

**MINUTES OF THE MEETING OF KEMPSEY PARISH COUNCIL HELD ON
MONDAY,13th JULY, 2009 AT 7.30 p.m. AT KEMPSEY COMMUNITY CENTRE**

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

Ms. M. Baker; Mrs. K. Biddle; 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.

Also in Attendance :- Mr. R. Bullock, County Councillor and Mrs. M. Walters and Mr. M. Biddle, District Councillors.

Apologies for absence were received from Mr. M. Legg and WPC Ransome-Williams.

6639 DECLARATION OF INTERESTS

As someone holding registered grazing rights on 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 13, a similar interest in the recommendations from the Commons and Hams Committee at Agenda Item 7 and a personal interest in respect of a payment to his son at Agenda Item 20.

Mr. Michael declared a personal interest in respect of Agenda Item 12 relating to planning application MH 874/09 – The Lawns , Main Road, Kempsey.

6640 OPEN FORUM

It was proposed by Mrs. Jones, 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.

6641 MINUTES OF THE PREVIOUS MEETING

The Minutes of the previous meeting of the Parish Council held on Monday, 8th June, 2009, having been previously circulated to the members, were confirmed and signed by the Chairman.

6642 MINUTES OF THE COMMONS AND HAMS COMMITTEE

The Minutes of the Commons and Hams Committee held on Monday,6th July, 2009 having been previously circulated to the members, were confirmed and signed by the Chairman.

6643 PREVIOUS MINUTES – RECOMMENDATIONS AND UP-DATES

Parish Council

There were none.

Commons and Hams Committee

Mr. Harrison had previously declared an interest in this matter and left the room.

The first recommendation from The Committee that the work to install posts in the area in front of The Gurkha Knight together with other associated works should be formally approved with estimates being obtained from appropriate contractors was unanimously carried subject to the Parish Council obtaining prior advice about the legality of this proposal. It was noted that financial provision had been made in the Budget for this work.

The second recommendation that letters should be sent by Recorded Delivery to householders/landowners whose property was accessed by or adjoined common land reminding them of the Byelaws and other restrictions was unanimously carried. It was noted that financial provision had been made in the Budget for this purpose.

The third recommendation that the existing signs at the entrances to the commons, some of which were now unreadable, should be replaced was also unanimously carried. It was again noted that provision had been made in the Budget for this purpose.

6644 COUNTY COUNCIL REPORT ON LOCAL ISSUES

Mr. Bullock reported that he had taken up the matter of a pedestrian crossing at The Ketch Roundabout with the County Council. It had, however, been pointed out to him that there was

already a footpath under Carrington Bridge. He had also taken up matter of the cleaning and widening of the footpath between Kempsey and Worcester with the County Council.

Ms Baker complained about the disgraceful state of the overgrown alleyways. Mr. Bullock agreed to take this matter up with the County Council.

Mr. Blackwell reminded Mr. Bullock that he was going to look into whether it would be possible to have flashing speed signs, together with their costs.

Mr. Brookes complained about the bill in the sum of £416 he had received from the County Council for a bus pass for his son to attend the Sixth Form at Hanley Castle High School. He wanted to know why information about the new costs for the school transport scheme had not been made available?

6645 DISTRICT COUNCIL REPORT

Mrs. Walters had nothing to report.

Mr. Biddle reported that he had raised the matter of the footpaths in Old Road North with the County Council and had received an assurance that this work would be done. The County Council would be carrying out works to install additional gullies and new outlet pipes in Old Road North and had indicated that the re-surfacing works here would then be carried out. Mr. Biddle then referred to the on-going meetings he had attended about the Joint Core Strategy and suggested that it would be a good idea for the Parish Council to hold a meeting with officers from Malvern Hills District Council about new land being provided for a playing field.

6646 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) St. Mary's Close Residents – Installation of Play Equipment on the Green

The Parish Council noted that St. Mary's Close residents did not want play equipment installed on the green.

(b) N. Preece – Speeding in Kempsey

The Clerk was asked to refer this matter to the Police with a copy to the Head Teacher at Kempsey Primary School. The Parish Council agreed that enforcement of existing traffic speeds restrictions was the only effective way to tackle the problem of speeding drivers.

(c) MHDC – Stonehall Common – Access Licence

The Clerk was asked to send the comments made at the Commons and Hams Committee to the District Council Solicitor.

(f) Clement Keys – Annual Return for 2008/2009 – Request for Additional Information

The Clerk read out the letter asking for additional information which had been received from Clement Keys.

(g) DeFRA/Animal Health – Animal Registration Document

This letter was passed to Mr. Michael, the Chairman of the Commons and Hams Committee.

(h) March and Edwards – New Lease for The Hair Gallery

The Parish Council resolved to discuss this matter in confidential session at the conclusion of this meeting.

(i) Wicksteed Playscapes – Safety Surfacing at The Play Area – Estimates

Mrs. Campbell reported that an estimate in the sum of £5,751.31 plus VAT had been received to remove the existing tiles and to replace them with wet pour. This matter was referred back to the Recreation Committee to discuss alternatives.

6647 ENVIRONMENT COMMITTEE

(a) Notice Board outside The Parish Hall

The Parish Council noted that no progress was being made as the company who had supplied the notice board were not answering emails or phone calls. It was agreed that Mr. Blackwell should approach a company in Malvern to obtain an estimate for a new front.

(b) Litter Bins – Estimates for Fixing/Purchase of Ground Fixing Kits

The Clerk was asked to obtain an estimate for 4 ground fixing kits. She pointed out that the

sum of £1,000 had been allocated in the Budget for 2009/2010 for the purchase and installation of new litter bins and that there would be an overspend on this sum. The bins had cost £854.21 to buy, Mr. Benynon had indicated that he would charge £380 for fixing costs and the cost of the 4 ground fixing kits would also have to be added

6648 PLANNING REPORT

(a) Comments made to Malvern Hills District Council under Delegated Powers

MH 653/09 – 73 Main Road – Erection of detached 4 bedroom guest annex to rear (Full) – Strong objection. Large and dominant backland development in a Conservation Area. Concerns about drainage and sewage arrangements. Concerns about access/insufficient on site parking.

MH 804/09 – 35 Squires Walk – Two storey side extension (Full) – No objections

(b) For Report

MH 773/09 - The Huntsman Inn, Green Street – Conversion and extension to existing barn to form two holiday lets (Full)

The Parish Council had no objections to this application but sought confirmation that the proposed holiday lets would be connected to the mains sewer in Green Street and not to a septic tank, as was indicated on the plans. The Parish Council noted the reference to “the attached building in separate ownership”. This was not shown on the accompanying plans and they questioned how the proposed works would impact on this building?

MH 874/09 – Land adjacent to The Lawns, Main Road – Construction of 9 two-storey dwellings (Full)

Mr. Michael had previously declared an interest in this matter and left the room. Whilst the Parish Council had no objections to this application, there were concerns that there was no information about whether the proposed dwellings would be for sale, to let or what? Did a development of this size conform to planning policies and if so, what protection would there be to ensure that they remained as they are intended to be? Would a Section 106 Agreement be a condition if planning permission was granted?

6649 COMMONS AND HAMS COMMITTEE REPORT

Mr. Harrison had previously declared an interest in this matter and left the room. The Committee Chairman reported that the on-going topics had been discussed at the recent meeting. He expressed concerns that someone had secured the bridle gate onto The Lower Ham with large nails so that it prevented lawful access onto this area. The Clerk was asked to draw this matter to the attention of the County Council. He then referred to the discussion about measures to prevent the access gate onto The Lower Ham being lifted off its hinges by washers being welded on top of the hinge pins. The Clerk felt that as the Parish Council were not the landowner of The Lower Ham and it was outside the commonable Lammas period, they had no responsibility in this matter.

6650 RECREATION COMMITTEE REPORT

(a) Pavilion Works – Progress Report

The Committee Chairman reminded those present that the Sports Association had been asked to obtain three estimates for work to the fascia boarding at The Pavilion. As yet, no information had been received from them. The Clerk was asked to contact The Sports Association and ask for the three estimates as a matter of urgency.

(b) Un-authorized access onto The Playing Field

It was noted that the compost bin had been removed from the tree planting strip and that the access gate had been removed and replaced with fencing.

(c) Estimates for Swings

The Committee Chairman reported that the recent RoSPA Report had indicated that cradle swings and baby swings were not permitted on the same bay. The estimate to replace the cradle swing with a flat swing had not yet been received from Wicksteed Leisure.

6651 COMMUNITY CENTRE COMMITTEE REPORT

The Committee Chairman reported that a window in Room 1 had been smashed by someone

throwing two stones. The installation of a new loft ladder with a hand rail would need to be considered for when the boilers were serviced.

6652 CHAIRMAN'S MONTHLY UPDATE

The Chairman felt that there was a need for the Parish Council to hold discussions with the District and County Councils about being a Quality Parish. He reminded those present that the current Quality Parish Status would become due for renewal the following year and the question about why the Parish Council should bother to renew this was currently being asked.

6653 THE POWER OF WELL BEING

The Clerk had prepared a report on the implications of adopting The Power of Well Being. This had been circulated with the Agenda. After a short discussion the Parish Council agreed that the matter of whether this power should be adopted would need to be carefully considered and that this meeting was not the right forum.

6654 RECEIPTS AND PAYMENTS/RECONCILIATION OF BALANCES TO 30/6/09

The receipts and payments/bank reconciliation to 31st May and 30th June, 2009 had been circulated to the members. Copies of these documents are attached to the Signed Minutes.

6655 CONFIRMATION OF ACTION

The Parish Council ratified payment of the following urgent accounts which had been made under delegated powers :-

Bosch Thermotechnology Ltd. – Boiler Service - £210.00 (inc. £27.39 VAT)

Ikon Office Solutions – Copier Meterage - £78.37 (inc. £10,22 VAT)

Odd Job – Supply and Fit Rear Door Lock at Community Centre - £75.00

Allianz Insurance – Parish Council Insurance - £69.75

Staff salaries for June as on the list circulated to Members and annexed to the Signed Minutes

R. Clarke – Grass Cutting at Community Centre - £66.00

R. Clarke – Grass Cutting at Children's Play Area - £44.00

Mrs. S. Cordell – Community Centre Cleaning – 18/5/09 to 8/6/09 - £150.00

6656 ACCOUNTS FOR PAYMENT

Mr. Harrison had previously declared an interest in the matter relating to the payment to his son and withdrew from the meeting for this particular item.

The Parish Council resolved to authorise payment of the following accounts :-

Mrs. A.P. Halford - Petty Cash for June - £50.50

Worcs. CALC – Clerk's Training Course - £7.50

Stilo Ltd – 500 Postcards - £74.75 (inc. £9.76 VAT) (From Parish Plan Working Party funds)

Lexis Nexis – 8th Edition of Local Council Administration - £53.60

R. Clarke – Grass Cutting at Community Centre - £20.00

R. Clarke – Grass Cutting at Children's Play Area - £27.50

Mark Harrison – Emergency Electrical Repairs at Community Centre - £65.00

New Farm Grounds Maintenance – Grass Cutting - £114.10 (inc. £14.88 VAT)

6657 CONFIDENTIAL SESSION

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

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

IN CONFIDENTIAL SESSION

6658 THE HAIR GALLERY (KEMPSEY) LTD.

The Clerk read out the letter which had been received from Messrs. March and Edwards about the new lease. She was asked to arrange for Mr. Simpson to sign the lease in the appropriate places and for it to be returned to March and Edwards.

It was noted that Mr. Simpson had previously agreed to pay Messrs. March and Edwards costs in this matter and, as such, the Clerk was asked to send him their account in the sum of £575.00

PARISH COUNCIL MEETING – MONDAY, 13TH JULY, 2009

DEMOCRATIC HALF HOUR

MR. BRIAN ANDROLIA OF DRAYCOTT HOUSE spoke on behalf of Kempsey Lawn Tennis Club and referred to the fire at the rear of the courts on 28th June. This had badly burnt an area of trees in the boundary hedge of 10 Elgar Drive and, as a result, the householder was seeking compensation for replacement trees. The issue was that the Tennis Club had no legal tenure over this area of land and consequently would be looking to the Parish Council for compensation.

The Chairman felt that the way forward would be for the Tennis Club to have a meeting with the Parish Council to discuss the tenure of this land.

SEVERAL RESIDENTS OF ST. MARY'S CLOSE – Attended the meeting again. Against the proposal to install play equipment on the green in St. Mary's Close.

The Chairman confirmed that the Parish Council understood their feelings on this matter and would bear them in mind at such time when the play equipment proposals became a Parish Council matter.

RESIDENTS OF ST. MARY'S CLOSE – Again asked for the Parish Council to give permission for residents to mow the grass on the island in the Close. Were again advised that the Parish Council were not the landowner so could not give permission.