

Minutes of the Meeting of Tibshelf Parish Council held in Tibshelf Village Hall, 110 High Street, Tibshelf. DE55 5NU on Tuesday 5th September 2006 at 7.15 pm

Present:

Cllrs. A. Beckett, A. Boyer, D Brindley, M Coupe, R Heffer, M. Pope, P Rhodes, G Wallis and T Watson (Chair).

In attendance:

Fifteen members of the Public, County Cllr. C Moesby, District Cllr. B Murray Carr and K Bradshaw (Parish Clerk)

Public Participation

In view of the verbal abuse of a personal nature suffered by a Member of the Council at the last meeting the Chairman emphasised that this is unacceptable and that the Standing Orders of the Council allow for members of the public to speak in Public Participation before the start of the meeting and not during the meeting unless Standing Orders are formally suspended.

Questions were raised concerning the Model Car Racing Club which were addressed under Agenda item 15.

Community Action Network Report

CAN is concerned with Anti Social Behaviour and Vandalism in Tibshelf.

There are problems in that CAN rangers are understaffed by 3, but this should be rectified within a week or so.

More visible patrols – Cllr. Murray Carr has visited Tibshelf on a Friday night with the CAN van and has seen improvement when PCSOs assigned to Shirebrook have been with the van.

The Intention is to have 43 more PCSOs in Bolsover District – one in every ward.

The role of CAN Rangers has changed in view of antisocial behaviour and crime reduction.

Police presence can lead to issuing of injunctions and powers of arrest.

Cases have been taken through the justice system but have not always been successful.

Cllr. Murray Carr has seen the problems at Derwent Drive, The shop and the bridge area and has engaged with you to ask why they do what they do – alcohol & drugs being problems.

A role along with the Parish Council and County Council is envisaged to free up resources to help e.g. schools have resources which could be made more freely available and to work more closely with Leisure services - targeting efforts has a significant effect on reducing criminal damage, although there is a certain element which will not join in.

Funding is being sought to infill the bridge.

Some of Derwent Drive could be resolved easily – repairing the posts and lowering the height of the barrier. The state of that area owned by Bolsover District Council leaves a lot to be desired and will be addressed.

For the Long term Tibshelf Parish Council is to advise Bolsover District Council on what is required. When reinstating the play area, Bolsover District Council could help in finding funds for secure fencing; it is a pity that children cannot play there.

Cllr. Murray Carr was thanked for his positive comments and invited to attend the next meeting of the amenities sub-committee,

The M1 service station crime statistics show a falling trend in that 2002/03 there were 194 incidents of theft from vehicles, this dropped to 52 in 2005/06 and the first quarter of this year

there were only 6 incidents although last week a vehicle containing £110,000 worth of footwear was hijacked.

Crime figures are based on post codes and the service area is in the Tibshelf post code. Insurance premiums are based on these statistics.

Coterminosity in Police terms means management should be under one area and Police are considering purchasing a property in Newton which would be under the management of Bolsover 'C' Division.

County Councillor's report

Holme Lea has won second prize in the Colourful Gardens competition.

Derbyshire pupils have outperformed the national average in Key Stage 1 in reading, writing, maths & science. In Key Stage 2 the national average was achieved in writing and was outperformed in the other subjects.

There is a free electric blanket check at any Fire Station, Library or Mobile Library with grants available for replacement of faulty blankets - £5 for up to £40 and £10 for over £40.

There is a scam around where the perpetrators claim to be working with DCC collecting money for children with disabilities.

Work is to start imminently on the raised plateaux outside the school. This scheme does not include flashing lights or thermoplastic signs, as installed in Newton and Cllr. Moesby is to check if big lights are included.

Five Pits Trail -The Bridge will be fenced off starting in the New Year. The path is to be rerouted and the car park altered. There will be public consultation on these.

District Councillor's report

The pilot green bin scheme ends in October and funds are being sought to continue this scheme next year.

Satellite depots are being moved to a purpose built facility at Doe Lea/Bramley Vale within the next two years.

PMG Groups – Car parks were the one main topic last year, Derwent Drive and Lincoln Street. This year the one topic for PMG Groups is links with Parish Councils.

NON EXEMPT ITEMS

0609/86 – Apologies

Cllr P Trevelyan

0609/87 – Declarations of Interest

Cllrs R. Heffer and G. Wallis declared a personal interest in the planning application reference P0806/24, the applicant being known to them and did not participate in the discussion or vote.

Cllr R Heffer declared a personal interest in item 0609/108 that Joe Brown is a customer of his and did not participate in the discussion or vote.

0609/88 – Minutes of the meetings held on 18th July, 20th July and 14th August

It was RESOLVED to approve the minutes of these meetings and they were duly signed by the Chairman

0609/89 – Chairman's report

Thanks were expressed to Cllr. B. Murray Carr for coming to discuss anti social behaviour in a positive way and the Council look forward to working together with CAN.

0609/90 – Sub-Committee reports

It was RESOLVED to move the report from the Personnel Sub-Committee to be the last item on the agenda.

0609/91 – Planning

The meeting of the sub-committee was inquorate and consequently could not report so The Council considered the planning applications received

It was RESOLVED to make the recommendations to Bolsover District Council as detailed on the schedule of planning applications received – Appendix 1

0609/92 – DALC Circulars

It was RESOLVED to note the following circulars have been received from DALC

25.06 – Climate change & Sustainable energy ACT 2006, Village Halls temporary events notice, Changes to licensing system proposed for Village Halls.

26.06 – DALC Website

27.06 – Police mergers, Affordable rural housing commission, Improving Transport & Access to services in your community – free one day conference 18th September 2006

28.06 – TRAINING

Planning system – 7.30pm – 9.00pm – Ripley – Monday 4th October - £10

Councillors Training Day – Hulland Ward – Saturday 21st October - £20

Chairmanship Advance modules – Hulland Ward – Saturday 25th November - £20

29.06 – Memorial safety in cemeteries, Freedom of information Act, publication schemes, Seminar on common land and village greens – University of Gloucestershire – 14th & 15th September - £150.00

30.06 – The Commons Act 2006 & S68 of Countryside and Rights of Way Act 2000, Village Halls run by Parish Council as Sole Trustee – new information DRCC

31.06 – DALC Annual General Meeting, 9th September 2006

32.06 – Training Course for Clerks and Councillors on the Law and good practice of a Parish Council – Wednesday 13th September – Hilton Village Hall

33.06 – DALC AGM – 9th September – County Hall, Matlock

UK Villages Community Kitty – Grants available for Notice Boards

DALC Annual Report 2005/2006

0609/93

It was RESOLVED to move item 15 up the agenda.

0609/94 – Model Car Racing Club

The Clerk read out the advice received from David Blackburn, Solicitor at Derbyshire County Council.

It was RESOLVED to suspend Standing Orders to allow concerned members of the public to make comments.

Thanks were expressed for moving this item up the agenda.

It is not the youth of Tibshelf who use this facility; many people come from all over the country.

It is not a minor inconvenience; it is a major disruption making it impossible to sit out in the garden.

Would all previous correspondence be taken into account if a Solicitor's letter is to be sent?

Many elderly residents in the area are living in fear.

According to the legal department at Bolsover District Council if the noise abatement notice is upheld in the Court in October and a further breach occurs then this would result in further action which could take a year. It is crucial that Tibshelf Parish Council takes further action.

It is a Tibshelf Parish Council problem in that it gave them the lease and if this lease is breached it the Council's duty to do something about this.

The Council should manage and police the lease as a separate item from noise being addressed by Bolsover District Council.

The noise has become a problem over the last 5 years.

Some residents are waiting to see if the problem is resolved and are considering moving if it is not.

The Chairman thanked the members of the public for their input.

Standing Orders were reinstated.

It was RESOLVED to follow the advice given and arrange for a solicitor's letter to be sent to the Model Car Racing Club stating that if the problems are not resolved, further action will be taken.

Whether the use is with the permission of the club or not is irrelevant as, under the terms of the lease, the club are responsible for the premises and by Clause 3.6 they are obliged to use reasonable endeavours to prevent others from breaching the terms of the lease. Accordingly, it is up to them to stop any unauthorised use. The effect of this is that the club is in breach of Clauses 6.7.1 and 6.8.2 giving rise to a right for the Parish Council to take action.

It was RESOLVED to keep members of the public informed of progress,

The Chairman called for a five minute break and Cllr Heffer took Cllr Rhodes home whose broken foot was giving her pain. Cllr Rhodes was thanked for attending the whilst despite her injury

0609/95

It was RESOLVED to approve the following payments for supplies and salaries for August 2006

Date	CQ No:	Payee	Description	Amount
15 th Aug	Autopay	KB, JB, TR, DR & JS	Salaries	£3,229.10
15 th Aug	2865	Barrie Woodcock	Audit	£182.94
15 th Aug	2866	Bolsover District Council	Waste Collection	£261.44
15 th Aug	2867	CCS Media	New Printer	£768.04
15 th Aug	2868	DALC	Good Cllrs Guide	£8.74
15 th Aug	2869	High Street Autos	Diesel – July	£30.00
15 th Aug	2870	Jackson Building Centre	Ladder	£155.81
15 th Aug	2871	Judson Signs	Cemetery sign	£77.55
15 th Aug	2872	Key Services	Grass cutting	£1,333.63
15 th Aug	2873	Rowplant	Verges/Hedges	£399.50
15 th Aug	2874	Sage	Payroll mtce.	£126.04
15 th Aug	2875	Shanks Waste Management	Waste Collection	£327.10
15 th Aug	2876	Staples	Stationery etc	£100.37
15 th Aug	2877	Zurich Municipal	Carnival	£236.25
15 th Aug	2878	Inland Revenue	PAYE/NIC mth. 4	£1,159.64
15 th Aug	2879	K Bradshaw	Clerk's Expenses	£30.84

0609/96

It was RESOLVED to approve the following payments for supplies and salaries for September 2006. The account from Glebe Scaffolding for the temporary steps is to be sent to the community school for payment.

Date	CQ No:	Payee	Description	Amount
15 th Sep	Autopay	KB, JB, TR, DR & JS	Salaries	£3,451.46
15 th Sep	2880	AML Midlands	Computer Mtce.	£193.87
15 th Sep	2881	BT Plc	Telephone	£155.07
15 th Sep	2882	CCS Media	Warranty printer	£144.53
15 th Sep	2883	K Bradshaw	Clerk's expenses	£28.29
15 th Sep	2884	S Stanfield (Flower power)	Watering baskets	£720.00
15 th Sep	2885	Cancelled		£0.00
15 th Sep	2886	Jacksons Building Centre	Marker Paint	£9.21
15 th Sep	2887	Key Services	Grass/Derwent	£2,538.00
15 th Sep	2888	Oilwell Nursery	Tags – Cemetery	£22.86
15 th Sep	2889	Shanks Waste Management	Cemetery	£295.16
15 th Sep	2890	Soc. Local Council Clerks	Reference Book	£11.75
15 th Sep	2891	Inland Revenue	PAYE/NIC	£1,198.73

0609/97

It was RESOLVED that the Clerk become a member of the Society of Local Council Clerks and that the Council will pay the annual subscription and joining fee - £133.00

0609/98

It was RESOLVED that the Clerk attend the following courses and that the Council will pay the fees:

Crash Course on the Planning System £10.00 and Course for Clerks and Councillors £10.00

0609/99 Remits of Sub-Committees

It was RESOLVED that the Clerk prepare a report on remits for the Personnel, Village Hall Management and Planning sub-committees for the next meeting.

It was RESOLVED that Cllr M. Pope be appointed to the Planning sub-committee

It was RESOLVED that Cllr A. Beckett be appointed to the Audit sub-committee

0609/100 Behaviour of member of the public

It was RESOLVED that the Chairman will, in future, announce the Standing Orders relating to Public Participation at the start of every meeting.

0609/101 Floral Displays

It was RESOLVED that quotations be obtained from local suppliers for the provision of floral displays at the village boundaries and to look at the planting of spring bulbs on the banking at Spa Croft.

It was RESOLVED that item be referred to the Amenities sub-committee

0609/102 Health and Safety Policy

It was RESOLVED that the Health and Safety Policy, attached as appendix 2, be approved and adopted by the Council.

0609/103 Christmas Lights

It was RESOLVED that the Clerk obtain two further quotations for the provision of Christmas lights and that a special meeting be called to decide in 14 days time.

It was RESOLVED that this item be referred to the amenities sub-committee in the future.

Thanks were expressed to all those involved in preparing the scheme presented to Council.

0609/104 Construction line

It was RESOLVED that Tibshelf Parish Council subscribe at no charge to Constructionline

0609/105 Standing Orders and Financial Regulations

Proposed amendments to Standing Orders and Financial Regulations were put before the Council. These were proposed and seconded and adjourned until the next meeting.

0609/106 Play Grounds

It was RESOLVED to note that all the play equipment has now been removed from the Derwent Drive Play Area and that the ground has been reinstated

0609/107 Village Hall

It was RESOLVED to note that there will be a meeting of the Village Hall sub-committee on the 12th September in the Village Hall

0609/108 Cemetery Footpaths

It was RESOLVED to award the contract for the footpath works at the Cemetery to Joe Brown Contractors at the price quoted of £8,600. This was the only compliant tender within the budget.

It was RESOLVED that the amenities sub-committee review the rules relating to the allocation of plots in the cemetery.

0609/109 Audited Accounts

It was RESOLVED to approve and adopt the Audited Accounts for 2004/5 and 2005/6 as presented to the Council

0609/110 Annual Returns

It was RESOLVED that The Statement of Assurance for the Annual Returns for 2004, 2005 and 2006 is approved and adopted by the Council.

0609/111 Payment of suppliers by Autopay (BACS)

It was RESOLVED that suppliers, as well as salaries, be paid using the Autopay system, the payments list to be approved by Council before any payments made, and that the Autopay monthly limit be increased to £10,000 by letter to the Branch signed by existing signatories.

0609/112 Finance

It was RESOLVED to note the budget statement for August 2006, Appendix 3, which shows a surplus of income over expenditure of £10,649 for the period and that the Bank Balances stood at £50,000 at the end of August.

The Clerk will prepare a Cash Flow Forecast to the end of the financial year for the next meeting.

0609/113 Request for financial support

It was RESOLVED that an application from be sent to Citizens Advice Bureau for them to complete and return to the Clerk by 11th October.

0609/114 TCRSG Exercise 4 all – proposed swimming pool

It was RESOLVED to request more details in terms of plan, business plan, utility supplies etc from the TRCSG and that this item be referred to the Village Hall sub-committee.

0609/115 Members Allowances

It was RESOLVED that the Members of Tibshelf Parish Council will not claim payment for Member' Allowances as recommended by the Remuneration Panel on Allowances for Parish Councils in the District of Bolsover.

0609/116 Complaints Procedure

It was RESOLVED to approve and adopt the Complaints Procedure – Code of Conduct, copy attached as Appendix 4

0609/117 Items for information

It was RESOLVED to note the following correspondence has been received and is available in the office for inspection.

- Bolsover District Council – Minutes and reports of Committees for submission to Council on 6th September.
- Citizens' Advice Bureau – Helping the over 60's
- Derbyshire Constabulary – Crime statistics July 2006
- Derbyshire Constabulary - Annual Report 2005/2006
- Derbyshire Rural Community Council – Village Halls news and information
- EnCams – Parish guide to local environmental quality
- Highways Agency – Stakeholder News Issue 14
- NALC – Information on Geographical Information systems (GIS)

0609/118 Exempt Items

It was RESOLVED that under section 1(2) Public Bodies (Admission to Meetings) Act 1960, the Public be excluded from the meeting during consideration of the business set out in Agenda item 5, Personnel sub-committee report, on the grounds that it involves the disclosure of exempt information.

0609/119 Personnel Sub-Committee report

It was RESOLVED that the Grievance Procedure and Disciplinary Procedure, Appendix 5 & Appendix 6, be approved and adopted by the Council.

The validity of the submission of unsigned sub-committee minutes was questioned. The Clerk stated that as sub-committees can only make recommendations to Council and not make decision this is unnecessary, but will ascertain the position with DALC/NALC.

It was RESOLVED that the Clerk send copies of the proposed Job Descriptions and Contracts of Employment to each Member of the Council by Registered Post.

The meeting closed at 10.10pm