

**MINUTES OF THE MEETING OF KEMPSEY PARISH COUNCIL HELD ON  
MONDAY, 9<sup>th</sup> NOVEMBER, 2009 AT 7.30 p.m. AT KEMPSEY COMMUNITY  
CENTRE**

**Present** :- Mr. T. Ward, in the Chair

Ms. M. Baker; Mr. N. Brookes; Mr. K. Blackwell; Mrs. C. Campbell; Mrs. P. Gerrard;  
Mrs. A. Hart; Mr. D. Harrison; Mrs. J. Jones; Mr. J. Michael and Mrs. H. Willcox.

**Apologies for absence** were received from Mr. K. Biddle and Mr. M. Legg. Apologies for absence were also received from Mr. M. Biddle and Mrs. M. Walters, District Councillors and Mr. B. Bullock, County Councillor.

**6718 DECLARATION OF INTERESTS**

As someone holding registered grazing rights in respect of all commonable areas other than Kerswell Green Common, Mr. Harrison declared a personal, possibly prejudicial interest in respect of the Commons and Hams Committee Report at Agenda Item 14.

Mrs. Campbell declared a personal interest in respect of Agenda Items 11(c) and 11(m) relating to correspondence from FLAG.

**6719 OPEN FORUM**

It was proposed by Mrs. Campbell, seconded by Mrs. Gerrard and resolved that Standing Orders be suspended for the Open Forum. Notes from this part of the meeting are annexed to the Signed Minutes. At the conclusion of the Open Forum, the Chairman re-imposed Standing Orders.

**6720 MINUTES OF THE PREVIOUS MEETING**

The Minutes of the previous meeting of the Parish Council held on Monday, 12th October, 2009, had been previously circulated to the members. On the proposal of Mrs. Jones, seconded by Mrs. Gerrard they were confirmed by the Parish Council and signed by the Chairman.

**6721 MINUTES OF THE RECREATION COMMITTEE**

The Minutes of the Recreation Committee held on Monday, 2<sup>nd</sup> November, 2009 had been previously circulated to the members. On the proposal of Mrs. Campbell, seconded by Mrs. Gerrard they were confirmed by the Parish Council and signed by the Chairman.

**6722 PREVIOUS MINUTES – RECOMMENDATIONS AND UP-DATES**

**(a) Parish Council**

There were none.

**(b) Recreation Committee – Including deferred recommendation from September Parish Council Meeting**

The first recommendation from the Recreation Committee was that the Tennis Club's existing lease should be extended to include the "sitting area" to the rear of the courts. After a short discussion, the Parish Council agreed that the sitting area should be included in the lease with the proviso that the Tennis Club should also be responsible for maintenance of the grass and hedge areas around the sitting area.

The Parish Council agreed that there should be no change to other conditions of the existing lease so the second recommendation, that in order to be able to offer basketball and netball facilities, the third court must have basketball and netball markings as was required by the terms of the lease was withdrawn. It was agreed that further discussions would be held with the Tennis Club to remind them that this was an existing condition of their lease.

The third recommendation was that the replacement tree should be planted by the Tennis Club in the tree strip on the left hand side of the entrance drive to the Playing Field. On the proposal of Mrs. Campbell, seconded by Mrs. Jones the recommendation was carried.

The recommendation from the Recreation Committee to the September Parish Council Meeting was that the public use of the third tennis court should be discussed with a view to



consider extending the current restrictive hours of use for members of the public. This recommendation had stood deferred for consideration by the Parish Council in line with the other recommendations from the Recreation Committee as shown above. It was proposed by Mr. Brookes, seconded by Mr. Michael and resolved that this matter should be referred back to the Recreation Committee for discussion with the Tennis Club.

#### **6723 COUNTY COUNCIL REPORT ON LOCAL ISSUES**

In Mr. Bullock's absence there was no report.

#### **6724 DISTRICT COUNCIL REPORT**

In the absence of both Mrs. Walters and Mr. Biddle there was no report.

#### **6725 CORRESPONDENCE**

All correspondence, both for report and for information had been made available for inspection by Parish Council Members between 7.00 p.m. and 7.30 p.m.

##### **(a) WSE Ltd. – Electricity Network Alterations – Oak Tree Cottage, Kerswell Green**

The Parish Council noted that a correct plan had now been submitted and that the wayleave agreement had been signed and returned.

##### **(b) Open Reach – Wayleave – Common Land next to Oak Tree Cottage, Kerswell Green**

The Parish Council noted that a correct plan had now been submitted and the applicants had been advised that their apparatus would be on Parish Council land.

##### **(c) and (m) FLAG – Use of The Rocky for Christmas Fair**

Mrs. Campbell had previously declared an interest in these matters and left the room. The Parish Council agreed that FLAG must obtain their own Public Liability Insurance for this event. They resolved that FLAG should be allowed to use The Rocky provided that the Parish Council were provided with details of the Health and Safety arrangements for the event including the proposals to make safe the foot bridge.

##### **(e) MHDC – Rural Affordable Housing – Obstacles to Delivery (2 letters)**

The Chairman agreed to complete these forms on behalf of the Parish Council.

##### **(f) Valuation Office Agency – Kempsey Community Centre**

The Parish Council noted the contents of the letter.

##### **(g) Kempsey PCC – Annual Grants to Parish Magazine and Churchyard**

The Parish Council authorised payment of the sum of £350 towards the production costs of the Parish Magazine and £250 towards the maintenance of the Churchyard.

##### **(h) AON – Vehicular Damage at Kempsey Community Centre**

The Parish Council referred this matter to the Community Centre Committee for discussion.

##### **(j) MHDC – Tree Preservation Order – Old Road South**

The Parish Council resolved that these details should be put onto the web site and also be reported in the Parish Magazine Extract.

##### **(k) Ikon Office Solutions – Photocopier Hire**

The Parish Council deferred consideration of this matter until the hire/purchase of a new photocopier had been discussed later in the meeting.

##### **(l) Lloyds TSB – Invoice for Bank Services**

The Parish Council resolved that a strong letter should be sent to Lloyds TSB asking why unauthorised deductions had suddenly been made from their account without any prior warning and why the Cheque Account had been changed to a Treasurer's Account without the Parish Council being consulted?

##### **(o) MHDC – Dog Waste in Litter Bins**

The Parish Council noted that litter bins filled with more than 50% of dog waste would not be emptied in future by the District Council. They agreed to include an item in the Parish Magazine Extract drawing the attention of parishioners to the problem and asking them to use their own litter disposal facilities at home. Failure to do so could add an additional £1,500 to the Precept if special arrangements had to be made for the disposal of dog waste.

#### **6726 ENVIRONMENT COMMITTEE**

##### **(a) Election of Environment Committee Chairman**



The Parish Council unanimously resolved that Mr. Blackwell should be appointed as the Environment Committee Chairman.

#### **6727 COMMONS AND HAMS COMMITTEE REPORT**

Mr. Harrison had previously declared a personal and possibly prejudicial interest. He left the room whilst it was discussed.

##### **(a) Ashmoor Common – Higher Level Stewardship Scheme**

The Committee Chairman reported on the successful meeting to discuss the proposed Higher Level Stewardship Scheme which would result in the boundary fences around Ashmoor Common being renewed. The Chairman expressed his thanks to Mr. Michael for his huge personal effort in this matter.

##### **(b) Posting Works at Kempsey Common**

The Committee Chairman reported that two estimates had been submitted for this work. Because of the manner in which they had been presented, the estimates were difficult to interpret and could be misconstrued. The Parish Council resolved that this matter should be deferred to the December Meeting.

#### **6728 RECREATION COMMITTEE REPORT**

The Committee Joint Chairman reported that the signs had been erected at the two entrances to the play area and that the District Council would be discussing the application for funding for the new play equipment on 17<sup>th</sup> November.

#### **6729 COMMUNITY CENTRE COMMITTEE REPORT**

The Committee Chairman reported that the work to the buttress on the roof at the Northern end of the Headmaster's House had been completed but concerns had been expressed by the contractor about other matters affecting the roof areas which would require attention

##### **(a) Installation of Loft Ladder**

The Committee Chairman pointed out that the contractor who serviced the boilers had refused to carry out any further maintenance as there was no loft ladder or guard rail. The Clerk was asked to obtain estimates for this work.

#### **6730 CHAIRMAN'S MONTHLY UPDATE**

The Chairman reported that Malvern Hills District Council had agreed to give £2,000 towards the Post Office and he had made an application for funding from the Leader Scheme towards the running costs of the Post Office. The planning application had also been submitted to the District Council. The Chairman reminded those present of the CALC AGM on 25<sup>th</sup> November and asked those attending to quiz representatives from other parishes about their views on the Power of Well Being. The Chairman pointed out that the 100<sup>th</sup> anniversary of the Community Centre would fall in 2012. The Parish Council agreed to include an item in the Parish Magazine Extract nearer to this time asking for names of those who attended the original Kempsey Primary School in order that the anniversary could be marked.

#### **6731 DRAFT BUDGETS FOR 2010/2011**

The Draft Budgets had been previously circulated to the members. The Chairman explained that the overall objective of the Finance and General Purposes Committee had been to aim for a zero percent increase in the Precept.

Ms. Baker <sup>expressed concern</sup> ~~complained~~ about the manner in which the Environment Committee Budget had been cut back by the Finance and General Purposes Committee.

Mr. Harrison pointed out that only two members had been present at the Finance and General Purposes Committee Meeting. His understanding of Parish Council Standing Orders was that 3 members or 50% of a Committee formed a quorum so, in his view, this meeting was not legally constituted. The Clerk pointed out that at the date of the meeting the Finance and General Purposes Committee only had four members so half of these members had been present at the meeting. Mr. Harrison re-iterated his concerns about the legality of this meeting and stated that he was not prepared to vote on this matter. As such, he proposed that the item relating to the Budgets for 2010/2011 should be deferred until the December Parish Council Meeting in order that the situation could be clarified. This was seconded by Mr. Brookes and



carried.

**6732 RECEIPTS AND PAYMENTS/RECONCILIATION OF BALANCES TO 31/10/09**

The receipts and payments/bank reconciliation to 31<sup>st</sup> October, 2009 had been previously circulated to the members. Copies of these documents are attached to the Signed Minutes.

**6733 CONFIRMATION OF ACTION**

On the proposal of Mr. Brookes, seconded by Mr. Michael the Parish Council ratified payment of the following urgent accounts which had been made under delegated powers :-  
Staff salaries for October as shown on the list circulated to Members and annexed to the Signed Minutes

British Gas – Community Centre - £200.63

Malvern Hills District Council Planning Application for Post Office - £167.50

BT – Office Phone - £121.88 (inc. £18.15 VAT)

Mrs. S. Cordell – Community Centre Cleaning – 5/10/09 to 26/10/09 - £150.00

NPower – Community Centre - £907.18 (inc. £118.33 VAT)

**6734 ACCOUNTS FOR PAYMENT**

On the proposal of the Mrs. Campbell, seconded by Mr. Brookes the Parish Council resolved to authorise payment of the following accounts :-

Mrs. A.P. Halford - Petty cash for October - £59.00

Mr. T. Ward – Half of Chairman's Allowance - £50.00

R. Clarke – Grass cutting at Children's Play Area - £16.50

**6735 CONFIDENTIAL SESSION**

The Parish Council resolved that in view of the nature of the business about to be transacted the public and Press be asked to withdraw.

**THERE BEING NO FURTHER BUSINESS, THE CHAIRMAN DECLARED THE MEETING CLOSED AT 9.40 p.m.**

Signed at the next ensuing meeting of  
Kempsey Parish Council

Chairman of such next ensuing meeting