

# Minutes of the Council Meeting

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14 June 2016

MINUTES of the MONTHLY MEETING of MUMBLES COMMUNITY COUNCIL held in the Council Office, Walters Crescent, Mumbles on Tuesday 14 June 2016

**Present:**

**229.06 Councillors(s)**

**.16** Helen Mitchell (Chairman)  
Brian Arthur  
John Beach  
Gary Burkhardt  
Anthony Colburn  
Mary Colburn  
John Cooper  
David Dorsett

**Councillors(s)**

Tracey Duffy  
Pam Erasmus  
Mike Griffiths  
Peggy Jones  
Terry Scales  
Judith Twining  
Linda Tyler-Lloyd  
Paul Whittaker

**230.06 Also Present:**

Steve Heydon (Clerk)

**231.06 Apologies for Absence**

Apologies for absence were received from Councillors Greg Kaminaris & Eira Morgan

**232.06 Declarations of Interest**

**Cllr J. Twining** declared a personal interest in planning application 2016/0903 as she knows the applicant.

**Cllr H. Mitchell** declared a personal and prejudicial interest in item 269.06 as the motion was one on no confidence in her Chairmanship and left the meeting room when the item was discussed.

**Cllrs B. Arthur, J. Beach, A. Colburn, M. Colburn, H. Mitchell & P. Jones** declared a personal and prejudicial interest in item 271.06 as members of the Royal British Legion, Mumbles & South Gower Branch and left the meeting room when the item was discussed.

**233.06 Minutes of the Annual Meeting held on 10 May 2016**

**RESOLVED** to confirm as a correct record the minutes of the Annual Meeting held on 10 May 2016.

**234.06 Minutes of the Monthly Meeting held on 10 May 2016**

**RESOVLED** to confirm as a correct record the Minutes of the previous meeting held on 10 May 2016.

**235.06 Minutes of the Special Meeting held on 7 June 2016**

**RESOLVED** to confirm as a correct record the minutes of the Special Meeting held on 7 June 2016.

**236.06 Clerk's Report**

A copy of the report was circulated with the Agenda Pack.

**RESOLVED** that the report be noted.

**237.06 RESOLVED** that MCC meet with Landlord so he can explain electricity usage/charges.

**238.06 Chairman's Report**

A copy of the report was circulated with the Agenda Pack.

**RESOLVED** that the report be noted.

**Planning Applications**

**239.06** Cllrs A. Colburn & L. Tyler-Lloyd left the meeting room.

**240.06 2016/0888** – 101 Mumbles Road, West Cross

**OBJECTION** –. Concern over the shoehorning onto a small plot. Concern over access and exit onto Mumbles Road. Impact it would have on the jubilee garden next door. Against MCC Policy on the Shoreline.

**241.06 2016/1027** – Clyne Castle, Mill Lane, Blackpill

**OBJECTION** – Concern that priority is given to a wall rather than a living tree. The tree was insitu before the wall and therefore the wall should be re-sited not to impede on the health and well-being of the tree. MCC queries the applicants' observations that the wall in question is listed.

**2016/1048** – Heather Cliff, St Anne’s Close, Langland  
**OBJECTION** – Visual impact on existing houses on St Anne’s Close and Beaufort Avenue.

**242.06** All other planning applications were passed as either ‘Support C&CS planning/tree officer/no decision’ or ‘No Objection’.

**243.06** Cllrs A. Colburn & L. Tyler-Lloyd returned to the meeting room.

### Financial Report

**RESOLVED** to approve the following invoices:

	Chq No	Payee	Net	VAT	Gross
<b>244.06</b>	3369	Mike's Donkeys	£225.00	£0.00	£225.00
<b>245.06</b>	3370	Mumbles Cricket Club	£5,000.00	£0.00	£5,000.00
<b>246.06</b>	3371	The Pettifor Trust	£50.00	£0.00	£50.00
<b>247.06</b>	3372	Steve Heydon	£1,027.58	£0.00	£1,027.58
<b>248.06</b>	3373	HM Revenue & Customs	£143.94	£0.00	£143.94
<b>249.06</b>	3374	Swansea Accordion Orchestra	£200.00	£0.00	£200.00
<b>250.06</b>	3375	Steve Heydon	£4.57	£0.92	£5.49
<b>251.06</b>	3376	Clive Atkins & Co Ltd	£49.00	£9.80	£58.80
<b>252.06</b>	3377	City & County of Swansea	£459.00	£31.80	£490.80
<b>253.06</b>	3378	Mumbles Movers	£65.00	£0.00	£65.00
<b>254.06</b>	3379	Silurian Security	£354.00	£70.80	£424.80
<b>255.06</b>	3380	City & County of Swansea	£110.00	£22.00	£132.00
<b>256.06</b>	3381	ER Brown	£250.00	£50.00	£300.00
<b>257.06</b>	3382	SA3 Magazine Mumbles	£505.00	£0.00	£505.00
<b>258.06</b>	3383	Silurian Security	£161.50	£32.30	£193.80
<b>259.06</b>	3384	Flashbulb	£150.00	£.000	£150.00
<b>260.06</b>	3385	Gillian Clarke	£244.00	£0.00	£244.00
<b>261.06</b>	3386	Starlight	£80.00	£0.00	£80.00

### **262.06 Bank Balances**

Current Account	£27,443.39
Deposit Account	£89,194.41

## **Recommendations by the Highways Committee**

### **263.06 St. Peter's Church, Newton**

C&CS advertised Traffic Regulation Order (TRO) in Evening Post, Friday 20 May 2016. As a dispute between MCC / C&CS / Newton Ward Member not resolved, and MCC awaiting a response to a request for a meeting with Cllr. David Hopkins, Cabinet Member, Transportation, C&CS, Highways Committee decided to ask the Clerk to object to the proposals outlined on the TRO as the closing date for objections was 10 June 2016.

**RESOLVED** that retrospective approval for the submission of MCC objections before the closing date of 10 June 2016

## **Items from the Events Committee**

### **264.06 Maytime in Mumbles - Saturday 14<sup>th</sup> May 2016**

A report by the Chairman of the Events Committee forms part of the Agenda Pack.

**RESOLVED** that:

- i. The report be accepted.
- ii. This very successful event be repeated next year.

### **265.06 Schools' Council:**

The situation remains the same. Only councillors from three schools have responded.

**RESOLVED** that this be referred back to the events committee.

## **Items from the Development Committee**

### **266.06 Benches in Castle Field**

**RESOLVED** that MCC to go along with C&CS plans and to ask C&CS to place ASAP.

## Items from the Councillors

### 267.06 Election and Co-option of new councillors.

The following motion was **PROPOSED** by Pamela Erasmus and **SECONDED** by David Dorsett

“1a. When the Clerk informs Swansea City Council that an election is to be called, he will immediately send the notice electronically to all Mumbles Community Councillors.

1b. When the Clerk sends the announcement to the Evening Post or any publication,, he will immediately send a copy of the notice to all councillors. He will also send 2 printed copies to every councillor.

2a. Before any notice goes out, the Clerk will confirm the dates and times of the notice period and the interview with full council.

2b. The closing date for applications will always be a day when the \clerk is in the office.

2c. The day before the closing date will never be a public holiday.

2d. Any days lost because of public holidays will be added to the notice period.

2e. The final date will be the Friday, ten days before full council.

3. Any candidate who fails to deliver all of the required documents by the specified date and time will not be considered for interview.”

**RESOLVED** that it be referred to the F&GP Committee with the proposed motion to be placed on the Agenda of the next meeting of that committee.

### 268.06 Cllr Mitchell left the meeting room and Cllr Arthur took the chair.

### 269.06 Motion for a vote of NO CONFIDENCE in MCC Chair, Cllr H. Mitchell

The following motion was **PROPOSED** by: Cllr J Cooper and **SECONDED** by: Cllr Erasmus

“Reference: Under agenda item 2, 'Disclosures of personal interest In accordance with the provisions of the Code of Conduct adopted by this council on 8th April 2008', declarations of interest are always requested by the Chair of MCC at the start of every meeting. Declarations have to have to be entered into the MCC declarations log and stated openly to the meeting.

This motion of NO CONFIDENCE in Cllr Mitchell as MCC's Chair is presented to Council due to:

1. Cllr Mitchell, after asking for any Declarations of Interest at the start of the relevant meetings, failed to log and declare her own personal interest to Councillors in three Royal British Legion invoices listed for payment at Council in March 2105 and October 2015. Total value £2,079.84

2. Cllr Mitchell failed, as MCC Chair, to remind Cllr A Colburn, as Chair of the Royal British Legion, Mumble and South Gower Branch, and Cllr J Beach as its Treasure of their obligation to log and openly declare a Personal and Prejudicial Interest in these invoices under the above MCC Code of Conduct.
3. Cllr Mitchell, knowing their positions within RBL, then failed, as MCC Chair, to fulfil her legal duty to report Cllr A Colburn and Cllr J Beach to the Ombudsman after both Councillors failed to both log and declare a personal and prejudicial interest in these invoices.
4. The RBL invoices in question are:
  - a. March 2015: amount £519.96, MCC cheque no. 3097
  - b. March 2015: amount £1,039.92MCC cheque no. 3103
  - c. October 2015, amount £519.96 (Cllr Beach was away for the October meeting but before leaving handed the RBL invoice to the Clerk on 2nd October 2015)
5. No explanation, apology or request for a retrospective declaration has ever been made by Cllr Mitchell or the other councillors."

After a lengthy discussion the motion was put and a named vote was requested:

FOR – Cllrs: J. Cooper, D. Dorsett, T. Duffy, P. Erasmus & T. Scales  
 AGAINST – Cllrs: B. Arthur, J. Beach, G. Burkhardt, A. Colburn, M. Colburn, M. Griffiths, P. Jones, J. Twining, L. Tyler-Lloyd  
 ABSTIAN – Cllr P. Whittaker

The motion of no confidence in the Chairman was therefore **NOT PASSED**.

**270.06** Cllr Arthur left the meeting room and Cllr Erasmus took the chair.

**271.06 MCC Clerk to respond to questions regarding RBL invoices**

The following motion was **PROPOSED** by: Cllr J Cooper and **SECONDED** by: Cllr DORSETT

"Reference: The Council resolution currently in force is, MCC Council Minutes: February 2014: **077.02 Storage of MCC Archives**  
 'The tenant who rents the store in The Glade, off Queens Road, asked MCC to vacate the premises. This was done without the knowledge of the owner.

The situation has now been resolved and MCC records are to be moved to a storage facility in Slade Road, Newton.

RESOLVED that an agreement be drawn up between MCC and David Meyrick, owner of the storage facility in Slade Road.'

item: Clerk to respond to questions regarding the extent of his authority relating to the processing and listing in 2015 of three RBL invoices for the period 01/10/13 to 30/09/15 considering the above Council resolution."

An amendment was proposed and it was:

**RESOLVED** that the Clerk provide a written answer by the next meeting of Council to the following questions:

1. By what authority were the named cheques processed and put before MCC, when MCC had no agreement with RBL but had passed a resolution to make an agreement with Mr. Meyrick?"
2. What is the relationship between Mr. Meyrick and RBL?

**Meeting closed at 9.22pm**