

CLAY CROSS PARISH COUNCIL

Minutes of the Parish Council meeting held in the Clay Cross Parish Council office on Tuesday 23 October 2007 at 7.00pm.

Present: Councillor G Morley Chair
Councillor J M Holmes Vice Chair

| | |
|---------------------------|-------------------------|
| Councillor Mrs K M Holmes | Councillor E Mansbridge |
| Councillor M Holmes | Councillor P Riggott |
| Councillor A Jackson | Councillor D Skinner |

Also Present: Sarah Whattam, Community Economic Development Officer
Allison Westray-Chapman, Economic Development and Tourism Manager

Police Consultation

No Officer in attendance. Parish Clerk reported that, as requested at the September Parish Council meeting, a letter and an email was sent to Inspector Mark Bates. Parish Clerk read out email received from Sgt John Siddall stating that Inspector Mark Bates cannot attend this meeting as he is away on annual leave and the Sgt cannot attend this meeting due to a commitment in relation to a multi agency emergency planning exercise. **It was agreed that the Parish Clerk writes again to Inspector Mark Bates requesting his attendance at the next Parish Council meeting and reminding him of his duty to report details of the changes he has made at Clay Cross Police Station to the Parish Council.**

County Councillor Attendance

Councillor P Riggott reported that with regard to the proposed new school for Clay Cross, Derbyshire County Council will be making recommendation, at its meeting to be held on the 3 December 2007, to dismiss the 'village green' application made by local residents.

485/07 Apologies for Absence

It was reported that Apologies for Absence had been received from Councillor Mrs A Bradley, Councillor K G Savidge and Councillor B Wright.

486/07 Minutes of Last Meeting

To receive Minutes and, subject to any changes necessary, to approve as a correct record. ***Resolved That: the Minutes of the meeting held 25 September 2007 be approved as a correct record and signed by Councillor G Morley, Chair.***

Work In Progress

Further to minute no **370/07** regarding the Parish Council contribution to Clay Cross Citizens Advice Bureau. **Parish Clerk reported that a letter has been received from the Citizens Advice Bureau confirming that they have written to Councillor B Wright with details of the requirements to be a board member.**

Further to minute no **134/04** regarding Holmgate Multi-Use Games Area and the use of Parish Council owned land at North Street, Holmgate. Parish Clerk and Community Economic Development Officer reported that following recommendation from the District Council Principal Solicitor, a meeting has been held with BRM Solicitors to discuss the drafting of a Lease Agreement. It was noted that BRM Solicitors have the knowledge and expertise of drawing up Lease Agreements involving community organisations and to be able to progress with this project the Association need to have a Lease Agreement from Clay Cross Parish Council. The Lease Agreement would be drafted for both parties to discuss, amend where necessary and approve. The cost to draw up a Lease Agreement is estimated between £500-£750 plus vat and any disbursements, unless the matter becomes unexpectedly complicated or protracted. ***Resolved That: the Parish Clerk and the Community Economic Development Officer proceed with BRM Solicitors.***

Further to minute no **458/99** regarding sale of land at Bevan Road. Following offer received to purchase this land for development reported at the Parish Council meeting held on the 25 September 2007, Councillor M Holmes, Chair of the Street Scene Working Group, confirmed that a site visit has been arranged for 1 November 2007 to look into and discuss alternative uses for this land.

487/07 Reports from Representatives on Outside Bodies

Councillor J M Holmes, Vice Chair and Chair of the Clay Cross Neighbourhood Partnership reported details of the meeting held on the 4 October 2007. Update on local projects from the Leadership Group:

Town Centre Development – a meeting took place on the 3 October 2007 with representatives from the District Council, EMDA and GMI which was very positive. There had been enthusiasm and a general sense of commitment from the developers to work with the community and retailers in Clay Cross. The County Council have been involved regarding the side roads issue and orders have been prepared and finalised with a view to taking forward as soon as possible.

Regeneration of Clay Cross - Graham Marshall, a representative from Maxim explained that he has been commissioned by the District Council and Alliance SSP to 'get Clay Cross back to a self-generating state, a good quality market town'. Graham informed the meeting that he would be working towards:

- bringing urban design quality to Clay Cross
- ensuring that new projects and initiatives were deliverable
- prepare a master plan/delivery of – a business plan which will identify roles and responsibilities and it is hoped that this will help to secure commitment from all partners and the private sector
- demonstrating partnership working and 'joined up' thinking

Maximus – the Section 106 Agreement was under discussion. With regard to the main site (Biwater), there were a few problems which needed to be investigated with English Heritage and also there was a problem with bats, however it was anticipated that these issues would be resolved shortly.

Proposed Waste Sites in Clay Cross – representatives from the Environmental Action Group had received a letter from the County Council informing them of plans for the allocation of waste sites in the area. The concern was that out of the 9 sites 5 of them were in or around Clay Cross and 3 would have to be accessed via Bridge Street. **At this point, Councillor P Riggott reported that the three sites identified are industrial sites to be used as amenity sites only and not for toxic waste as intimated in the article that appeared in the 18 October 2007 edition of the Derbyshire Times.**

488/07 Report from Parish Footpath Inspector(s)

Councillor E Mansbridge reported that he has reported public footpath numbers 46, 47, 48 and 49 (bottom of North Wingfield hill into North Wingfield Parish) as they are all un-passable.

Councillor D Skinner raised his concerns regarding the indiscriminate use of barbed wire by landowners, in some cases the wire is nailed on to stiles on public footpaths.

Further to minute no **472/07** regarding works to improve public rights of way in Clay Cross Parish. Councillor D Skinner reported that he has received confirmation details from the County Council regarding footpath work to be done following his assessment and walk with Richard Fletcher from Groundwork Cresswell.

489/07 Street Scene Working Group

To approve the Minutes of Street Scene Working Group meeting held 12 October 2007

and to receive recommendations for resolution. ***Resolved That: the Minutes of the Street Scene Working Group meeting held 12 October 2007 be approved for signature***

Further to minute no **473/07** regarding District Council owned land on Valley Road, Holmgate (opposite the Nisa store). Councillor E Mansbridge reported that he has carried out a species study of this land and his findings were that it was mowed land, the trees on this land are in good condition and that this site is ideal for a park/open space.

490/07 Sarah Whattam, Community Economic Development Officer

Sarah reported her progress on the following projects:

Clay Cross Community Garden – I am still awaiting the outcome from the Church Trustees about the Lease Agreement. I am unable to pursue any funding applications until there is an Agreement in place.

Danesmoor Clean Up Initiative/Danesmoor Pride – work is ongoing to develop two mini projects with funding available from the Clean Up Initiative:

Project A: flower beds around street signs – we will be providing flower beds around the street signs onto Penncroft Drive/Lane

Project B: flower beds on Garrett Green – we held a consultation event with the residents on Garrett Green to find out what they wanted to have on the grassed area on Garrett Green. The residents were opposed to having flower beds on the green but came up with a couple of other grassed areas that were approved

Angel Estate Notice Board – I am working with the Angel Estate Neighbourhood Watch and Tenants Group to provide a Notice Board on the estate. Derbyshire County Council need to issue a licence for the Group to be able to install a Notice Board but they will only issue one to a Parish/Town Council. If this is to progress Clay Cross Parish Council need to consent to taking on the Licence and any associated issues such as insurance and maintenance. I have advised the Chair of the Neighbourhood Watch to write a letter to Clay Cross Parish Council. If Clay Cross Parish Council give consent then we need to apply for Advertisement Consent. **Update: Parish Clerk reported that no letter has been received to date from the Chair of the Angel Estate Neighbourhood Watch.**

CCTV in Clay Cross – this has now been passed to North East Derbyshire Community Safety Partnership.

Clay Cross & Danesmoor Miners Welfare: Disabled Access and Facilities Improvements

– the Planning Application was approved and an Awards For All Funding Application was submitted. Awards For All have requested additional information from the Miners Welfare Committee who have decided they do not wish to pursue this project at this moment in time. **Update: the Chair of the Welfare Committee has now passed the application on to Sarah for further advice.**

Clay Cross Town Centre Group – due to work demands, I am no longer going to be facilitating this Group and will not be attending future meetings.

Clay Cross Christmas Fair – this has been booked from Saturday 1 December at Clay Cross Social Centre. I have written to Community and Voluntary Groups in the area asking if they would like to have a stand or stall.

Clay Cross Best Dressed Window Competition – I will not be organising this Competition this year as it is part of the Town Centre Group's responsibilities.

Clay Cross Gala – due to the bad weather and the ground being saturated we took the decision to down size the Gala and move it to Clay Cross Social Centre. We only ran with the local Community and Voluntary Groups and the day was a huge success. All invoices have been paid and the accounts are currently being audited. I have made no further plans for the Gala in 2008 to date.

St Barnabas Centre – work continues with the development of the new Centre. The following is a breakdown of the work I have undertaken on behalf of and with the Management Committee:

- attend meetings of the Management Committee
- attend site visits to check on progress with the build and to assist the Management Committee with decisions in regard to fixtures and fittings
- co-ordinating of the bookings for the Centre
- co-ordinating the official Opening of the Centre which has been booked for Friday 9 November
- arranged for recycling bins to be sited at the Centre. Currently negotiating the costing with the contractors

Holmgate Darby & Joan Club – I have been working with the Committee and have drawn up a constitution. This has been approved by the Committee and I am working with them to make improvements to the Club.

491/07 Allison Westray-Chapman, Economic Development and Tourism Manager

Before Allison began speaking, Councillor G Morley, Chair on behalf of Clay Cross Parish Council, thanked Sarah Whattam for the projects she has worked on in the community

and the support she have given to the Parish Council/Parish Clerk.

Allison gave details of the future of Neighbourhood Partnerships, which it is proposed will be know as Community Partnerships in the forthcoming re-launch later this year. Sarah's role as Community Economic Development Officer will also change and will be more focussed with project ideas coming from Neighbourhood Partnerships and not on a need basis. A mechanism has been put in place so that work can be planned into Sarah's work programme. At the moment, most of Sarah's work load is based around projects in the Clay Cross area. With the new arrangements for the Neighbourhood Partnerships this means Sarah will have three partnership areas to cover in the South of the District and will need to spread herself more evenly amongst the Partherships. Sarah's post is part funded by Clay Cross Parish Council which equated to approximately 1½ days per week. Councillor G Morley, Chair raised the fact that Clay Cross is the only Parish to fund Sarah's post and questioned whether funding will come from other Parish's in the South of the District. Allison confirmed that Sarah's position is a permanent contract with the District Council. Allison also stated that if the Parish Council agreed to fund Sarah's post further, it was possible that the present arrangement of 1½ days per week could continue.

492/07 Declaration of Interest

Councillor J M Holmes, Vice Chair made the following declaration regarding his dual role on Planning matters. During this Parish Council meeting on Planning matters, I shall not be expressing a conclusive view on the applications and I give a declaration that I will be formally reconsidering the matters when I am in receipt of all the information at the District Council's Planning Committee.

493/07 Planning Matters

Councillor J M Holmes, Vice Chair restated the following declaration regarding their dual role on Planning matters. During this Parish Council meeting on Planning matters, I shall not be expressing a conclusive view on the applications and I give a declaration that I will be formally reconsidering the matters when I am in receipt of all the information at the District Council's Planning Committee.

Planning Application 07/00683/FL Erection of a pair of semi deatched two storey houses with rooms in roof space at Site Adjacent to 1-15 and Accessed from Pankhurst Place, Clay Cross for Mr & Mrs Bridon. **The Parish Council noted this planning application.**

Planning Application 07/01027/FL Construction of bat house at Biwater Industries (Clay Cross) Ltd, Market Street, Clay Cross for Maximus. **The Parish Council noted this planning application.**

Planning Application 07/01150/RM Reserved Matters application for the erection of 4 dwellings (dormer bungalow style with first floor in roofspace) at Longdrive, Stretton Road, Clay Cross for Mr Richard Irwin. **The Parish Council noted this planning application.**

Planning Application 07/00738/FL Erection of single detached dormer bungalow on land adjacent to 7 Harewood Crescent, Old Tupton for Mr & Mrs D Lomas. **The Parish Council noted this application.**

Refusal of Planning Application 07/00880/FL Installation of ATM machine at Clay Cross Post Office, 69 High Street, Clay Cross for The Post Office. **The Parish Council noted this refusal of planning application.**

Conditional Permission of Planning Application 07/00893/FL Erection of extension to existing workshop at Unit 18, Mayfly Containers Ltd, Upper Mantle Close, Clay Cross for Mayfly Containers Ltd. **The Parish Council noted this conditional permission.**

Dismissal of Appeal against the decision of North East Derbyshire District Council to Refuse Planning Application 07/00017/FL Change of Use of land to large goods vehicle operating centre for 8 no tractor units and 9 no trailer units at land to rear of The Garage, 39 High Street, Clay Cross for JYPH Transport. **The Parish Council noted this dismissal of appeal.**

494/07 Cemetery Matters

Work In Progress

Further to minute no **479/07** regarding the sale of four decommissioned lawn mowers. Parish Clerk reported that a 'For Sale by Sealed Bid' sign has been placed in the Cemetery notice board.

Further to minute no **107/04** regarding the Weeping Lady Statue. Parish Clerk reported that a meeting with the Community Economic Development Officer, the Contractor and the District Council Planning Enforcement Officer was recently held to discuss the Listed Building Consent Application. The Application has now been submitted to the District Council and we are awaiting approval. Once we have approval we can then start work on the funding bid to the Heritage Lottery Fund.

495/07 Social Centre Matters

Work In Progress

Further to minute no **446/07** regarding First Aid Training for Social Centre staff. **It was reported that Mick Revell has successfully completed First Aid at Work 4**

day course commenced on 1 October 2007.

Further to minute no **480/07** regarding Fire Safety Training. **It was reported that Derbyshire Fire Service will carry out this training at Clay Cross Social Centre on Wednesday 19 December 2007**

496/07 Finance

Details of the meeting held on the 17 October 2007 were reported. All agenda items had been discussed, a number of items were queried and clarified satisfactorily by the Parish Clerk. **Resolved That:**

1. *the monthly statement for September be accepted and signed by Councillor G Morley, Chair*
2. *the expenditure and income against budget report for September 2007 be accepted and signed by Councillor G Morley, Chair*
3. *under mentioned payments be authorised:*

| | |
|--|-----------------|
| <i>Parish Council Staff Wages (Tax Wks 26-28/Tax Mth 7)</i> | <i>£4439.30</i> |
| <i>I Wright (Thursday Dances for October)</i> | <i>£140.00</i> |
| <i>Post Office Ltd (Inland Revenue NI & Tax Payment for September)</i> | <i>£1823.25</i> |
| <i>DCC Superannuation (Pension contributions for September)</i> | <i>£795.15</i> |
| <i>TV Licence Refunds (15 @ £22)</i> | <i>£330.00</i> |
| | |
| <i>Social Centre Damage Bond Refunds (3 @ £50)</i> | <i>£150.00</i> |
| <i>Strawberry Basket (L/Club Provisions)</i> | <i>£45.49</i> |
| <i>M A Knowles t/a Spendloves Butchers (L/Club Provisions)</i> | <i>£136.96</i> |
| <i>NEDDC (October Social Centre Rates)</i> | <i>£921.00</i> |
| <i>NEDDC (October Market Street Public Conveniences Rates)</i> | <i>£137.00</i> |
| <i>NEDDC (October Cemetery Rates)</i> | <i>£88.00</i> |
| <i>G W Wright (Grave Digging x 2)</i> | <i>£141.00</i> |
| <i>NEDDC (Cost of empty Social Centre Wheelie Bin: 24.9.07 – 24.12.07)</i> | <i>£131.98</i> |
| <i>50Plus (Social Centre advert)</i> | <i>£118.00</i> |
| <i>Deanna's Laundry Service (for September)</i> | <i>£112.10</i> |
| <i>R Hicks & Sons Ltd (L/Club Provisions)</i> | <i>£410.43</i> |

| | |
|---|-------------------|
| <i>Post Office Ltd (Stamps)</i> | <i>£82.00</i> |
| <i>Seven Promotions (Social Centre adverts in Shoppers Guide x 2)</i> | <i>£130.00</i> |
| <i>Derbyshire Times Newspaper (Social Centre advert)</i> | <i>£99.88</i> |
| <i>Designs Direct (Cleaning materials for Social Centre)</i> | <i>£375.29</i> |
| <i>Booker Cash & Carry (L/Club Raffle Tickets)</i> | <i>£31.44</i> |
| <i>Donations to Local Organisations (x 30)</i> | <i>£3675.00</i> |
| <i>Rentokil Initial UK Ltd (Watersafe Contract: 8.10.07 – 7.1.08)</i> | <i>£188.25</i> |
| <i>Co-op Bank (Charges)</i> | <i>£32.00</i> |
| <i>Tiscali Billing (Broadband Fee)</i> | <i>£15.99</i> |
| TOTAL: | £14,549.50 |

4. *the following income be noted:*

| | |
|---|------------------|
| <i>Rykneld Homes/CXAO (2nd Quarter Service Charge Payment)</i> | <i>£2,000.00</i> |
| <i>Slimming World (Social Centre Hire)</i> | <i>£288.00</i> |
| <i>C4542 (Social Centre Hire)</i> | <i>£50.00</i> |
| <i>C4544 (Social Centre Hire)</i> | <i>£112.00</i> |
| <i>C4511 (Social Centre Hire)</i> | <i>£75.00</i> |
| <i>Clay Cross Branch Labour Party (Donation for use of Parish Council office for meetings)</i> | <i>£25.00</i> |
| <i>Cemetery: 5880 – 5884</i> | <i>£727.00</i> |
| <i>Market Rent 29.9.07</i> | <i>£69.50</i> |
| <i>Market Rent 6.10.07</i> | <i>£83.25</i> |
| <i>C4545 (Social Centre Hire)</i> | <i>£50.00</i> |
| <i>Clay Cross & Danesmoor Miners Welfare (Share of Social Centre Bar Profits: July –Sept)</i> | <i>£540.09</i> |
| <i>C4499 (Social Centre Hire)</i> | <i>£144.00</i> |
| <i>C4541 (Social Centre Hire)</i> | <i>£47.50</i> |
| <i>Bingo 19.9.07, 24.9.07, 26.9.07, 1.10.07, 3.10.07, 8.10.07, 10.10.07</i> | <i>£554.67</i> |
| <i>Dance 20.9.07, 27.9.07, 4.10.07, 11.10.07</i> | <i>£200.80</i> |
| <i>Lunch Club 18.9.07, 25.9.07, 2.10.07</i> | <i>£497.50</i> |
| <i>Co-op Bank (Interest)</i> | <i>£3.08</i> |
| TOTAL: | £5,457.39 |

Work In Progress

Further to minute no **435/07** regarding the Accounts for the year ended 31 March 2007. Parish Clerk reported that the Audit Commission have completed the Audit of the Annual Return for the year ended 31 March 2007. The External Auditors Report except for the matters reported below on the basis of their review, in their opinion the information contained in the annual return is in accordance with the Audit Commission's requirements and no matters have come to their attention giving cause for concern that relevant legislation and regulatory requirements have not been met:

- no Financial Regulations in place. **Parish Clerk reported that Financial Regulations were approved and accepted by the Parish Council at their meeting held on the 25 September 2007**

Other matters not affecting their opinion which they draw to the attention of the Council/meeting:

- as noted last year, the fidelity insurance cover is not adequate and should be reviewed. Cover equivalent to the year end balance plus 50% of the Precept is a guideline. **Parish Clerk reported that enquires will be made again with our Insurers, Zurich Municipal**

Further to minute no **481/07** regarding donations to local organisations. **Parish Clerk reported that emails, letters and cards have been received from Derbyshire Unemployed Workers Centre, Sheldon Darts Trophy Competition, Chair of NEDDC, Clay Cross Handi-cap Club, Danesmoor Dary & Joan Club, Holmgate Darby & Joan Club and Clay Cross Police Consultative Group thanking the Parish Council for their donations.**

497/07 Clerk's Report

1. North East Derbyshire District Council: Review of Licensing Policy – Hackney Carriages, Private Hire Vehicles, Drivers and Operators
2. North East Derbyshire District Council:
North East Derbyshire Development Framework
Draft Affordable Housing Supplementary Planning Document
Town and Country Planning (Local Development) (England) Regulations 2004 – Regulation 17

With regard to the Draft Affordable Housing Supplementary Planning Document. Councillor D Skinner spoke about this Document and his disappointment that the District Council have not taken on board the Parish Council's comments that the best affordable housing is Council housing.

3. North East Derbyshire District Council:

Draft Access for All Supplementary Planning Document
Town and Country Planning (Local Development) (England) Regulations 2004 –
Regulation 17

4. Derbyshire County Council/Derbyshire Association of Local Councils: Community Response Plan Template
5. Derbyshire Association of Local Councils: Circular Nos. 27/2007 and 28/2007
6. Derbyshire Development Plans Joint Advisory Committee: Waste Site Allocations Development Plan Document – Pre –Submission Public Participation Stage, Preferred Options Report
7. Department for Environment, Food and Rural Affairs: Ways to Tackle Climate Change
8. Chesterfield Royal Hospital: Annual Review – April 2006 to March 2007

Resolved That:

1. *the Community Response Plan Template is referred to the Street Scene Working Group for consideration*
2. *Clerk's Report be received*

498/07 Date of Next Meeting

Resolved That: *the next Parish Council meeting will be held in the Parish Council office on Tuesday 27 November 2007 at 7pm.*