

ST LEONARDS & ST IVES PARISH COUNCIL

Meeting Of The Full Council

Minutes of Meeting Held On Wednesday 25th February 2009, at 7.30pm

Members Present: Cllr Mrs S Smith, Vice Chairman in the Chair

Cllr Mrs V Bell	Cllr M Dyer	Cllr M Packham
Cllr R Bryan	Cllr N R Hindmarch	Cllr R Warman

In attendance: Mrs Ann Jacobs, Clerk. Four members of the public observing.

The meeting opened at 7.30pm

Public Forum: Nothing raised.

435. Declarations of Interest:-

Agenda Item	Name	Declared
16 - Village Hall Management Committee	Cllr R Warman	Personal interest Husband of Chairman of VHMC.
11	Cllr M Dyer	If the item is to be discussed in anyway will leave the room. Clerk read out exactly what was on the agenda for information only.
11	Cllr N Hindmarch	If the item is to be discussed in anyway will leave the room. Clerk read out exactly what was on the agenda for information only.

436. Apologies for absence were received and accepted for the full Council meeting from Cllr J Crow; Cllr R Dudman; Cllr Mrs J House; Cllr I Maddock, Cllr Mrs A Warman and Cllr G Willetts.

437. Minutes of the Parish Council Meeting held on 28th January 2009, pages 66 to 69, were agreed and adopted as a correct record. Proposed by Cllr Mrs V Bell seconded by Cllr M Packham.

438. Matters arising from the Minutes for information only:- None to report.

439. Adoption of the approved Minutes of Committee Meetings – The Council adopted the following approved Minutes:-

- i) Meeting of Amenities Committee held on 3rd December 2008 page 60 Proposed by Cllr Mrs V Bell, seconded by Cllr M Dyer.
- ii) Meeting of Finance Committee held on 3rd December 2008 page 61. Proposed by Cllr M Dyer, seconded by Cllr Mrs V Bell.
- iii) Meetings of the Planning Committee held on 6th November, 2008, pages 55 & 56, and 4th December 2008 page 64. Proposed by Cllr N Hindmarch, seconded by Cllr M Packham.

440. Correspondence – The following correspondence was noted:

- 1. DAPTC circular 02/09 – invitation for nominations for Royal Garden Party 2009. Noted.
- 2. Email from resident – copy attached “Engendering a stronger sense of community involvement”. This was noted. The Clerk will thank the resident. It was proposed to look at inviting groups to have a stand at the Parish Assembly and possibly ask groups to speak. Proposed by Cllr Mrs Bell, seconded by Cllr M Packham. Agreed unanimously.
- 3. Land adjacent to 17 Craigside Road – Lord Malmesbury Estate office has responded that they do not wish to sell this land. A fence and sign will be erected.
- 4. Notification from DCC of temporary closure of footpath in Moors Valley/B3081 for Sunseeker Rallye.

441. District Councillors Update – Cllr Dyer reported: The application for Matchams housing is going before EDDC Planning Committee on Tuesday. Natural England are one of the groups against the application. Some residents are in favour. Cllr Mrs Bell requested that it was noted that residents of Wayside Road were asked to get up a petition in support of the application which was declined. The residents of Wayside and Foxbury Roads have only had problems during the last 6 years.

442. Reports were received from Members representing the Council on outside bodies:-

- 1. Avon Heath Liaison Panel –Cllr Dyer reported that the minutes were still awaited. Work on dog fouling continues, new signs have been erected in the car parks. A draft newsletter will be circulated via the Clerk to Members.

2. DAPTC – The next meeting is to be held on 23rd April, and is hosted by this Council.
3. Freedom Youth Club –No meeting to report on
4. Homewatch – next meeting 14th March.

443. Newsletter March 2009– The newsletter was approved. Distribution and Printing costs of approximately £450 were agreed. Proposed by Cllr R Warman, seconded by Cllr M Packham.
RESOLVED To approve printing and distribution costs of up to £450.

444. Result of Local Standards Committee Inquiry – The Clerk reported the decision of the Local Standards Committee following allegations made against Members of this Council. Cllrs M Dyer, N Hindmarch and G Willetts were found “not to have breached the Code of Conduct in any respect”. This was received and noted. The final case reports on each member are available from the Clerk if requested.

Cllr Hindmarch declared a Personal and prejudicial interest and left the room at 7.55pm. A statement was then read out by the Clerk on his behalf:-

“I am taking legal advice to establish whether a statement given to Mr G Rowe, the independent investigator, may have been designed to mislead him in his investigation; details of which will be in a formal complaint by me to the Standards Board in due course.”

There was no discussion and Cllr Hindmarch returned to the meeting.

445. PACT Meetings – A local PACT has been established. Cllr Mrs House is nominated as the Parish Council representative to attend the West Moors PACT group. This was discussed it was agreed that Cllr Mrs House would decide which group is most relevant and report back.

Cllr Mrs Bell advised that she was not happy that the Council had not been directly consulted by PCT about setting up a separate group. The Clerk will ask for more information on Terms of Reference; who the groups are responsible to; how did the idea originate, and who decides to breakaway.

446. Dorset Urban Heathland Seminar – A report on the seminar from Cllr Mrs Smith and Cllr G Willetts was circulated to Members. Thanks were given to both Councillors for the informative report.

447. Risk Assessment Review – The Clerk reported that to ensure that the Council is compliant for the forthcoming annual return, a review of the risk assessment policy was required. This was circulated to Members and discussed. Cllr R Warman proposed an amendment to include the Youth and Tennis Clubs on the section with the Village Hall. This was then accepted and agreed unanimously. Proposed by Cllr Mrs Bell, seconded by Cllr R Warman.
RESOLVED: to accept and adopt the risk assessment policy as amended.

448. Village Hall Management Committee –A report and response from the VHMC had been circulated to Members. A copy of which appears as Appendix A with these Minutes in the Minute Book.

1. Responsibility for the first part of the car park and redrawing of the plan – The VHMC have accepted responsibility of the first part of the car park area. Cllr R Warman offered to redraw the plan to include the correct car park area and annexe. Cllr Dyer was not comfortable with this. After further discussion it was agreed that the Clerk will draw the plan, liaising with Mrs Frecknall of the VHMC, and submit it to both the VHMC and Council to be formally agreed.
2. The First Schedule of the lease. It was noted that this relates to the make up of the VHMC and needs to be compliant with Charity law. VHMC are investigating divorcing this section from the lease.

The meeting closed briefly to hear from Mrs Frecknall of the VHMC. Legal advice has been sought by Mrs Frecknall, from Mr Mallett, Head of Legal Services at EDDC but a response is awaited. Mrs Frecknall advised Council that the VHMC will probably have to get separate legal advice on this issue.

The Clerk informed the Council that neither Clerk or Council were suitably qualified to advise on this matter. It would be normal for both parties to employ their own legal advisor who would be required to advise in the best interests of their client.

3. Rent for the Parish Office and meeting room hire costs. An assessment for rent of £1,500 pa, plus outgoings has been received. The Clerk reported that £350pa was already paid separately for electricity. This was discussed. It was agreed, unanimously, to refer this issue back to the Subcommittee to discuss in detail and put a recommendation to Full Council. Proposed by Cllr M Dyer, seconded by Cllr M Packham.

RESOLVED: That the subcommittee review and discuss an agreement for the office rental and room hire for meetings, and put forward a recommendation to full council.

4. Redrawing of the entire lease in plain English.
Cllr Mrs Warman has obtained 3 quotations to do this and handed them to the Clerk. The Clerk reported that Steele Raymond have advised that to redraw the lease would mean that the new lease would have a new term and may involve Stamp Duty Land Tax. Advice is awaited from Mr Mallett, EDDC. The Clerk will send Mrs Frecknall a copy of the letter from Steele Raymond which sets out the responsibilities of the Trustees and Council as regards the lease.

The issue of redrawing/understanding the lease was referred back to the Subcommittee so that all options could be considered.

449. Exchange of information:

1. Next Full Council meeting: 25th March, 2009
2. Cllr Dyer asked if other Members had received Cold calls from abroad.
3. Cllr Mrs Bell reported a problem with bonfires locally.
4. Cllr Mrs Smith reported attending a Planning Enforcement Review with the Clerk.
5. Cllr Bryan confirmed that he will be attending the Spatial Planning meeting on 26th February.
6. The Clerk reported - Matchams - The application for housing on the Matchams stadium site goes before the EDDC Planning Committee on Thursday. The Council has been asked if it wishes to speak. The Clerk reminded members that the decision reached was that "Members were unable to object or approve without the guidance of Natural England." This was discussed and it was agreed that in light of their response the Council would not comment further.
7. The Clerk reported an email from the Youth Club concerning additional hard surface being provided at the rear of the Scouts Hut. The matter was referred to the Amenities Committee.

The meeting ended at 8.35pm

Chairman