



**MINUTES OF THE MEETING OF  
KEMPSEY PARISH COUNCIL HELD ON MONDAY 11<sup>th</sup> MARCH 2019  
AT 7.30 PM. AT KEMPSEY COMMUNITY CENTRE**

**PRESENT:** - Cllr Geens (Chairman), Cllr Waller, Cllr Allen, Cllr Blackwell (left 9.57pm), Cllr Michael Cllr Dodge (left 9.00pm), Cllr Hanmer, Cllr Frazer-Cann, Cllr Thompson and Cllr Ferguson.

**IN ATTENDANCE:** - Sharon Baxter (Parish Clerk and Responsible Finance Officer)  
District Councillors Harrison & Michael plus 11 members of the public.

1. Apologies: Cllr Gerrard (Personal) – Accepted  
County Councillor Middlebrough (Personal) – Received  
Cllr Dodge confirmed he needed to depart at 9.00pm
2. 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 Geens declared a gift experience he had received from the Clerk as a token of appreciation for all his hard work and efforts covering during her absence.
3. 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 – None

The meeting was adjourned for Public Question Time, notes of which are appended to these minutes
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| <ol style="list-style-type: none"><li>4. Minutes: Having been previously circulated the minutes of the Parish Council Meeting of 11.02.19 and The EOM of 04.03.19 were signed as a true and correct record.</li><li>5. Correspondence for Information: <b>Under General Data Protection Regulations names of Identifiable subject/matter withheld.</b><ol style="list-style-type: none"><li>1. MHDC – Free Property Marking Event – Thursday 25 April 2019 from 3-7pm at the Youth Centre. Clerk to liaise with Elliott Nixon to establish how items of property are marked.</li><li>2. Countryside Access Management Ltd – Public Path Diversion Order – Public FootpathNo.KP509 – For Information</li><li>3. Thank you from residents regarding problems with Severn Trent’s sewage system – For Information.<br/>The Chairman also alerted parishioners to Missing Persons and Knife Crime Posters provided by the Local Safer Neighbourhood Team.</li></ol></li><li>6. Finance<ol style="list-style-type: none"><li>1. Payment of accounts as per schedule were authorised.</li><li>2. Monthly Bank Reconciliation Statement – For Information Only.</li><li>3. Budget Monitoring Quarter 3 – For Information Only</li><li>4. Capital Budget Statement – For Information Only<br/>A proposal will be placed on the April agenda to transform the capital budget statement into an Infrastructure Budget for the purposes of infrastructure/new community centre projects with funds made available as and when required.</li><li>5. Agreed Budget and Precept 2019/20 – For Information Only</li><li>6. Ashmoor Common Expenditure – For Information Only</li></ol></li></ol> | Action |
|   | Clerk  |
|   | Clerk  |

	Action
<p>7. 1. Neighbourhood Watch – Crime Alert Information Criminal Damage - HILLSIDE, KEMPSEY During the 7th March a residents cat has been shot with an air weapon causing the cat to require surgery. Anti-Social Behaviour - CHURCH STREET, KEMPSEY A group of youths at various times are behaving anti socially by the alleyway on Church Street. The youths have been seen drinking and fighting at the location by residents. BURGLARY – OLD ROAD SOUTH, KEMPSEY A garage has been broken into on Old Road South, Kempsey overnight between 22.30- 6.30. Push bikes, an orange and white motor cross bike and two Karcher pressure washers were taken.</p> <p>2. County Councillor’s Report – Cllr Middlebrough – A written report was circulated. The highlights of this report were presented by the Chairman.</p> <p>3. District Councillor’s Reports – Cllrs Harrison/Michael – Reports were noted.</p> <p>4. Parish Path Warden Update – Ms. Lesley Cox – No report available</p>	
<p>8. Committee Report Updates and Proposals</p> <p>1. Environment/Recreation: Cllr Frazer-Cann The large conifer branches from a hedge extending over into the play area at Plovers Rise have now been cut. Some toddler play equipment (comprising of one teepee, a train engine and carriage were removed) to allow the Woodland Tower to be installed. It was identified a litter bin is to be installed along Pixham Ferry Lane. However MHDC will not empty it if the bin contains only dog waste. Cllr Geens to liaise with Streets &amp; Amenities to establish the situation. It was reported a rusty bin needs replacing along Squires Walk/Old Road South. Cllr Blackwell will check if this bin can be unbolted and swapped for a new bin. A faulty light sensor needs replacing to the street light located at the entrance to the Playing Fields.</p> <p>a. <b>RESOLVED:</b> To renew Lengthsman Contract of Services for 2019/20</p>	TG KB Clerk
<p>2. Commons and Hams: Cllr Waller The issue with children digging ramps on Kempsey Common had been addressed but a new instance has arisen. There is sufficient money in the Ashmoor Common Budget despite the impact of the sale of the cattle at a loss. A meeting request was issued to Mr Rob Havard. As no response to date the Clerk will chase. Cllr Waller to write to the supplier of the cattle so enquire if we can rent as oppose to purchasing them. Some clearance works have taken place on the Bridleway along Wadborough Road to Stonehall Common. Letters have been issued to Doorbars and The Planning Inspectorate re: Hard surface across Kempsey Common.</p> <p>a. <b>RESOLVED:</b> The wording of the proposal was amended to read to suspend Financial Regulations on this occasion due to exceptional circumstances (work on PFL project and the Clerks extended absence from the Parish Office) to carry forward £16,416.00 of unspent money in the C &amp; Hams budget from 2018/19 to 2019/20 financial year. This was accepted by members. The amended proposal was then voted upon.</p> <p>a. <b>RESOLVED:</b> To suspend Financial Regulations on this occasion due to exceptional circumstances (work on PFL project and the Clerks extended absence from the Parish Office) to carry forward £16,416.00 of unspent money in the C &amp; Hams budget from 2018/19 to 2019/20 financial year. It was noted £7K out of the £16416.00 was originally intended to purchase the Lower Ham. This is no longer being pursued, but as the situation with the caravan park could develop into litigation this money will be put towards a contingency should this occur.</p>	Clerk CW Clerk
<p>3. Community Centres: Cllr Michael</p> <p>a. <b>ITEM DEFERRED:</b> Proposal for Scouts to display signage (size: 1200 x 800) under the existing Youth Centre as amended artwork and details of materials not received.</p>	

- b. Update on the planning situation with Magic Moments Day Nursery who wish to install a temporary classroom at the Community Centre:-  
 The nursery has received confirmation that planning is not required for this application. The Chairman made enquiries regarding the services to the temporary classroom with the supplier/installer. He confirmed he had reservations in respect of the services water, sewage and electric suggesting a full site survey is carried out prior to commencement of any works.  
 Extra rental income would be due, this needs calculating.  
 Additional car park spaces were addressed and identified.  
 The onus would be on the nursery to insure this temporary classroom.  
 A Committee meeting is due to take place on Wednesday 20<sup>th</sup> March 2019 at 7.30pm at the Community Centre  
 The carpet has been cleaned in Room 1.  
 The Youth Centre will be available to hire on a Tuesday morning due to Monkeys in Motion leaving.

4. Planning: Cllr Ferguson  
 A planning Committee Meeting took place on 06.02.19 & 25.02.19
5. Finance & General Purposes: Cllr Geens  
 The Council is aware Model Standing Orders 2010 have been replaced with updated versions. A priority is to review and adopt New Model Standing Orders 2018.
6. Staffing Committee: Cllr Geens  
 a. **RESOLVED:** To agree the new pay scales for 2019-2020 agreed The National Joint Council for Local Government Services (NJC) to be implemented from 1 April 2019.
7. Infrastructure Committee: Cllr Geens  
 a. **ITEM DEFERRED:** To authorise the expenditure of £895 plus vat to place a tender on the UK Government's portal - Contract Finder, to facilitate the appointment of a project manager.

F&amp;GP

Cllr Waller highlighted the key points debated at length with Taylor Wimpey (TW) :-  
 This should be taken into account before reaching a decision on agenda items 8.7 b. & 8.7c

1. There was a conflict with the timing of the transfer and the wording in the S106 agreement. This was overcome by TW providing a Letter of Intent stating TW intend to transfer the land to the Parish Council for a cost of a £1.00 on a back to back agreement at the time of acquisition.
2. Timetable – TW propose to take up the option to purchase the land as soon as they possibly can after the S106 agreement has been signed and planning approval granted.
3. New Sewer – TW offered to arrange and purchase Title Deed Insurance to protect the Parish Council's liability. The deadline being 5pm today but unfortunately nothing has materialised in respect of this.
4. Stamp Duty Land Tax – Once the land has been acquired by the Parish Council there is only a 14 day time frame to submit the return.  
 Opportunities missed included:-
  1. TW to pay our solicitors costs – in the region of £4700 plus VAT and disbursements
  2. TW underwrite Stamp Tax Land Duty
  3. Pay for the cost of a fence on the Northern Boundary

Cllr Waller asked for clarification of the meaning of 'to sign off' in the proposals on the agenda referring to approval of the Section 106 and TP1 documents. It was agreed that this meant that the Clerk would be authorised to sign the documents.

b. **RESOLVED:** To sign off the Section 106 agreement ref 16/01396/FUL dated as of 11.03.19 (with each page initialed) and a copy of the document held in the Parish Office.  
 Any changes to the text of any nature by any party will require re-approval by the PC.

c. **RESOLVED:** To sign the Land Transfer Documents (TP1) for Community Land at Pixham Ferry Lane dated as of 11.03.19 (with each page initialed) and a copy of the document held in the Parish Office.  
 Any changes to the text of any nature by any party will require re-approval by the PC.  
 Thanks were expressed to Mr Biddle and District Cllr Harrison for all their hard work and efforts in reaching this point.

- d. **ITEM WITHDRAWN:** For the Clerk in conjunction with the Infrastructure Committee to approve any minor modifications to either the S106 or TP1 agreements.
- e. **RESOLVED:** To write to HMRC to clarify Stamp Duty Land Tax liability.
- 8. Chairman’s Report: Cllr Geens  
Due to the lateness of this evening, the Chairman will circulate via email the update on the police visit.
- 9. Annual Newsletter – Arrangements were discussed for compiling, printing and distribution. The Chairman requested reports from Committee Chairman as soon as possible for inclusion in the Annual Newsletter
- 10. Date of Annual Parish Meeting – Monday 20<sup>th</sup> May 2019 at 7.30pm at the Community Centre To invite Police & Crime Commissioner John Campion along as a Guest Speaker.

CW

TG

Meeting Closed 10.33pm  
 Sharon Baxter  
 Parish Clerk

Signed ..... Chairman..... Date

# PUBLIC QUESTION TIME

**Under General Data Protection Regulations names of identifiable subject/matter withheld.**

A parishioner informed the PC that a new ramp had been dug, by children, on Kempsey Common to ride their bikes on. The Assistant Lengthsman undertook to reinstate areas of the common which children had been using for this activity. Any ideas to deter this would be most welcome.

A parishioner highlighted the problems with youths congregating and being disruptive in the alleyway on Church Street. She requested if the unused greenhouses could be boarded up as the youths are also congregating there? The chairman confirmed this incident should be reported to the police via 101 telephone number.

District Councillor Harrison informed parishioners that a request had been received from The Planning Officer at MHDC asking if District Councillors were happy to support the Anchor Inn planning application or whether it should be determined at committee. Parishioners stated they were struggling to understand the process as many outstanding issues with this application had not been resolved. District Councillor Harrison said he wanted this application to go to the planning committee at MHDC.

A parishioner requested an update on WCC Highways safety on Post Office Lane/Ellsdon. Cllr Allen confirmed he had had one meeting with WCC Highways but statistics indicated nothing would materialize. The same parishioner asked if the Parish Council knew anything about the primary school extending their classrooms. It was confirmed no formal planning application had yet been received.

A resident from the Lioncourt Development requested the views from the Parish Council on Green Pavements. He expressed his views stating the reasons why he felt they were inappropriate. The chairman referenced the WCC Highways Design Guide.

Praise and thanks were expressed by a parishioner to Cllr Geens and Cllr Waller for all their efforts with the section 106 and TP1 Land Transfer Agreement. He referenced the Council Tax Bill 2019/20 where Kempsey residents will make a financial contribution via their council tax to pay for Priory Park play area and Malvern Town Football Club. Does this set a precedent for when this Parish would like some extra money?

A parishioner highlighted that anti-social behaviour/infringement should be reported to the police via 101. We have a responsibility to help and support others.

Mr Bowley stated that he had not yet received a response to his letters dated 27.01.19 and 28.01.19. It was confirmed as these issues have been dealt with in the past and the matter is closed, no further communication on these matters will be entered into.

Mr Bowley highlighted that the request from Commons & Hams to carry over £16K was rather excessive especially as no work was being pursued. He stated £7K of this money was identified to purchase the Lower Ham. He was advised this will be discussed under the agenda item.

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KEMPSEY PARISH COUNCIL 11 March 2019

**As part of the final phase** of the flood alleviation works in Upton-Upon-Severn, a series of night closures on the A1404 will be taking place later this month.

The closures will take place from 8pm to 6am from Monday 18 March to Thursday 21 March. A diversion route will be in place for vehicles which takes them over Carrington Bridge in Worcester. Pedestrians and dismounted cyclists will be able to use a temporary footway which has been built next to the current highway, and this will also have lighting.

These works will move the project closer to overall completion before the Upton festival season.

**The Worcestershire 5G consortium**, led by the County Council and Worcestershire LEP, just launched the first-ever British **5G** factory trials at the Worcester Bosch factory.

The switch on, which took place at Worcester Bosch, allows the UK to strive firmly ahead of its European peers in the race for 5G, and through the collaboration of partners, Worcestershire will be at the heart of the technological advance.

These trials mark the start of Britain's historic journey to reap the benefits of 'Industry 4.0', and will see smart factories being created.

**Worcestershire is updating its Graduated Response** guidance to support children and young people with special educational needs and disabilities (**SEND**). Parents, carers and professionals working with children and young people with SEND have been encouraged to help shape the Worcestershire SEND Graduated Response guidance.

The Graduated Response document is intended to be used as a tool for schools and settings and those partner agencies working with them. It is also intended to be an information source for parents, carers and young people to inform and guide in relation to the education of children and young people with SEND.

**Assistive technology** devices like Alexa are being used by Worcestershire County Council to enable people to live as independently as possible. Assistive technology refers to devices or systems that support a person to maintain or improve their independence, safety and wellbeing. As part of the plan to tackle pressures within adult social care. We are one of the few Councils in the country investing in this type of technology.

Investment in assistive technology averages just £7 per week, saving the council around £90 a week compared to home care. Where the technology prevents residential care, the saving rises to £140 a week. Worcestershire County Council has been working with partners Worcestershire Telecare to pilot a range of different technology as part of a person's care package.

**Paul Middlebrough**  
**Worcestershire County Councillor Croome Division**  
**March 2019**

## District Councillor – David Harrison

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Writing to WCC to query road works to Southern Link Road Phase 4, highlighting the hazards and dangers, particularly with the lanes at the Powick roundabout. What will be done to help the residents of Kempsey that have to queue to get to the Ketch roundabout.

WCC are in the process of changing street lighting to LED. In Redditch they are even installing free Wi-Fi on all street lights too.

Expressed that he was not happy the way the Anchor application is being dealt with. The fire hydrant has been reinstated on the Blossom Fields Development. All fire hydrants to be inspected to ensure all housing developments are fire compliant.

Dog Fouling signage has been erected along Pixham Ferry Lane to the Common Gate together with camera warning signs.

Following a meeting he attended regarding future housing development. It appears Kempsey is protected for the next 10 years as a result of its Neighbourhood Plan.

## District Councillor – John Michael

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Highlighted the issues surrounding Grass Pavements and how we have learnt from past mistakes.