



St. Agnes Parish Council

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May 2016

47/16

Minutes of the St. Agnes Parish Council ACM, held in the Parish Rooms, 17 Vicarage Rd, St. Agnes, at 7.30 p.m. on Monday 23rd May 2016. Minuted by C. Callaway.

PRESENT: Mrs Clark (Chair) S. Herman – Clerk to the Council.
Mrs Barrow (Vice – Chair)
Mr Forbes, Mrs Davies, Mrs Rodda, Mr Aston, Mr Bunt, Mrs Andrew, Mr Johns, Mr Child, Mr Drew, Mr Brench, Mr Lovering, Mrs Doble, Mr Slater.

ABSENT: Mr Kent.

209/16 ELECTION OF CHAIRMAN.

Cllr Forbes proposed Cllr Clark as Chair. Cllrs Forbes/Davies. 9 in favour and 6 against.
Cllr Doble proposed Cllr Johns as Chair. Cllrs Doble/Andrew. 6 in favour and 9 against.
Cllr Clark was elected as Chair for the ensuing year.

210/16 SIGNING OF DECLARATION OF ACCEPTANCE OF OFFICE.

Cllr Clark took the Chair and duly signed the Declaration of Acceptance of Office.

211/16 ELECTION OF VICE-CHAIRMAN.

Cllr Barrow was nominated as Vice – Chair. Cllrs Forbes/Slater. 13 in favour and 2 abstentions.
Motion carried to elect Cllr Barrow as Vice – Chair.

212/16 DECLARATIONS OF INTEREST.

Cllr Bunt – planning applications PA16/02343 and PA16/02854.
Cllr Rodda – planning application PA16/03943.

213/16 REQUESTS FOR DISPENSATION.

None received for items on this agenda.

In view of the large number of members of the public in attendance for the planning application PA16/03576, Land adjacent to Osocozy at Wheal Kitty, the Chair decided that this item would be brought forward for consideration at this point. (See Planning on Appendix).

214/16 NOMINATION OF REPRESENTATIVES FOR THE UNDER MENTIONED COMMITTEE AND OUTSIDE BODIES.

Committee

Staffing Committee

Representatives/liason Councillors

Cllrs Lovering, Doble, Brench and Johns.

It was resolved to retain the current Staffing Committee and review it again once the outstanding issues had been resolved. Cllrs Johns/Slater. 11 in favour, 3 against and 1 abstention.

Cllr Forbes wished it noted that he found Cllr Brench's comments regarding some Cllrs' length of service in comparison to others who had served for a longer period, offensive.

Election of Chairman of Staffing Committee

Cllr Lovering was elected as Chairman of the Staffing Committee. Cllrs Doble/Johns. 8 in favour, 4 against and 3 abstentions.

Appeals Committee

Cllrs Rodda, Drew and Barrow.

Signed by the Vice-Chair of the Council on the 6th June 2016.

Resolved. Cllrs Bunt/Aston. 14 in favour and 1 abstention.

Cllrs Child and Brench left the meeting at 8.15 p.m.

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Community Network-	Cllrs Forbes, Clark and Slater, Clerk.
North Coast Cluster Group-	Cllrs Forbes and Slater
Cornwall Association of Parish & Town Councils –	Cllr Slater
Perranporth Airfield Consultative Committee	Cllr Andrew
Trevaunance Beach Cleaning Committee –	Cllr Kent, with Cllr Forbes in reserve.
Goonown Playing Field Committee –	Cllr Kent
Beaconsfield Playing Field Committee –	Cllr Drew
Porthtowan Beach Association	Cllr Davies
Porthtowan Beach Management Group	Cllrs Barrow and Davies
Porthtowan Village Hall Committee	Cllr Davies
Local Improvements Committee	Cllr Slater
St Agnes Chamber of Commerce	Cllr Child
Mount Hawke V. C. A.	Cllr Aston
Mount Hawke Millennium Green Trust	Cllr Rodda

215/16 PUBLIC PARTICIPATION.

Standing Orders were suspended for this section of the meeting. Cllrs Slater/Barrow.

Christine Hall, of the Porthtowan Village Hall Committee, addressed members seeking assistance with Porthtowan Play Park. Ms Hall explained that the Committee were requesting either:

- The Parish Council take on total responsibility for the Play Park
- Or, the Parish Council provides more financial help for the regular maintenance and upkeep of the Play Park.

The Clerk stated that the Parish Council did not own the land on which the play park was sited and therefore had no jurisdiction over it. The Clerk suggested the Committee applied for grant funding from the Parish Council each year.

Standing Orders were reinstated for the remainder of the meeting. Cllrs Aston/Barrow.

216/16 PORTHTOWAN PLAY PARK.

CLLR BARROW

Cllr Barrow requested that the Council considers taking over the responsibility of this Play Park. Unfortunately it had been closed this week due to health and safety concerns.

Cllr Barrow noted that she had attended a meeting at the Play Park with Donald Martin, Cwll Council's Public Space Officer, who had agreed to produce a report recommending a 'management plan' for the Play Park, and Cwll Cllr Duffin, who was donating £100 towards park maintenance, from Cwll Council's Community Chest. Chris Kinnelly of Cormac Solutions also attended the meeting. Cllr Barrow informed members that the Play Park required rotavation and stone removal at least twice a year.

Further to Christine Hall's presentation to the Council, Cllr Doble expressed concern that by regularly providing funding for the Play Park at Porthtowan, a precedent would be set by this Council to fund other play areas in the Parish. Cllr Rodda suggested Crowdfunding for the all of the Parish play parks.

217/16 APPROVAL OF THE MINUTES OF THE MEETING HELD ON 9TH and 16TH MAY 2016.

Cllr Child wished to make the following addition to minute number 197/16 (Exempt Meetings)...

...Cllr Child pointed out that the discussion paper/policy was incorrect in that it took the reasons for holding Exempt Meetings from Part 3 of the Act which specifically excluded Parish Councils. Parish Councils were covered by Part 4 which was far more restrictive, and left no room for the flexibility recommended by CALC.

Cllr Child tabled a document to support this information.

The said addition was approved by the Council. Cllrs Slater/Aston.

Subject to the amendment provided by Cllr Child, the minutes were approved and signed as a correct record. Cllrs Forbes/Slater.

218/16 MATTERS ARISING FROM THESE MINUTES NOT COVERED BY ITEMS ON THIS AGENDA.

Signed by the Vice-Chair of the Council on the 6th June 2016.



Cllr Forbes wished to raise a matter regarding minute number 201/16, Memorial Update. Cllr Forbes noted it had not been minuted that Cllr Lovering had stated that the expert advice received from Sarah Mason, of CALC, was wrong. Cllr Lovering had informed the Council that a Solicitor had considered Mrs Mason's advice on a staffing matter, incorrect. Cllr Forbes requested a written paper, detailing the correct procedure (and notice period required to be given to grave owners) necessary for carrying out a memorial safety inspection in a Cemetery. The Clerk confirmed that this information would be sought and circulated to members.

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219/16 CORNWALL COUNCILLORS REPORTS.

Cornwall Cllr Peter Mitchell informed members that:

He had been in discussion with the Local Improvements Committee regarding ideas/suggestions for Reppers Coombe Car Park and Cllr Slater had been elected to take on a liaison role between the LIC and the Council. He noted that Cwll Council pay for the area outside St Agnes library to be cleaned. The work had not been undertaken for some time but since raising the issue, the area had been attended to.

He informed members that they would be consulted on a further planning application for a hotel at Chiverton shortly.

With regard to the recent planning application to convert the former Barclays Bank building in St Agnes, the Planning Officer will be looking into how the building was marketed for sale.

Cornwall Cllr Joyce Duffin noted that:

There is to be a 'drop in' event in Porthtowan Village Hall for Parishioners interested in the new affordable housing at Atlantic Way (2 and 3 bedroom/rented and shared ownership). Date and time to be confirmed.

She attended the informative meeting at Porthtowan Play Park, as detailed by Cllr Barrow.

She attended the Blue Flag event/Seaside Award in Porthtowan, noting that Cwll Council were at the top of the Blue Flag Awards table for the first time.

She had attended a meeting in Mount Hawke where ongoing discussions took place regarding the Mount Hawke School Travel Plan.

220/16 PARISH COUNCILLORS REPORTS.

Cllr Slater confirmed Cwll Cllr Mitchell's report regarding the LIC and his involvement in suggestions for the car parks.

Cllr Doble would be attending a meeting on Wednesday 25th at Blackwater Village Hall where issues such as the NDP and 'Blue watch' were to be discussed.

Cllr Andrew raised a possible Enforcement case on a site near Dusty Corner, Trevellas, where a caravan was stationed on a demolished property. Cllr Andrew to confirm location on map provided by the Clerk.

Cllr Johns informed members that he, Cllr Bunt and Cwll Cllr Mitchell, had attended a site meeting on Trevaunance Road regarding a planning application for the felling of trees. Cllr Johns informed members that the applicant was advised to go to appeal.

Cllr Bunt, regarding the site meeting on Trevaunance Road, added that although the Tree Officer was sympathetic to the applicant, there were TPOs on both trees.

Cllr Bunt had attended the NDP training and noted it was most useful.

Cllr Bunt also informed the Council that a further building was being erected at Aggi Croft. The existing Enforcement case at the site had not progressed as the Parish Council had not submitted any information to date. Cllrs Bunt and Forbes agreed to pursue this matter using their collated information/images, without Cllr Lovering's 'historical knowledge statement'.

Cllr Doble noted at this point that the Enforcement case at Rope Walk (An-Ke-Bew) had begun again.

Cllr Rodda extended her thanks to Cwll Cllr Duffin with regards to the Mount Hawke School Travel Plan meeting.

Cllr Rodda raised a safety concern about children using skateboards on the bus ramp, on the corner near Mount Hawke School.

Cllr Rodda also wished to thank the Clerk for organising strimming to be carried out at the Mount Hawke Allotments site.

Cllr Davies and Barrow advised of their attendance at a number of Porthtowan Play Park meetings, the successful Blue Flag Award event and the Local Landscape Character Assessment training.

Signed by the Vice-Chair of the Council on the 6th June 2016.



Cllr Davies had also assisted with the delivery of the NDP surveys in the Parish and had taken part in a Beach Clean event, organised by St Agnes Marine Conservation Group.

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Cllr Clark informed members that she had taken part in 2 NDP training sessions and had attended the Blue Flag Award event at Porthtowan.

Cllr Clark had also assisted with the delivery of NDP surveys in Mount Hawke.

221/16 APOLOGIES FOR ABSENCE TO BE APPROVED BY THE COUNCIL.

Apologies for absence were received and approved from Cllr Kent.

222/16 ACCOUNTS.

Accounts approved. Cllrs Forbes/Barrow. Cllr Slater abstained from the vote.

S. Herman	May 2016 salary	103878	
A. Tippet	May 2016 salary	103879	
C. Callaway	May 2016 salary	103880	
HMRC	May 2016 payment	103881	
Cwll Council - Pension Contribs.	May 2016 payment	103882	
Cwll Council	Opening of Trev. Cove & Porthtowan toilets during Xmas and Half Term 2015	103883	£1,283.58
P.R.H Roberts	Fee for internal audit 2015/16	103884	£250.00
St Agnes L.I.C Duchy Cemetery's Ltd	Annual grant payment for Garden of Rest	103885	£1,700.00
Blackwater Vill Hall	Re-open grave @ Mount Hawke Cemetery	103886	£390.00
	Hire of hall for NDP meeting on 13/07/16	103887	£25.00
			NDP BUDGET
Mrs J Crossland	Reimbursement for pymt to Staples Stationery re NDP	103888	£56.56
			NDP BUDGET
Mrs C Marriott	Reimbursement for pymt for refreshments re NDP	103889	£7.47
			NDP BUDGET
M Bunt	Reimbursement for payment for heavy duty banners for NDP	103890	£222.30
			NDP BUDGET
Etherington Retail	Conference Room hire & refreshments re LLCA Workshop for NDP	103891	£188.90
			NDP BUDGET
<u>RECEIPTS</u>			
Car park donations	St Agnes collection x 4 honesty boxes	£286.65	CAR PARKS
M. Carveth	Burial - re-open grave	£500.00	BURIALS
D. Tresise & Sons	Memorial inscription	£25.00	BURIALS
D. Tresise & Sons	Erection of memorial x 2 requests @ £70.	£140.00	BURIALS
Car park donations	St Agnes collection x 4 honesty boxes	£172.58	CAR PARKS
R Radcliffe	Donation to NDP	£25.00	NDP FUND

223/16 INTERNAL AUDIT REPORT.

Signed by the Vice-Chair of the Council on the 6th June 2016.

Consider received report from Mr Roberts, Internal Auditor. Copy circulated to all members.
Report approved. Cllrs Slater/Forbes.

224/16 APPROVAL OF GOVERNANCE STATEMENT.

Section 1 annual return.

Copy circulated to all members for consideration prior to meeting. Statement approved. Cllrs Slater/Forbes.

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225/16 APPROVAL OF AUDITED ACCOUNTS FOR YEAR END 31ST MARCH 2016.

Section 2 annual return.

Copy of year end accounts circulated to all members for consideration prior to meeting.

The Parish Council's Accountant, Mr White, attended the meeting in order to address any issues raised.

Cllr Forbes enquired as to how next year's change in VAT will affect this Council and also the implications of St Agnes library income.

The audited accounts were approved unanimously. Cllrs Forbes/Slater.

226/16 PLANNING on appendix.

It was agreed to extend the meeting to 9.45 p.m. due to business still to be discussed. Cllrs Slater/Forbes.

227/16 SIGN – GOONOWN LANE.

Notification that the "Ignore Sat Nav" sign would cost £16.50 + VAT each, without the corners rounded off the boards. Cost of post/pole not included.

Cllr Barrow noted that the placement of such a sign had to be handled carefully due to planning implications.

Therefore, Cllr Lovering suggested obtaining 6"6 width restriction signage and given to the property owners (M Broomhead) to erect on their land. Held in abeyance until the next full Council meeting.

228/16 PROPOSED DIVERSION OF PROW 49.

Preliminary consultation on the proposed changes to the above right of way; that as part of reserved matters in relation to PA16/00854 for infill and development of with 2 extra dwelling houses on land at Glencrest, Blackwater. If approved, would affect the line and setting of the right of way.

The Clerk noted that she had contacted Mr Richard Tuffnell, appointed member of the Cornwall Countryside Access Forum, for his personal view with regard to this proposed change. Mr Tuffnell could see no reason why this route should not be adopted as the Definitive Route.

Members agreed to support the proposed diversion of PROW 49. Cllrs Doble/Slater

229/16 LIBRARY/TOILET SERVICES.

CHURCHTOWN TOILETS – CLEANING 2016/17.

Update report from Cllrs Forbes and Bunt.

Cllr Forbes reported on a recent meeting with CORMAC and Cornwall Council officers. He noted that he had asked that the rubbish adjacent to Trevaunance Cove toilets be removed and would check that the work had been done.

230/16 GYPSY & TRAVELLING COMMUNITIES SITE ALLOCATIONS DEVELOPMENT PLAN.

Cornwall Council Scoping Report consultation. Cornwall Council is currently seeking comments on the intended content of the above plan. This document marks the formal start of the process of preparing the Plan and identifying a range of residential, transit and Showpeople sites, necessary to meet the needs identified in the Cornwall Local Plan: Strategic Policies document.

Read and noted.

231/16 BLACKWATER PLAYING FIELD LEASE.

Mr Bland sought instruction from the Council on the following matters:

1. Early Termination – The amendment provides that the tenant may, at any time after the expiration of the first year of the term, give to you not less than six months prior written notice to terminate the Lease. The

Signed by the Vice-Chair of the Council on the 6th June 2016.



period of notice accords with your requirement, however, the duration of the Lease could turn out to be very short if the notice can be given after the expiration of the first year. Is that satisfactory?

2. At the moment the Lease provides that, if “the tenant is in breach of any of its obligations in this Lease” then the Council has the right to forfeit the Lease. Thurstan Hoskin wants to amend this so that it reads “if the tenant is in substantial breach of any of its major obligations in this Lease”. This provision obviously raises the bar, however, it is fair to say that the tenant’s lease should not be at risk through some minor infraction of the terms of the Lease. Do you agree with this amendment?

52/16

3. The other point then is that as only a possessory title has been allocated to the land by the Land Registry Thurstan Hoskin ask if you would willing to cover the cost of a Title Indemnity Policy. The cost of this, bearing in mind it is not a residential matter, is likely to be several hundred pounds. Dose the Council agree to cover this?

After careful consideration, members agreed to Point 1 (Early Termination) but did not agree to Points 2 and 3. Cllrs Doble/Forbes.

232/16 BLUE WATCH ADOPTION OF BLACKWATER VILLAGE AND INVITE.

Notification of a new initiative at Tolvaddon Community Fire Station which involves adopting a village. This idea is for each Watch to adopt a village that is on the edge our Station ground so that we can get involved with community safety to help educate people so that that they can prevent/protect themselves from incidents like fires in the home and road safety.

Blue Watch are adopting Blackwater and wish to invite the Ward Member and the Parish Council to visit the Station to meet the Watch, have a look at the facilities and the appliances/equipment that are here to help protect your community. Promote discussions about any vulnerable persons or issues where you think we could assist as a Service and any community events where we could get involved in to help promote the safety messages. Clerk to arrange a mutually convenient date.

233/16 ROAD CLOSURE – EVENT NOTICE.

Notification that an event road closure request has been received for St Agnes Parish Flora Dance, from 8th June to 29th June from 19.30 – 20.00.

Read and noted – Wednesdays only from 8th - 29th June 2016.

234/16 BULK NOTIFICATION OF ROAD WORKS.

Notification that Cornwall Council will be carrying out surface dressing and patching works on several roads within the Parish from 16th May for a maximum of 18 months.

Read and noted.

235/16 PUBLIC OPEN FORUM/CONSULTATIVE MEETING.

No further information.

CLLRS SLATER/LOVERING

236/16 DRIVE WAY ENTRANCE TO THE MUSEUM.

Held in abeyance until the next full Council meeting.

CLLR LOVERING

237/16 NDP UPDATE.

The NDP update for members took place at the reconvened Council meeting on 16th May 2016.

No further reports.

CLLR BARROW

There being no further business the meeting closed at 9.45 p.m.

Signed by the Vice-Chair of the Council on the 6th June 2016.

