



## St. Agnes Parish Council

Office Number:- 01872 553801

Burial Number:- 01872 553588

Email:- [clerk@stagnesparishcouncil.co.uk](mailto:clerk@stagnesparishcouncil.co.uk)

[www.stagnesparishcouncil.co.uk](http://www.stagnesparishcouncil.co.uk)

November 2016

The next meeting of St. Agnes Parish Council will be held in the Parish Rooms, 17 Vicarage Rd, St. Agnes, at 7.30 p.m. on Monday 7<sup>th</sup> November 2016.

### **1. WELCOME NEW COUNCILLORS AND SIGNING OF ACCEPTANCE OF OFFICE**

### **2. DECLARATIONS OF INTEREST.**

### **3. REQUESTS FOR DISPENSATION.**

### **4. LAND TO THE EAST OF PENWINNICK RD**

Angela Warwick from Situ8 Planning Consultancy will be attending to discuss a pre-application enquiry.

### **5. PUBLIC PARTICIPATION.**

Proposal that Standing Orders are suspended for this section of the meeting.

Members of the public are welcome to attend the meeting. Any member of the public, who so wishes, may speak at this point of the meeting on items within the remit of the Council. No previous notice need be given.

Proposal that Standing Orders are reinstated for the remainder of the meeting.

### **6. APPROVAL OF THE MINUTES OF THE MEETING HELD ON 17th October 2016.**

### **7. MATTERS ARISING FROM THESE MINUTES NOT COVERED BY ITEMS ON THIS AGENDA.**

### **8. CORNWALL COUNCILLORS REPORTS.**

### **9. PARISH COUNCILLORS REPORTS.**

*Reminder to Councillors this is **not** for new requests of action to be taken, but purely to inform/report on what you as a Councillor have undertaken between meetings.*

### **10. APOLOGIES FOR ABSENCE TO BE APPROVED BY THE COUNCIL.**

### **11. ACCOUNTS on appendix 1.**

### **12. PLANNING on appendix 2 .**

### **13. PROPERTY MANAGEMENT COMMITTEE**

Report from the Chairman of the Property Management Committee

Request consideration of provision of residents permits for Reppers Coombe

Proposal by PM Committee that the fee of £100 all year or £30 winter only be approved by the Council.

### **14. LAND TO EAST OF THE OLD SCHOOL, MT. HAWKE**

Awaiting information from Cornwall Council.

### **15. ST AGNES LIC**

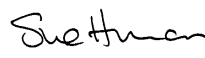
Purchasing new metal gates for the Garden of Rest.

Noted that the LIC were asked to produce additional quotes, before the Council would agree to the purchase.

### **16. LEASE OF BLACKWATER PLAYING FIELD**

Notification that Davies Partnership has received confirmation from the solicitors acting on behalf of Blackwater Village Trust that they are willing to drop the requirement that the Council provides an indemnity policy but remain adamant that the following amendment is required to the lease :-

That the tenant is in substantial breach of any of its major obligations in this Lease".

 Clerk to the Council

This wording is only relevant to the issue of whether the Council will be entitled to forfeit the Lease as a result of the tenant's breach of covenants contained in the Lease. The wording does not exonerate the tenant from liability for any breach of any of the covenants contained in the Lease.

The tenant's concern, is that without the word "substantial" it would technically be open to the Council to seek to forfeit the Lease as a result of some minor infraction of the terms of the Lease by the tenant.

The solicitor proposed that a possible alternative to "substantial" would be "material" which would perhaps set the bar somewhere between a minor infraction and a "substantial" infraction.

**17. OSCOSY WHEAL KITTY**

**CLLR CHILD**

Consideration of report by Cllr Child to be given to the Planning Committee on the 10<sup>th</sup> November when the application is being discussed. Given to understand circulated to members by Cllr Child.

**18. PLANNING POLICY REVIEW**

As previously agreed the Council to review the current planning policy in relation to the 5 day protocol.

**19. DRAFT MINUTES**

Notification of legislation regarding publication of public meeting minutes and ensuring council compliance.

**20. EMPLOYERS DISCRETIONS POLICY**

Under the LG Pension Scheme (LGPS) Regulations, each Scheme employer (St Agnes PC) must create, publish and keep under review a discretions policy outlining certain pension discretions they can exercise in relation to their employees.

Recommendation by the HR Committee that the Council adopts the Employers Discretions Policy circulated to members 1<sup>st</sup> November 2016

**21. PUBLIC NOTIFICATION OF THE OUTCOME OF A COMPLAINT BY CLLR CHILD AGAINST THE CLERK, MRS HERMAN.**

**CHAIRMAN**

**22. REVIEW OF CONTRACT S**

Notification that the current contracts have completed the initial 3 year period and the council can now approve 1 + 1 year extensions.

Review of Open Space , Public Rights of Way and Sexton contracts

**23. WREATHS**

Notification of details for Remembrance Sunday and the laying of wreaths.

**24. APPEAL**

Report on appeals held on 3<sup>rd</sup> November.

**25. NDP UPDATE. CLLR BUNT/BARROW**

**26. CALENDAR 2017**

Proposed calendar of meeting dates for 2017. Please note that the proposed Precept meeting for 14<sup>th</sup> November 2016 has been moved to 16<sup>th</sup> January 2017 due to insufficient information received to date from Cornwall Council.

**27. BOLSTER ITEMS.**

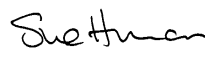
**28. EXCLUSION OF PRESS AND PUBLIC.**

In accordance with Paragraph 1 (2) of The Public Bodies (Admission to Meetings) Act 1960, the Parish Council has the power to RESOLVE that the press and public be excluded from the meeting during consideration of the following item owing to the confidential nature of the business to be transacted and the public interest would not be served in disclosing that information.

Reason – Discussion involving staff and contractors

**29. POST OF CLERK/RFO**

Progress report from the HR Committee Chairman

 Clerk to the Council