

NEWBY AND SCALBY PARISH COUNCIL
MINUTES of the
MEETING OF THE PARISH COUNCIL
held in the Council Offices, Scalby Road, Scalby,
on **WEDNESDAY, 9th JANUARY 2008**

COUNCILLORS PRESENT

Councillor D J Bastiman, Chairman in the Chair
Councillors: S G Foote, R Pickersgill, P C Snow, R I Thompson & B F Watson

ALSO IN ATTENDANCE

County Councillors A Backhouse & H Swiers,
M McGuinn, Clerk to the Council,
Mr P Afford Chairman Scalby Football Club
and 1 Member of the Public

FULL COUNCIL ISSUES

PROCEDURAL MATTER

The Chairman presented the awards for the Christmas Lights Competition and thanked those winners present for their excellent displays and the contribution these made to bringing Christmas Cheer to their locality.

Each winner was presented with £30 worth of Proudfoot Gift Vouchers and a signed and mounted certificate.

The winners were:

Large Display:

Mr & Mrs Jackson, 46 Newby Farm Close
Mr & Mrs Alden, 2 Rockingham Drive

Medium Display

Mr L Braithwaite, 7 Cross Lane
Mr & Mrs Haigh, 43 Scalby Beck Road

Small Display:

Mr & Mrs Scales, 3 Nabs View
Mr & Mrs Jackson, 86 Newlands Park Crescent

The clerk confirmed that Mr & Mrs Alden, Mr L Braithwaite and Mr & Mrs Jackson (small display) were unable to attend due to prior commitments but thanked the council for the recognition and were pleased that their displays had been recognised as worthy winners. Mr & Mrs Jackson, who live close to the Newlands Park Shops paid tribute to the parish councillors for the Christmas lights at the shops which had brightened up the area and were extremely popular with all who visited the shops and was the focal point of conversation throughout the Christmas period.

The Clerk was asked to personally deliver their prizes on behalf of the Parish Councillors

1/08 APOLOGIES FOR ABSENCE ACCEPTED

Councillor C Ridley and Councillor Miller

2/08 DECLARATIONS OF INTEREST

The following declarations of interest were received:

- 2/08.1 Councillor Watson declared a personal interest in all planning applications as a member of Scarborough Borough Council Planning Committee and took no part in the discussions or decisions.
- 2/08.2 Councillor Bastiman declared a personal interest in all planning issues on the agenda in his capacity as Portfolio Holder on Scarborough Borough Council with responsibility for overall planning policy. Councillor Pickersgill chaired all planning issues and during the discussions and decision making Councillor Bastiman merely observed the procedures and took no other part in those proceedings.
- 2/08.3 Councillor Watson declared a Personal & Prejudicial Interest in Agendas item 15.2(1) relating to the planning application for B Thompson and left the meeting until the matter was discussed and decided.

PROCEDURAL MATTER

It was **RESOLVED** to suspend the meeting in accordance with Standing Order 23(s) to enable Nigel Wintringham of Scarborough Borough Council to provide feed back on previously raised street scene issues and to receive details of any new issues requiring attention.

Meeting suspended at 7.20 pm

Mr Wintringham provided feedback on previously reported issues and Councillors reported further issues to be resolved.

On the matters concerning traffic and transportation it was **RESOLVED** that John Hannah of SBC be invited to attend the February council meeting to discuss these issues and Mr Wintringham agreed to liase with him and make the necessary arrangements.

The Chairman thanked him for attending and for all his efforts on behalf of the parish council.

Meeting in session at 7.40 pm

3/08 MINUTES

It was **RESOLVED** to approve and sign as a correct record the minutes of the Council Meeting held on 12TH December 2007. .

4/08 MATTERS OF REPORT FROM THE MINUTES

None.

5/08 FINANCIAL MATTERS

- 5/08.1 It was **RESOLVED** to approve the **Schedule of Accounts to be Paid for January 2008, Schedule 10**

5/08.2 The clerk confirmed that the bank statement had only just been received and the **Cash Book and Statement of Account for December 2007** details will be tabled at the next meeting. It was **RESOLVED** to accept this.

5/08.3 The clerk confirmed that the bank statement had only just been received and the **Internal Audit Report for December 2007** will be tabled at the next meeting. It was **RESOLVED** to accept this.

6/08 CORRESPONDENCE (To be tabled at the meeting unless otherwise stated)

6/08.1 Minute number 139/07.2 of the council meeting held on 12th December 2007 refers. A letter dated 21 December 2007 NYCC Yorkshire Coast & Moors County Area Committee was **RECEIVED**.

6/08.2 A copy of a letter from the Chairman to NYCC regarding the severing of the Highways Agency Meeting was **RECEIVED**.

6/08.3 A letter from the Treasurer of Scalby Toilets Trust dated 29th December 2007 was **RECEIVED**.

6/08.4 A letter dated 24th December 2007 from Scalby Village Trust was **RECEIVED** and the clerk asked to respond accordingly.

6/08.5 A letter dated 2 January 2008 from a parishioners was **RECEIVED** and the clerk asked to contact Phil Yardley of SBC to obtain his views.

6/08.6 An email dated 2 January 2008 from YLCA was **RECEIVED** and Councillor Thompson congratulated on his election to the NYCC Yorkshire Coast & Moors County Area Committee.

6/08.7 A letter from a parishioner dated 19th December 2007 was **RECEIVED** and it was noted that the parish councils efforts on his behalf were appreciated and that his long term problem had now been resolved.

7/08 REPORTS FROM OUTSIDE BODIES (IMPORTANT ISSUES ONLY)

The following Reports, where indicated, from Council Representatives on any relevant matters of interest or concern discussed at the meetings which directly or indirectly affects this parish were **RECEIVED** :

7/08.1 **CAP Group**. – Councillor Ridley – No report

7/08.2 **Safety Council** – Councillor S G Foote– No report

7/08.3 **Roads Liaison Committee** – Councillors R I Thompson and B F Watson– No report

7/08.4 **Coastal Area Parish Forum** – Councillors S G Foote and B F Watson– No report

7/08.5 **North Yorkshire & Cleveland Coastal Forum** – Councillor B F Watson– No report

- 7/08.6 **Yorkshire Local Councils' Association** – Councillors S G Foote and B F Watson. – No report
- 7/08.7 **Twinning Association** – Councillor R I Thompson– No report. AGM 22nd January 2007.
- 7/08.8 **York & North Yorkshire Playing Fields** – Councillors S G Foote & P C Snow– No report
- 7/08.9 **North York Moors National Park Authority** – Councillor R I Thompson – No report

8/08 QUALITY STATUS

- 8/08.1 The clerk referred to an article in the Clerk's Magazine written by the Chief Executive of SLCC and advised members that the 80% rule was under review and it is being proposed that the qualifying number of elected councillors be reduced to two thirds.
- The Clerk also commented that it is being proposed that email and websites be mandatory.
- 8/08.2 ***Matter to remain on the agenda pending developments.***

9/08 TRAFFIC CALMING MEASURES – SCALBY ROAD

- 9/08.1 Minute number 134/07 of the attached minutes refers. A copy of an email from John Hannah in request to the response for a new traffic island as a safe means of crossing Scalby Road between Scalby Beck Road and Danes Dyke Road was **RECEIVED**. It was **RESOLVED** that this matter be discussed with John Hannah of SBC who is to be invited by Mr Wintringham to attend the February council meeting.
- 9/08.2 In view of the work already started on the new Rugby Club ground Councillors gave consideration to requesting that the 30MPH speed limit on the A171 be extended towards Burniston to provide a safer approach speed to enhance the proposed traffic management layout at the entrance to the Club's car park. It was **RESOLVED** that this matter be discussed with John Hannah of SBC who is to be invited by Mr Wintringham to attend the February council meeting.

10/08 NEWSLETTER

- 10/08.1 Feedback on the distribution of the Newsletter was provided by all councillors and it was noted that many parishioners did not receive a copy.
- The clerk confirmed he had spoken to Claire Wardle, Delivery Manager for Top Trader and had expressed his dissatisfaction with the delivery process and had been asked to provide known addresses where delivery had not taken place.

The clerk and councillors named the following sample addresses:

Parts of Green Lane, Parts of Scalby Road, Cross Lane, Hackness Drive, Throxenby Lane, Scalby beck Road, Hay Brow and Lady Edith's Park.

A full investigation has been promised and the clerk expressed his view that the Top Trader would do well to check the delivery process per se throughout the Borough as their delivery agents appear not to be fulfilling their duties and that the parish council should be compensated for part of the delivery charge and the cost of the undelivered newsletters.

It was **RESOLVED** to await the outcome of the investigations but to inform the Top Trader that we shall be seeking compensation.

10/08.2 The clerk informed councillors that where the newsletter had been delivered it had been well received as being informative and enlightening of the work undertaken by the parish council.

10/08.2 It was **RESOLVED** that the date for next newsletter be issued kept in abeyance until the delivery hiatus has been resolved.

11/08 BUS SERVICE 13/14 NEWBY

A letter dated 21 December 2007 from EYMS in response to the clerks letter dated 14th December 2007 was **RECEIVED** and it was noted that it was not viable to extend this route service. The clerk was asked to inform the parishioner who had raised this issue.

12/08 TWINNING ASSOCIATION

Minute number 138/07 of the attached minutes refers. Matter deferred from last meeting to consider a request that the Civic Reception be a prelude to the evening dinner in order that the visitors could take full advantage of the Scalby fair.

After careful consideration it was **RESOLVED**:

- 1 That the Civic Reception should not be subsumed into the Evening Dinner and should be a stand alone function
- 2 That the reception be timed from 12 noon to 1.30pm thus leaving ample time for the visitors to attend Scalby Fair prior to the evening dinner
- 3 That the venue be the same as last time at the Church Rooms and Councillor Foote agreed to make the booking arrangements
- 4 That Scalby School Band be approached to provide entertainment together with the Staxton Singers and Councillor Foote agreed to make the arrangements
- 5 That Mrs Janet Lee be approached to provide the catering
- 6 Clerk to inform the Twining Association

13/08 NEW MODEL CHARTER AND NEW MODEL AGREEMENT

A report from the clerk on the progress to date was **RECEIVED** and it was noted that further details were awaited from SBC.

COMMITTEE ISSUES

14/08 FINANCE & GENERAL PURPOSES ISSUES

FINANCE

14/081 BUDGET REPORTING

The clerk confirmed that as the bank statement had only just been received he was unable to present the Budget Report to the end of December 2007. The clerk confirmed he would ensure that this was placed before councillors at the next meeting. It was **RESOLVED** to accept this.

GENERAL PROCEDURES

14/08.2 CHRISTOPHER KELD CHARITY

A letter from the Clerk to the Trustees was **RECEIVED** and the clerk instructed to confirm that Councillors Ridley & Watson are to remain as parish council representative Trustees.

14/08.3 SAFER COMMUNITIES PARTNERSHIP

A letter dated 11th December 2007 regarding the 2008 audit was **RECEIVED** and the clerk instructed on the required response to the questionnaire.

14/08.4 YRCC PARISH GOVERNMENT CONFERENCE 7TH TO 9TH MARCH 2007-12-28

Details of the conference were **RECEIVED** and it was **RESOLVED** that Councillor Thompson will attend the full conference and Councillors Foote & Snow will attend on the Saturday daytime session only and the clerk was asked to make the arrangements.

15/08 ENVIRONMENTAL AND DEVELOPMENT ISSUES

DEVELOPMENT

15/08.1 PLANNING APPLICATIONS – SCARBOROUGH BOROUGH COUNCIL

The following planning applications were considered and the decisions taken thereon are shown below:

1	Proposal Site Applicant Application No. SBC Decision Decision	Erection of infill conservatory in new house Rear of Ivy Bank, 525 Scalby Road, Scalby Mr E Austin 07/02691/fl By delegated authority No objections
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2	Proposal Site Applicant Application No. SBC Decision Decision	Rear extension to existing bungalow 14 Barmoor Close, Scalby Mr B D Raper 07/02703/fl By delegated authority No objections
3	Proposal Site Applicant Application No. SBC Decision Decision	Construction of new roof on existing extension 26 The Parkway, Newby Mr & Mrs D W Johnson 07/02761/fl By Committee No objections
4	Proposal Site Applicant Application No. SBC Decision Decision	Erection of conservatory to side 1 The Park, Scalby Mr Dowson 07/02726/fl By delegated authority No objections
5	Proposal Site Applicant Application No. SBC Decision Decision	Proposed erection of dwelling in garden adjacent 10 West Park Avenue, Newby Mr & Mrs P Rippon 07/02754/fl By delegated authority No objections

15/08.2 PLANNING APPLICATIONS – NORTH YORK MOORS NATIONAL PARK

The following planning applications were considered and the decisions taken thereon are shown below:

1	Proposal Site Applicant Application No. Decision	Erection of 2 storey side extension Beacon Cottage Farm, Cumboots, Scalby Mr B Thompson NYM/2007/0998/fl No objections
2	Proposal Site Applicant Application No. Decision	Construction of a new dwelling The Coach House, Hackness Road, Scalby Mr & Mrs G Fearn NYM/2007/1033/fl/inv No objections

15/08.3 PLANNING APPLICATIONS – NORTH YORKSHIRE COUNTY COUNCIL

None received.

15/08.4 SCALBY VIADUCT

To remain on the agenda pending developments.

15/08.5 FLOODING ISSUES

15/08.5.1 A verbal report from the clerk on the request for Councillor Bastiman and Mr Foster to attend the site visit by the Environment Agency regarding the clearing of vegetation from the sea cut was **RECEIVED** and it was noted that the site visit had already taken place. It was further noted that removal of the vegetation had taken place but not all vegetation had been removed.

It was **RESOLVED** that the clerk ask for a written response as to why some but not all of the vegetation has been removed and the root ball left in place which could grow again. In addition the clerk was asked to arrange a site meeting for Councillor Bastiman and Mr Foster to meet with the Environment Agency to pursue this issue and that of the de-silting.

15/08.5.2 No other flood related issues.

16/08 SPORTS & RECREATIONAL ISSUES

CARR LANE PLAYING FIELD

16/08.1 REDEVELOPMENT OF PAVILION & CENTENARY CELEBRATIONS

16/08.1.1 An update from Mr P Afford, Chairman of Scalby Football Club on the progress to date was **RECEIVED**.

The arrangements for the centenary celebrations was progressing and the search for information etc is ongoing. It was suggested by Councillor Bastiman that an approach be made to Scalby School as this may be an opportunity for them to make this a worthwhile project.

The centenary is 2012 and Mr Afford was confident that a new pavilion will be in place at that time.

Mr Afford was asked to liaise with the clerk with a view to an article being included in the next newsletter

16/08.1.2 No further matters raised relating to the upkeep and management of the playing fields

LINDEN ROAD PLAYGROUND

16/08.2 LINDEN ROAD PLAYGROUND

16/08.2.1 A report from the clerk on the progress to date with the new swing was **RECEIVED** and it was noted that SBC would meet half the cost, apart for £71 and it was **RESOLVED** that the clerk go ahead and arrange for the new swing to be installed.

16/08.2.2 No further matters relating to the upkeep of the playground.

LINDEN ROAD OPEN SPACE

16/08.3 LINDEN ROAD OPEN SPACE

An update on the decision of SBC regarding the registration of the open space as a Village Green was **RECEIVED** and it was noted that DBC would not object to the registration. Mr R Pennel, Solicitor at Yorkshire County Council confirmed that a report will be taken to the April meeting of the Yorkshire Coast Area Committee recommending approval and thereafter it will be placed before members of Yorkshire County Council for the final decision.

ALLOTMENTS

16/08.4 ANNUAL RENTS, VACANT PLOTS & UPKEEP

16/08.4.1 A report from the clerk on the rent renewals and vacant plots was **RECEIVED**.

16/08.4.2 A report from the clerk regarding the formation of a "Friends of the Allotments Group" as recommended by Council was **RECEIVED**.

GENERAL

16/08.5 PUBLIC LIABILITY INSURANCE COVER

16/08.5.1 A report from the clerk on the Insurers requirements in respect of Foulseyke Pond with regard to appropriate signs, regular inspections and maintenance of a log book records was **RECEIVED** and it was **RESOLVED** that the clerk progress this matter in order to ensure compliance.

16/08.5.2 It was noted that any land which the parish council has legal responsibility for is covered by the Public Liability Section of the Policy and that regular inspections are to be carried out and the results logged accordingly.

16/08.5.3 It was **RESOLVED** that the clerk draw up the inspection procedures and rota and create a log record

16/08.6 NEW FOOTPATH – FROM A171 TO OLD RAILWAY LINE

A suggestion from the Rugby Club that a footpath be created from the railway line to the A171 Scalby Road and bordering the southern boundary of the new development with ownership of the land over which the footpath would be created remaining with the rugby club was considered.

It was **RESOLVED** that this be accepted in principle provided there will be no liability for this parish council for ownership or maintenance of the proposed footpath. Councillors suggested that the club take legal advice and consider a permissive right of way over the proposed footpath and that NYCC be consulted also.

17/08 EMPLOYMENT ISSUES

PROCEDURAL MATTER

Pursuant to section 1(2) of the Public Bodies (Admission to Meetings) Act 1960, it was **RESOLVED** that, because of the confidential nature of the business to be transacted, the press and public leave the meeting whilst the following agenda item 17 is discussed.

The clerk also left the meeting whilst this matter was discussed.

NATIONAL SALARY AWARDS FOR CLERKS 2007/2008

Details of the new salary scales agreed between NALC and SLCC were **RECEIVED** and it was noted that this settlement applied from 1st April 2007 and had been delayed due to negotiations. It was **RESOLVED** unanimously that the clerk's rate of pay be increased in accordance with the new scales on the current scale level SCP25.

**There being no further business on the agenda
the Chairman declared the meeting closed at 8.43 pm**

Chairman