

County Council

Meeting Venue
**Council Chamber - County Hall,
Llandrindod Wells**

Meeting date
Thursday, 7 March 2019

Meeting time
10.30 am

For further information please contact
Stephen Boyd
01597 826374
steve.boyd@powys.gov.uk



County Hall
Llandrindod Wells
Powys
LD1 5LG

1 March 2019

Mae croeso i chi siarad yn Gymraeg neu yn Saesneg yn y cyfarfod, a bydd gwasanaeth cyfieithu ar y pryd ar gael.
You are welcome to speak Welsh or English in the meeting, and a simultaneous translation service will be provided.

AGENDA

1.	APOLOGIES
-----------	------------------

To receive apologies for absence.

2.	MINUTES
-----------	----------------

To authorise the Chair to sign the minutes of the meetings held on 22nd January and 24th January as correct records.
(Pages 9 - 64)

3.	DECLARATIONS OF INTEREST
-----------	---------------------------------

To receive any declarations of interest from Members relating to items to be considered on the agenda.

4.	CHAIR'S ANNOUNCEMENTS
-----------	------------------------------

To receive any announcements from the Chair of Council.

5.	LEADER'S ANNOUNCEMENTS
-----------	-------------------------------

To receive any announcements from the Leader.

6.	CHIEF EXECUTIVE'S BRIEFING
-----------	-----------------------------------

To receive a briefing from the Chief Executive.

7.	PUBLIC QUESTIONS
-----------	-------------------------

7.1. Question to the Portfolio Holder for Economy and Planning from Elizabeth Newman

Is the need to have all Planning Conditions fully discharged before work commences now a thing of the past in Powys?

(Pages 65 - 66)

7.2. Question to the Portfolio Holder for Economy and Planning from Iain Aitken

Powys Council has astonished and dismayed the public across Wales by repeated refusals to enforce against the Hendy Wind Farm despite multiple contraventions against planning law. In brief:

- The developer has breached Condition 2 by not adhering to permitted plans: construction compound and track to Turbine 5 lie wholly outside the site red line;
- The developer has introduced a new element, a hardstanding area on the N E corner of the common, but no application for planning or Commons Act consent has been submitted. Development Management must be very well aware that some form of 'restricted works' on the common are essential to permit delivery of turbine parts to the site;
- The developer has breached Condition 49 by starting construction without the required Commons Act consent;
- The developer has in fact almost completed the installation of a turbine before a single one of the conditions precedent has been discharged.

The public have repeatedly been told that it has been judged 'expedient' not to enforce.

Please could the Portfolio Holder for Economy and Planning, currently Cllr Martin Weale, set out precisely what criteria have been considered in assessing the 'expediency' of enforcement against this developer?

(Pages 67 - 68)

7.3. Question to the Portfolio Holder for Highways, Recycling and Assets from Stephen Meadowcroft

Would the Councillor share with us the current trends over the last 6 months for recycling in North Powys, in particular the tonnages for each waste material he is intending to process through the Abermule Recycling Facility when it is intending to come into operation?

(Pages 69 - 70)

7.4. **Question to the Portfolio Holder for Highways, Recycling and Assets from Jeffrey Matthews**

Powys Councillors will be fully aware of the rapid, almost weekly changes in recycling methods, technology and government regulations surrounding the waste industry. Here in Powys the recycling work is successfully done 'out of house' at the moment, and those business will bear the future costs of expensive changes in the waste industry. Because Powys's main duty is to collect waste, not to run competing businesses in the waste industry, is it a wise decision for the council to be investing huge effort and millions of pounds in such a constantly changing scenario in this time of cutbacks?

(Pages 71 - 72)

8.	BUDGET FOR 2019 - 2020, MEDIUM TERM FINANCIAL STRATEGY 2019 - 2024 AND CAPITAL PROGRAMME FOR 2019 - 2024
-----------	---

To consider the Budget for 2019 - 2020, Medium Term Financial Strategy 2019 - 2024 and Capital Programme for 2019 – 2024.

(Pages 73 - 1114)

9.	COUNCIL TAX RESOLUTION FOR 2019/20
-----------	---

To approve the Council Tax resolution and set the Council Tax for 2019/2020.

(Pages 1115 - 1138)

10.	MINIMUM REVENUE PROVISION ANNUAL STATEMENT 2019/20
------------	---

To consider the Minimum Revenue Provision Annual Statement 2019/20.

(To Follow)

11.	VIREMENTS
------------	------------------

11.1. **Virement for Schools Projects: Crickhowell High School Extension**

(Pages 1139 - 1142)

11.2. **Virement for Ladywell House, Newtown**

(Pages 1143 - 1146)

11.3. **Virement for Housing Revenue Account: Welsh Quality Housing Standard (WHQS)**

(Pages 1147 - 1150)

12.	TREASURY MANAGEMENT STRATEGY STATEMENT & ANNUAL INVESTMENT STRATEGY
------------	--

To consider the Treasury Management Strategy Statement and Annual Investment Strategy.

(Pages 1151 - 1176)

13.	PAY POLICY STATEMENT 2019 - 2020
------------	---

To consider the Pay Policy Statement for 2019 – 2020.

(Pages 1177 - 1198)

14.	NOTICE OF MOTION - NUCLEAR WASTE
------------	---

In view of the current consultation on the development of an underground storage facility for nuclear waste, that the Council clearly states that it will not host such a facility on Council owned land.

Proposer: County Councillor Elwyn Vaughan

Secunder: County Councillor Bryn Davies

The following two School Modernisation Reports will not be considered before 2.00 p.m.

15.	LLANFYLLIN ALL THROUGH SCHOOL
------------	--------------------------------------

To discuss proposals relating to the establishment of a new all-through school in Llanfyllin to enable Cabinet to take the views expressed by Council into account when making a decision.

(Pages 1199 - 1386)

16.	BANW C.P. SCHOOL AND LLANERFYL C. IN W. (FOUNDATION) SCHOOL
------------	--

To discuss the proposed recommendation to Cabinet in respect of Banw C.P. School and Llanerfyl C. in W. (Foundation) School, to enable Cabinet to take the views expressed by Council into account when making a decision.

(Pages 1387 - 1694)

17.	QUESTIONS IN ACCORDANCE WITH THE CONSTITUTION
------------	--

17.1. Question to the Portfolio Holder for Corporate Governance, Housing and Public Protection from County Councillor Roger Williams

What resources does Powys County Council have to support members of staff with mental health problems?

(Pages 1695 - 1696)

17.2. **Question to the Portfolio Holder for Learning and Welsh Language from County Councillor Phil Pritchard**

The review of High Schools in South Powys was completed some 3 years ago, and it was confirmed that a review of High schools in North Powys would follow shortly afterwards, with particular reference to having 3 high schools all within a radius of 11 miles. There has been no such review carried out to date. I would be grateful if you would confirm to me when is the review for North Powys going to be carried out, and will it be followed (as previously promised) by a review of some 7 or 8 small primary village schools, all within approximately 8 miles of Llanfair Caereinion, particularly identifying the potential savings for Powys County Council?

(Pages 1697 - 1698)

17.3. **Question to the Portfolio Holder for Adult Social Care from County Councillor Phil Pritchard**

It was previously agreed by cabinet that if Town Councils did not take full responsibility for running the Day Centres, PCC would close them, creating a very large and relevant financial saving.

Can you please identify costs of keeping all these Day Centres open up to date, and confirm whether or not any review is likely to take place in the near future, particularly in relation to the current suggested proposal of a 9.5% increase in council tax?

(Pages 1699 - 1700)

17.4. **Question to the Portfolio Holder for Highways, Recycling and Assets from County Councillor Kathryn Silk**

What provisions are in place to ensure that the fabric of the current Brecon Library in Ship Street is maintained in a condition commensurate with its Listed status?

(Pages 1701 - 1702)

17.5. **Question to the Portfolio Holder for Learning and Welsh Language from County Councillor Matthew Dorrance**

The Welsh Labour Government is committed to providing 30 hours a week of government-funded early education and childcare for working parents of three and four year olds, for up to 48 weeks of the year.

Will the Cabinet make a statement on its preparations for the roll out the Welsh Government's funded childcare offer?

(Pages 1703 - 1704)

17.6. **Question to the Portfolio Holder for Learning and Welsh Language from County Councillor Matthew Dorrance**

How much has Powys County Council's decision to develop a helipad at the Prom, Brecon cost taxpayers?

(Pages 1705 - 170)

17.7. Question to the Leader from County Councillor David Jones

Will the Leader direct cabinet members to answer supplementary questions before the time expires to ask a follow up question at the next council?

17.8. Question to the Portfolio Holder for Learning and Welsh Language from County Councillor David Jones

There has been a trend to reduce the percentage of funding to schools from the total education budget whilst increasing the percentage funding to central services. Has she any plans to reverse this trend bearing in mind best practice?

(Pages 1707 - 1708)

18. EXEMPT ITEMS

The Monitoring Officer has determined that category 1 of the Access to Information Procedure Rules applies to the following item. His view on the public interest test (having taken account of the provisions of Rule 14.8 of the Council's Access to Information Rules) was that to make this information public would disclose personal data relating to an individual in contravention of the principles of the Data Protection Act. Because of this and since there did not appear to be an overwhelming public interest requiring the disclosure of personal data he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider these factors when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.

19. NOTICE OF MOTION

That Council should debate, consider and make any recommendations to Officers to agree a one off exception to the Council's Housing Allocation Scheme to allocate a vacant property to the mother of a deceased tenant in Welshpool in the interests of the deceased tenant's children in line with the European Rights of the Child Regulations, and other legislation.

Proposed by County Councillor Phil Pritchard
Seconded by County Councillor Michael Williams