

CLEVEDON TOWN COUNCIL

Minutes of the 409th meeting of COUNCIL held in The Council Office, 44 Old Street, Clevedon at 7.30pm on Wednesday, 15th July 2009

PRESENT: Cllr J Middleton – Chairman
 Councillors C. Arnold, C. Blades, Mrs E Blades, A. Cotton, J Dagnall, C. Francis-Pester, R. Garner, P Gannicliff, C. Hall, Mrs. L. Knott, Mrs. L. Little, T Morgan, P. McNeill, J. Norton-Sealey, G. Watkins, Mrs C. Wring
 Town Clerk - Ms P Heath Committee Clerk – Mrs Johnson

7.30pm INFORMAL BUSINESS

PRAYERS were said by the chaplain Rev N Hector

1. PUBLIC PARTICIPATION - There was no public participation.

Cllr McNeill asked that the Chairman write to the Mayor of Wootton Bassett Town Council expressing appreciation at the way they are marking the return of the soldiers killed on active duty.

The Chairman confirmed that the change of room layout was at his request

2. NORTH SOMERSET'S LIAISON OFFICER - Mrs Thompson was not in attendance.

7.35pm FORMAL BUSINESS

09/222 APOLOGIES FOR ABSENCE

Apologies were received from Councillors, G. Morris (illness), D Shopland (family commitment) and Cllr Vyce (work commitment),

RESOLVED: Council **ACCEPTS** the reasons given for absence.

The Chairman reminded Members that under LGA 1972 s 85 all apologies must be made to the office and not through a 3rd party.

09/223 DECLARATIONS OF INTEREST

There were no declarations of interest for items on the agenda given at the start of the meeting.

*Proposed by Cllr Middleton, seconded by Cllr Hall and **AGREED** to move agenda item 12 to be heard next.*

*Proposed by Cllr Middleton, seconded by Cllr Hall and **AGREED** to suspend standing orders to enable the representative from the Curzon Cinema to address the Council.*

09/224 PRESENTATION BY CURZON CINEMA.

Members were handed details of the history of the Curzon's funding and of the current funding bid to renovate the roof and upper storeys; a final decision is due March 2010. In response to Members question it was explained that the main structure does require urgent repairs hence the bid request although these were such that the cinema could still operate in the meantime but would be needed for the long term future. The most pressing could be done by the Trust should the bid fail but as English Heritage does not fund retrospective work the Trust is waiting for the outcome of the bid before proceeding. The past maintenance or lack of it prior to the building being taken over by the Trust caused many of the current problems.

The cinema may not be the oldest as claimed as there is another in Russia who may be able to prove that title.

*Proposed by Cllr Middleton, seconded by Cllr Hall and **AGREED** to reinstate standing orders and reinstate the agenda order.*

Members thanked the representative for their informative presentation and confirmed their support for the Curzon Cinema also the work of the trust to reinstate the building for community use.

09/225 THE MINUTES OF TOWN COUNCIL MEETING

RESOLVED: That the Minutes of the Council meeting held on 6th May 2009 are approved as a correct record and signed by the Chairman.

09/226 THE MINUTES OF THE ANNUAL STATUTORY MEETING

RESOLVED: That the Minutes of the Annual Statutory meeting held on 20th May 2009 are approved as a correct record and signed by the Chairman, subject to amendment of spelling mistake 09/218 from Rev Knowles Heater to Rev Noel Hector.

09/227 THE CHAIRMAN'S COMMUNICATIONS – FOR INFORMATION ONLY

There were no items for information from the Chairman

09/228 PRESENTATION OF PAST CHAIRMAN'S BADGE

The Chairman presented to Cllr Morgan the past Mayors Badge.

09/229 THE TOWN CLERKS REPORT AS PER THE ATTACHED LIST

7.1 Newsletter and reports –

The following newsletters and reports have been received and are available from the office

NSC – Insight – Newsletter

NALC – Local Council review summer 2009

Clerks & Council Direct – May 2009

ALCA – Newsletter dated May 2009, June 2009, and July 2009

Clevedon Civic Society – Spring 2009

Avon & Somerset Police – Summary policing plan 2009-2012

7.2 DIS – copies of which were emailed to Councillors – hard copy attached for those Councillors without email addresses. Editions No's 710, 711, 712.

7.3 NALC Briefing Notes – Copies available from the office

E08-09 Employment briefing – Pay Claim 2009/10

E09-09 Employment briefing – Car Allowances 2009/10

L17-07 Legal briefing – Good Race Relations- Gypsies & Irish Travellers

P07-09 Policy & Parliamentary briefing – Possible Changes to the Administration of concessionary travel

P08-09 P & P briefing - The balance of power: central and local government- report of the House of Commons C & LG Committee

P09-09 P & P briefing – The digital Britain report of the department of Culture, Media, & Sport

D02-09 Development briefing – Publication of report; Local Authority Investments

C02-09 Communications briefing – NALC Local Council awards 2009

T05-09 Training briefing – CILCA . Section 22

7.4 Diary Dates

04.09.09 NALC AGM at Royal college of Physicians London

09/230 TO RECEIVE AND RATIFY MINUTES OF THE COMMITTEE MEETINGS**09/230.1. ENVIRONMENT & PLANNING COMMITTEE – 27.04.09**

Minutes of the Environment & Planning Ctte meeting held on 27.04.09 were presented to the meeting and **AGREED**. There being no Part 1 items the Committee Chairman invited questions or comments on Part 2 items; there were none

09/230.2 ENVIRONMENT & PLANNING COMMITTEE – 11.05.09

Minutes of the Environment & Planning Ctte meeting held on 11.05.09 were presented to the meeting and **AGREED**. There being no Part 1 items the Committee Chairman invited questions or comments on Part 2 items; there were none.

09/230.3 ENVIRONMENT & PLANNING COMMITTEE – 27.05.09

Minutes of the Environment & Planning Ctte meeting held on 27.05.09 were presented to the meeting and **AGREED**.

Part 1

P09/98 RESOLVED: *TO RECOMMEND TO COUNCIL that substitutes on standing committee should be allowed. The Clerk was asked to investigate the legality of this proposal*

The Town Clerk explained that the Council had the power to appoint any Member to a standing committee but there was nothing in the Local Government Act which allowed substitutes. Investigation with other Councils showed that it was not accepted practice to have substitutes on the Council's own Committees The Finance & General Policy Committee would be looking at Standing Committee Membership when the Committees had been operating for 6 months.

Proposed by Cllr Morgan, seconded by Cllr Francis-Pester and **RESOLVED** to defer this recommendation pending F&GP minute no 09/53

09/99 RESOLVED: *THAT COUNCIL ask North Somerset Council, as a first option, to investigate potential sites in the ownership of NSC for Gypsy and Traveller Site*

following a detailed discussion an amendment was proposed by Cllr Morgan, seconded by Cllr Wring and **RESOLVED** that the Council ask North Somerset, as a first option, to investigate potential sites in the ownership of NSC, but excluding land currently designated as open space sites, for Gypsy and Travellers Site

The amendment was agreed by 10 votes to 2 with 2 abstentions Cllr Francis-Pester & Cllr Dagnall

09/100 RESOLVED: *To ask Cllrs Garner and Middleton if they would be willing to attend the Hearing and speak on behalf of the Town Council and make the following comments; TO RECOMMEND COUNCIL OBJECT to the application to vary the existing premises licence at The Bristol Inn on the following grounds;*

1. *The prevention of public nuisance – The Bristol Inn is surrounded by residential properties and these residents have seen an increase in noise in recent years (music and people leaving the pub late at night) also an increase in vandalism It is therefore unreasonable to expect residents to tolerate an extension to the hours and further intrusion on this residential area.*
2. *The smoker's area is immediately adjacent to properties on Lime Kiln Lane and the use of the garden affects the amenities of adjacent residents.*
3. *Prevention of crime and disorder. This area of Clevedon has three public houses, two Clubs and many restaurants and therefore ample provision for alcoholic consumption. There have recently been problems of anti social behaviour and disturbance in Queens Square resulting in the Police issuing a Dispersal Order.*
4. *Concern about the security controls.*

Cllr Garner reported the outcome of the hearing to the Members explaining that the Bristol had been given the extension with conditions

Committee Chairman invited questions or comments on Part 2 items; there were none.

09/230.4 AMENITY COMMITTEE 13TH MAY 2009

Minutes of the Amenity Ctte meeting held on 13.05.09 were presented to the meeting.
Part 1

*AM09/30 **RESOLVED:** TO RECOMMEND COUNCIL gives permission for the ramps to be painted by a professional graffiti artist using a seascape design, to be supervised by the Police Support Officers.*

The Committee **AGREED** to withdraw this recommendation in light of the decision taken by the Environment & Property Committee minute No. EP09/09

The Committee Chairman invited questions or comments on Part 2 items; there were none.

09/230.5 ALLOTMENT COMMITTEE – 18.05.09

Minutes of the Allotment Ctte meeting held on 18.05.09 were presented to the meeting.

Part 1 items

*AL09/39.2 Proposed by Cllr C Hall, seconded by Cllr L Knott **RESOLVED:** TO RECOMMEND TO COUNCIL that 100% of allotment income is used to defer expenditure.*

RESOLVED to agree the recommendation

The Committee Chairman invited questions or comments on Part 2 items
AL09/42 following a question Cllr Hall confirmed that the depth and actual location of the cable would be established.

AL09/48 & AL09/50 following a question it was confirmed that it was the Committees policy to use both the traditional measuring and metric measure for allotments.

09/230.6 LIAISON COMMITTEE – 08.04.09

Minutes of the Liaison Ctte meeting held on 08.04.09 had already been presented to Council; this was typing error on the agenda.

09/230.7 FINANCE & GENERAL POLICY COMMITTEE – 03.06.09

Minutes of the Finance & General Policy Ctte meeting held on 03.06.09 were presented to the meeting.

Part 1 items

*FGP 09/43 Proposed by Cllr Blades, seconded by Cllr Garner and **RECOMMENDED** that the Balance Sheet and Income Expenditure Accounts be approved.*

*Proposed by Cllr Garner, seconded by Cllr Blades and **RECOMMENDED** that the Annual Return be approved; Members noted that there were no comments from the internal auditor.*

RESOLVED to agree the recommendation

*FGP 09/44 It was **RECOMMENDED** that the Town Clerks appointment be confirmed upon completion of the 6 months probation on 5th July 2009*

RESOLVED to agree the recommendation

The Committee Chairman invited questions or comments on Part 2 items;
FGP09/42 Pier Trust: In response to a question Members were informed that a meeting had been arranged by NSC with the Pier Trust for 14th September and that the Pier Trust had been given details of the information required by Clevedon Town Council.

09/230.8 TRANSPORT & HIGHWAYS COMMITTEE – 10.06.09

Minutes of the Transport & Highways Ctte meeting held on 10.06.09 were presented to the meeting. There being no Part 1 items the Committee Chairman invited questions or comments on Part 2 items;

Th09/46.2: following question Members were informed that North Somerset Council was looking at repairing the fence “without prejudice” as it is not owned the Council.

TH09/39.1: Concern was expressed at the lack of response to the freedom of information request.

TH09/41: Concern was expressed at the lack of response from the police over the excessive parking on Holly Lane when the schools sports fields are being used. it was **AGREED** to write to the School to ask if they could assist in reducing the parking.

ACTION THE TOWN CLERK

09/230.9 PLANNING COMMITTEE – 17.06.09

Minutes of the Planning Ctte meeting held on 17.06.09 were presented to the meeting and **AGREED**. There being no Part 1 items the Committee Chairman invited questions or comments on Part 2 items; there were none.

09/230.10 TOWN EVENTS & AMENITIES COMMITTEE – 24.06.09

Minutes of the Town Events & Amenities Ctte meeting held on 24.06.09 were presented to the meeting and **AGREED**.

Part 1

*TEA09/42 **RESOLVED**: RECOMMEND Council accept the lowest quotation of £44 per visit (£2 per tub) £1,000 in total; tubs to be watered twice weekly in July August and September. To be funded from the sum allocated for tree watering in the 2009/10 Environment & Planning Ctte budget.*

RESOLVED to agree the recommendation

Committee Chairman invited questions or comments on Part 2 items;
Cllr Knott at the request of the Committee Chairman gave a report on the Queens Square Partnership and its achievements; the partnership having reached its original objectives would not continue in its present format. Cllr Knott and the Queen Square Partnership Group were thanked for all their hard work and dedication.

09/230.11 ENVIRONMENT & PLANNING COMMITTEE – 01.07.09

Minutes of the Environment & Planning Ctte meeting held on 01.07.09 were presented to the meeting and **AGREED**.

Part 1

*EP09/06 Proposed, seconded and **RESOLVED** that no further action be taken to reclaim any funds from North Somerset Council in respect of the solicitor's bill*

RESOLVED to agree the recommendation

The Committee Chairman invited questions or comments on Part 2 items;
09/10 The Barn Lease; Members were informed that a meeting would be held on 4th August with the legal department of North Somerset Council to discuss the issues raised.

09/231 MINUTES OF THE ANNUAL TOWN MEETING

Members noted the Annual Town meeting minutes and asked that the names in 09/02.8 be amended.

09/232 TO AGREE ACCOUNTS FOR PAYMENT PER THE ATTACHED LIST

Members accepted the additional list circulated at the meeting, **RESOLVED:** that the Council approves the accounts for payment, as per the attached lists.

09/233 APPROVE RETROSPECTIVE ACCOUNTS PAID PER THE ATTACHED LIST

RESOLVED: that the Council approves the retrospective accounts for payment, as per attached list

09/234 DETAILS OF THE ALCA AGM ON 23.09.09 CONYGRE HALL, TIMSBURY

Details of the Avon Local Council Association AGM were circulated with the agenda; the Chairman would be unable to attend as the Council's Finance & General Policy meeting was on the same night. As no Member was available to attend the Council would send its apologies.

09/235 DETAILS OF THE NALC ANNUAL CONFERENCE 4 – 5 SEPTEMBER 2009

Details of the Nalc conference had been circulated to all Members. Members did not feel that the benefits outweighed the high cost of a Member attending.

09/236 INFORMATION THE MINUTES OF THE TOWN & PARISH CHARTER WORKING GROUP.

Members noted the minutes of the Town & Parish Working Group.

The meeting finished at 9.10 pm

APPROVED AS A TRUE RECORD

CHAIRMAN.....

DATE.....