



**MINUTES OF THE MEETING OF
KEMPSEY PARISH COUNCIL HELD ON MONDAY 12th MARCH 2018
AT 7.30 PM. AT KEMPSEY COMMUNITY CENTRE**

PRESENT: - Cllr Geens (Chairman), Cllr Michael, Cllr Waller, Cllr Dodge, Cllr Frazer-Cann, Cllr Varley, Cllr Ferguson, Cllr Blackwell and Cllr Gerrard.

IN ATTENDANCE: - County Cllr Middlebrough (arrived at 8.25pm), District Councillors Harrison & Michael plus 9 members of the public.

1. Apologies: Cllr Hanmer (Personal) and Cllr Hodgkins (Illness) - accepted
District Councillor Harrison confirmed he needed to leave by 8.00pm
Cllr Varley confirmed he needed to leave at 9.00pm
2. Cllr Martin Allen and Cllr Robert Peter Thompson were appointed by co-option and the declaration of office forms duly signed.
3. Cllr Martin Allen was appointed to the Planning Committee and Cllr Robert Peter Thompson was appointed to the Environment Committee.
4. Declarations of Interest
 1. Register of Interests: Councillors were reminded of the need to update their register of interests.
 2. To declare any Disclosable Pecuniary Interests in items on the agenda and their nature – None.
 3. To declare any Other Disclosable Interests on items on the agenda and their nature – Cllr Waller declared an ODI in respect of agenda items 7.2 and 10.6.a. as the complaint concerns him and items 10.3b and 10.3e as his Property at Stonehall Common has an easement.
Cllr Geens declared an ODI in respect of agenda item 7.5 and 10.4.b. as the complaint concerns him.
5. To Consider Written Requests from Councillors for the Council to Grant a Dispensation (S33 of The Localism Act 2011) - written requests to be submitted to the clerk prior to the Meeting –
Cllr Waller was granted a dispensation to allow him to participate in discussions and vote if necessary on agenda items 7.2 and 10.6 a. as he is named in the complaint regarding works on Stonehall Common organised by the Commons & Hams Committee of which he is Chair. Mr Eden's complaint includes allegations implying he has breached the code of conduct.

The meeting was adjourned for Public Question Time, notes of which are appended to these minutes

6. Minutes: The minutes of The Parish Council meeting of 12th February 2018, having been previously circulated were signed as a true and correct record.
7. Correspondence for Information:
 1. Letter from Doorbars dated 15.02.18 – Vehicular Access across Kempsey Common – Caravan Park, Bestmans Lane – Cllr Waller advised Mr Bowness that a request to revert to confidential session at the end of this meeting is to be made, of which members of the public will be asked to leave.
 2. Works to take place on Stonehall Common – Formal Complaint received from Mr D Eden 27.02.18
Email correspondence from Mr Eden 07.02.18 & 19.02.18
Response from Parish Council to Mr Eden 20.02.18 & 26.02.18
Please refer to minute 10.6. a.
 3. Email dated 22.02.18 from Charlotte and David Underwood Re: Stonehall Common Clearing – Thank You - For Information
 4. Letter from Mrs G Brookes – Children's Play Area – Referred to Planning Committee
 5. Complaint against the Chairman from Ms. Brook- Please refer to minute 10.4.b
 6. Further Information from Mr R Palmer Re: The Elms Smallholding, Stonehall Common
Please refer to minute 10.3.b.

Action

	Action	
8.	<ol style="list-style-type: none"> 1. Neighbourhood Watch – Crime Information was reported 2. County Councillor’s Report – Cllr P Middlebrough- The report was noted 3. District Councillor’s Reports – Cllr Michael- The report was noted 	
9.	<p>Finance</p> <ol style="list-style-type: none"> 1. Payment of accounts as per schedule were authorised. Cllr Geens and Cllr Michael carried out an inspection, of works carried out by RMS Services, to enable the invoice to be approved. 2. Bank Reconciliation Statement Balance – For Information Only. 3. Capital Budget Statement – For Information Only 4. a. RESOLVED:- To carry forward monies for ongoing projects/maintenance from 2017/18 to 2018/19 for Commons & Hams Committee consisting of £2000 (£1000 for Trees on Normoor, £500 Aerial Survey Ashmoor Common & Kempsey Common and £500 gate on Stonehall Common) <p>RESOLVED: Items 9.4 b – 9.4 l were voted upon and accepted as one block - to carry forward Committee recommendations of monies from 2017/18 to 2018/19 for ongoing projects/ maintenance works</p> <ol style="list-style-type: none"> b. Commons & Hams Committee - £3000 for the tree surgery on Kerswell Green c. F&GP Committee - £2500 Legal Fees d. F& GP Committee - £3000 Registration of Land e. F& GP Committee - £750 Chain of Office & Memorial Board f. F& GP Committee - £2800 NDP Revision/Updates g. F& GP Committee - £300 Defibrillator h. PACT – £136.30 i. Recreation Committee - £700 Fencing maintenance j. Recreation Committee - £300 Defibrillator k. Environment Committee - £500 VAS Sign Maintenance l. Community Centres Committee - £1900 Survey/Maintenance 	<p>Clerk</p> <p>Clerk</p>
10.	<p>Committee Report Updates and Proposals</p> <ol style="list-style-type: none"> 1. Environment : <ol style="list-style-type: none"> a. RESOLVED: To purchase 4 white marker gates, to be installed by WCC, from 2017-18 year budget, at Kerswell Green as a Traffic Calming Measure. b. RESOLVED: To renew Lengthsman Contract of Services for 2018/19 2. Recreation Committee: Cllr Frazer-Cann – Nothing to report 3. Commons and Hams: Cllr Waller The next Commons & Hams Committee meeting is due to take place on 19.03.18 at 7.30pm at the Community Centre. <u>Stonehall Common</u> Posts for the two dog waste bins were supplied and the bins have been installed free of charge by Mr D Underwood. Clerk to issue a thank you letter. These bins are to be emptied by two local residents who will amalgamate the waste into their household waste bins. As a result they require larger black waste bins. District Cllr Michael will help to organise. MHDC have been contacted and asked if the corrugated plastic dog fouling signs can be replaced with metal. This is to be discussed at the next Environment Committee meeting. Scrub Removal has taken place on Stonehall Common – very favorable with most residents. It was reported that tree branches are pressing on the main BT overhead cable. A solution is required to address this issue. Western Power will be cutting down a tree by Woodbine Cottage to prevent damage to a powerline cable. <u>Ashmoor Common</u> RESOLVED: For the Clerk in conjunction with the Commons & Hams Committee to renew the cattle contract with Mr Chris Gove on the same terms and conditions. Hoping to purchase 10 cattle to place on Ashmoor Common by the end of April 2018. A proposal is to be placed on the April agenda to this effect. <u>Kerswell Green</u> Cllr Dodge is in the process of obtaining quotations for tree surgery work. <u>Kempsey Common</u> Cllr Ferguson is addressing a complaint concerning holes being dug on the bottom part of Kempsey Common. a. RESOLVED: To purchase from the Land Registry boundary information and title deeds of properties bordering common land in the Parish as required to facilitate the investigation of possible cases of encroachment. 	<p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>CW</p> <p>Clerk</p>

	Action
<p>b. RESOLVED: To approve a letter regarding the driveway to the Elms Small Holding, Stonehall Common, in addition to issue a covering note offering assurance to Mr Palmer and his aunt that the Council in no way wishes to impede access by your aunt's carers to her property, but has to act consistently in all cases relating to rights of way and restricted works across the common land that it owns.</p>	Clerk Clerk
<p>c. RESOLVED: To approve a letter regarding Parking Area, Stonehall Common</p>	
<p>d. RESOLVED: To approve a letter regarding the Bridleway from the Wadborough Road to Stonehall Common</p>	
<p>e. RESOLVED: To revert to confidential session at the end of this meeting to discuss matters concerned with the letter from Doorbars re: Access Track over Kempsey Common due to the commercial and sensitive nature of the business to be transacted together with any strategic actions that may need to be taken.</p>	
<p>4. Community Centres: Cllr Michael</p>	
<p><u>Youth Centre</u> Following user group requests a broom, v-sweeper and two cork noticeboards had been purchased. Research has been carried out in respect of sound deadening the hall in the Youth Centre. Quotes have been obtained and are in the region of £5-£7K. Unfortunately no budgeted money is available in respect of this work. Cllr Ferguson has kindly offered his expertise to help with sounded proofing, while research continues.</p>	GF JM
<p><u>Community Centre</u> The Emergency Plan food is due to be replenished. Seeking advice from Rob Rich MHDC regarding Procedure for reimbursement of monies. Cllr Geens expressed a word of thanks for assistance from Cllrs Michael, Fraser-Cann, Varley and Hanmer in helping to clear the snow from both the Community Centre and Youth Centre entrances and car park .</p>	JM
<p>a. RESOLVED: To pursue small claims action for non-payment of room hire of £154.00 at the Community Centre. (Subject to initial telephone contact). The Room Hire Lettings policy is to be reviewed where a suggestion was to charge commercial organisations upfront payment.</p>	JM
<p>b. Cllr Michael agreed to mediate with Ms. Brook to try to resolve this complaint. One solution to the problem being, to install some bicycle hooks under a covered canopy where people can leave their bicycles securely.</p>	Clerk/ Chair
<p>5. Planning: The last two meetings arranged were inquorate, therefore did not take place. The Chairman reiterated the importance of attending all committee meetings.</p>	
<p>6. Finance & General Purposes: Cllr Geens</p>	
<p>a. The Clerk confirmed she is trying to establish from Mr Eden who the complaint is against i.e. The Parish Council and/or individual councillor/s, as this will depend on how the nature of the complaint is dealt with. This is in accordance with the Parish Council's Complaints Procedure and Standing Orders. Cllr Waller felt strongly that Mr. Eden be advised of this right to refer his complaint to the Monitoring Officer at MHDC.</p>	
<p>7. The Infrastructure Committee: <i>Cllr Geens</i></p>	Clerk
<p>a. An update was presented following the meeting on 12.03.18 with Taylor Wimpey. Issues surrounding the SUDS system and design layout have been addressed and modified. An application will be submitted to MHDC for 113 houses, where it is anticipated this will be inspected on 4th April 2018.</p>	
<p>b. RESOLVED: The Parish Council will support planning application No 16/01396/FUL: delegated to the Infrastructure Committee in conjunction with the Clerk to carry out the various actions required to include:- Issuing a letter asking support from stakeholders. Issuing a detailed letter to MHDC Northern Area Planning Committee clarifying the situation Including an update in the Parish Newsletter Distributing , an agreed, Press Release Encouraging Kempsey Sports Association to speak at the Northern Area Planning Committee Meeting Issuing a joint letter from The Parish Council and Taylor Wimpey to MHDC CEO Jack Hegarty and Chief Planning Officer Gary Williams.</p>	All
<p>8. Staffing Committee: Cllr Geens – Nothing to report</p>	
<p>9. Chairman's Report: Cllr Geens The Chairman requested Committee Chairman should submit their Annual Committee reports for inclusion in the Annual Newsletter as soon as possible. A suggestion for a Guest Speaker for the Annual meeting to take place on Monday 21st May 2018 is a representative from Norton Parkway Station. The Chairman and the Clerk attended WCC Spring Parish Conference where the following topics were discussed: - Financial Position, CILCA, Children Services, Highways and GDPR Overview active from 25th May 2018. The Chairman also confirmed a response had been submitted to Gill Lungley in respect of her report , which she had acknowledged.</p>	

- 11. Annual Newsletter – Prices are to be obtained for printing and compiling the Annual Newsletter together with distribution costs.

Public Meeting Closed at 10.02 pm and reverted into Confidential Session at 10.12pm

Under The Public Bodies (Admission to Meeting(s)) Act 1960 The Council agreed to exclude the public and press from discussions concerned with the letter from Doorbars dated 15.02.18 re: Access Track over Kempsey Common due to the commercial and sensitive nature of the business to be transacted together with any strategic actions that may need to be taken.

RESOLVED: Further Legal advice is required before responding to the letter from Doorbars dated 15.02.18. The Parish Council will endeavor to obtain this advice as soon as possible.

Meeting Closed at 10.40pm

Sharon Baxter
Clerk

Signed Chairman..... Date

Standing Orders were adjourned for Public Question Time

PUBLIC QUESTION TIME

Cllr Geens highlighted there had been some verbal communication surrounding the legality of Cllr Smith's resignation and subsequent votes that had taken place during her notice period. It has since been established from NALCs solicitor that the Council's resolutions in respect of this are valid and do not require a revote.

Mr T Ward – Post Office Lane

Mr Ward highlighted the dangers of pot holes that had appeared in Post Office Lane. This will be referred to County Councillor Middlebrough together with photographic evidence.

Mr P Bowness – Doorbars Chartered Surveyors

Representing his client Mr Ray Cooper

Highlighted his frustrations at the length of time it was taking the Parish Council to reach an agreement concerning a request for an access track to the caravan park over Kempsey Common.

He highlighted fire safety and expansion issues had been addressed and would welcome an update of the situation.

Cllr Waller confirmed the letter from Doorbars will be considered later this evening.

Mr M Biddle - Brookside

A formal request has been submitted to WCC Highways requesting no parking in the vicinity of the Doctor's surgery. WCC now require photographic evidence to help resolve this issue.

Mr Biddle offered a quote referring to vexatious correspondence, particularly from members of the public.

Mr N Stevens – Plovers Rise

Is questioning the need for proposed widening of the A38 at the Taylor Wimpey and Linden Homes sites with the County Councillor.

He questioned an update regarding Gypsy/Travellers/Showmen Site.

He was advised there was no prospect of anything currently happening.

Standing Orders were reimposed

CRIME INFORMATION

Criminal Damage, Old Road North, Kempsey

Issues on the street with persons unknown graffiting properties and also causing small fires, found on the morning of 19th Feb 2018.

Theft, Main Road, Kempsey

Incident Number: 0446S 010318 CRIME No: 2222/17714/18

BETWEEN 1800HRS on 28/02/2018 AND 1600hrs on 01/03/2018 HRS SOMEONE HAS STOLEN 2 WOODEN ELECTRIC GATES FROM THE ENTRANCE TO A DRIVEWAY WHICH COMES OUT ONTO THE OLD ROAD SOUTH.

Anti-social behaviour, Post Office Lane, Kempsey

Nottingham Knockers seen in the area of Kempsey last night at approx. 1500hours. These are door to door sales persons who generally do not have a peddlers license to sell goods and can act in an anti-social manner when approached and spoken to. If they are seen in your area, please call 101 and inform call takers.

The Chairman reported that teenage youth were riding motorbikes by the Top Ham/Kings Hill intimidating walkers.

County Councillor – P Middlebrough

The County Safety Officer has inspected parking outside the shop and confirmed there is a problem.

As a possible solution to resolve the issue it was suggested to remind drivers of the Highway Code and to erect some additional signage.

Cllr Geens agreed to organise a meeting with the District Manager of the shop to help address these issues.

Highways England is in the process of setting up Local Twitter accounts.

WCC has agreed to supply and erect signage 'Slow for Horses'

Pursuing problems with overgrown trees/hedges Napleton Lane.

The Chairman adjourned Standing Orders at 8.35pm to allow Mr Ward to speak.

Mr Ward addressed his complaint regarding the danger of pot holes in Post Office Lane.

County Cllr Middlebrough agreed to inspect and report to an engineer.

Standing Orders were then reimposed at 8.40pm.

Questions/Comments

Cllr Allen highlighted the parking issues by the school expressing his concerns over safety and emergency vehicle restrictions. Cllr Allen suggested to implement a one way system of traffic and to extend the double yellow lines, to help to resolve the problem.

Photographic evidence is required by WCC to address the issues regarding parking by the Doctors Surgery.

District Councillor – D Harrison.

No report available

District Councillor – R J Michael.

Malvern Hills District Council approved the Welbeck Strategic Land Scheme application phase 1 for 487 homes to be built between the St Peters area of Worcester and Kempsey and the villages of Norton and Whittington.

Clifton Quarry Liaison Group Meeting is to take place on Tuesday Re: Landscaping.

District Cllrs Harrison and Michael are to attend the Civic Centre in Pershore at the end of March Re: Housing Stock Survey.

Questions/Comments

Cllr Waller offered praise to District Cllrs Michael and Harrison for their hard work and efforts in ironing out problems in the Welbeck Planning application. Thanks were also expressed to Duncan Rudge for being kept in the loop.

The Chairman confirmed 487 homes will be built on the first phase of which 20 percent will be affordable properties.

Cllr Waller confirmed it could be advantageous for the Parish Council to meet periodically with Norton Juxta Kempsey to follow up proposals, effected by the Welbeck application.