councillors a financial figure to purchase the plants and flowers for the remaining planters.

Members agreed the following: To allocate the sum of £300.00, for the purchase plants and flowers for the summer 2021 season.

7. 57/21

REPRESENTATIVES REPORTS (COMMITTEES, LIAISON & MEETINGS ATTENDED)

- Councillor Margaret Williams reported the following from the Waterfall Committee: The damaged bridge has been repaired; whereby the Waterfall area is ready to be opened to the public, following the easing of the current Welsh Government Order.

8(A). 58/21

PLANNING

The following planning applications were considered by Members at the meeting:

- (a) Application number: 42/2021/0073 – for the erection of 1 dwelling, detached garage, formation of new vehicular access and associated works (amended scheme), at Land at (part of garden) Mount House, Dyserth.

Comment by Council: Providing that the application is subject to compliance with relevant policies and planning guidance notes, then no objections raised.

- (b) Application number: 42/2021/0174 – for removal of 1 Pine and 2 Yew trees, in St. Bridget's Churchyard, Waterfall Road, Dyserth.

Comment by Council: No objection to the application.

8(B). 59/21

PLANNING DECISIONS

No planning decisions received from Denbighshire County Council

9. 60/21

APPROVAL OF ACCOUNTS FOR PAYMENT

Cheque Number	Payee	Net £	Vat £	Total £
	<u>Payments made – to be confirmed:</u> Standing Order: R. P. Parry - Clerk to Council (Monthly salary & home working allowance for February) Payments dated 01/02/2021)			
	Standing Order BACS: H. M. Revenue & Customs. Clerk's PAYE & Clerk & Council NI - January, February & March, 2021. Payment dated 08/03/2021)	606.63		606.63
	<u>Payments for consideration at meeting to be paid by BACS:</u> Aura Leisure (Quarterly ad-hoc and general inspections) October 2020 to February 2021 £400.00 –	3,901.00	780.20	4,681.20

	VAT £80.00 = Total £480.00 / Repairs to wetpour – as previously accepted quotation £3,501.00 + VAT £700.20 = Total £4,201.20			
	Scottish Power: Electricity supply for Christmas street lighting (further invoice received with note advising; previous invoice incorrect)	1.47	0.29	1.76
	Caerwys Town Council 1/4 share of Photocopier hire fee (£204.00 a year - VAT paid by Caerwys)	51.00		51.00
	Councillor Margaret Williams (Reimbursement of electricity supply costs to resident for Christmas tree lights – as per receipt)	20.00		20.00
	Councillor David Parry (Reimbursement of repair costs to bench seat: Glasdon £39.90 & Thorncliffe £6.52 – both include VAT – as per receipts)	38.68	7.74	46.42
	Louise Walsh (Environmental Services & Inspections of Play Area for February)	40.00		40.00
	R. P. Parry (Clerk) Re-imbursement of 1/4 share of Microsoft 365 Business Office for 2021 / 2022; (includes Microsoft Teams for Video meetings) (as per receipt)	26.04	5.20	31.24
	R. P. Parry (Clerk) Re-imbursement of 1/4 share of Viking / Office Depot Stationery and printer ink (as per receipt)	44.35	8.87	53.22
	R. P. Parry (Clerk) Travelling expenses from November 2019 to April 2020 (as per detailed auditor schedule)	92.70		92.70

10. 61/21 APPLICATIONS FOR FINANCIAL SUPPORT

Cheque Number	Name of organisation	Amount granted £
	Macmillan Cancer Care (London). (Council Members agreed not to provide a grant. Previous financial assistance granted to Macmillan Cancer Care were received from their local office). The Clerk to advise the London Office, that an application made from their local office will be considered favourably.	No grant

11. 62/21 Members agreed the payments of the above accounts and financial support as listed.

There being no further business, the Chairman thanked everyone for attending and closed the meeting.

SIGNED BY CHAIR OF COUNCIL

**DATE OF
APPROVAL.....**