

BARTON PARISH COUNCIL
MINUTES OF THE MEETING HELD ON
THURSDAY 29TH APRIL 2004

1. Constitution

- 1.1. Present were Peter Wood (Chairman) Cllrs Michael Holmes, Alen McFadzean, Alistair Thorogood, Campbell Dawson and Phillip Glithro (acting Minutes Clerk).
- 1.2. There were no apologies for absence.
- 1.3. County Councillor Michael Heseltine was not present.

2. Minutes of PC Meeting held on 25th March 2004

- 2.1. The Minutes as circulated were approved, and duly signed by the Chairman

3. Chairman and Clerk's Report including matters arising.

- 3.1. The Chairman reported that there had been no firm decision by Customs and Excise as to whether the PC would be liable to pay VAT on expenditure incurred as a result of carrying out repairs to the Village Hall. We had been referred to Notice 749 – the net effect of which appeared to indicate we were not entitled to reclaim any VAT content. A separate note is appended to the minutes in this respect.
- 3.2. The Chairman reported that he had discussed the matter of the Bus Shelters with Martin Garside, who had referred him to Catherine Foster of the Public Transport Group at NYCC. There could be a possibility of funding to bring the Shelters up to a good condition before handing over to BPC (to be investigated), but there was no chance of further funding once the handover had taken place. The Chairman suggested that once we had adopted the Shelters, if possible we could consider allowing the local youth to decorate them. Chairman to write to both parties with a view to finding a mutually acceptable way forward. A separate note is appended to the minutes in this respect.
- 3.3. Yorkshire Water had agreed that the restatement work carried out by their Contractor following recent work was not up to standard and had agreed some time ago to carry out remedial work. However nothing had yet transpired. Cllr Dawson is monitoring position.
- 3.4. It was agreed that as there had been no progress in obtaining a replacement Parish Clerk, that an advertisement should be placed in the Press and the cost of this be met from BPC funds.
- 3.5. It was agreed that the draft Newsletter presented by the Chairman be printed and that the BPC funds should meet the costs associated with the production and circulation of same.
- 3.6. Chairman reported that there were now 92 persons interested in Broadband, but that we needed at least 200 to put a case forward to British Telecommunications. A leaflet was to be enclosed with the Newsletter.

4. Correspondence

- 4.1. NEDL Wayleave request & Queensberry Design Ltd – see 8.1. & 8.2. below
- 4.2. Circulation folder: Barton Ward Housing Needs Survey, DEFRA Broadband, Village Plan

5. Planning Application

- 5.1 Plans were shown to the members in respect of a Single Garage development at 1 Waterfall Terrace to which there was no objection.

Councillor CB Dawson absented himself from the meeting by virtue of his position as a member of Richmondshire District Council Planning Committee.

6. Financial Statement

- 6.1 The Financial Statement as circulated was approved, and it was agreed that the outstanding accounts of Latimer Hinks (£675.63) and YLCA (£172) should be paid.
- 6.2 Following the Chairman's adoption of the role of Financial Officer he reported that a new Bank Mandate would be required as he would be unable to sign cheques. Cllrs; Thorogood, Charlton & Holmes to be the new signatories on the bank account(s).
- 6.3. Two new Bank Accounts would now be required, as the funds for use in Village Hall refurbishment had to be held separately. It had also been previously agreed that an account be opened for Allotment income and expenditure.
- 6.4. An internal Audit would be required before the 2003-2004 accounts are sent to Mazars.
- 6.5. It was agreed to pay £29 – 00 from the PC funds in respect of a painting by a local artist which would be presented to Alan Spivey as a mark of appreciation of the service which he had given to the Parish Council over the four years he was Clerk
- 6.6. The Chairman reported that he had asked Allianz Cornhill for further information as to the break down of our Insurance cover on the property as to the split between Buildings and Contents, about appropriate cover for allotments and also about the possibility of Libel and Slander cover being incorporated.

7. Allotments

- 7.1. Alen McFadzean reported that Leases had been signed covering 18 plots with one signed lease to come, and that £475 – 00 was already to hand with a further £25 – 00 promised.
- 7.2. It was agreed that the PC write to the former lessee (A Adams) regarding the 'Dog Run' fencing and that if no further progress was made that the PC should take responsibility for removing said fencing and utilise this to repair broken fencing around the perimeter.
- 7.3. The Vacant plots are now being cleared by allotment-holders.
- 7.4. The gate which was being stored at Willowbridge Service Station was to be erected at the entrance to the Allotments - A.M. and C.D. to cooperate on this.

8. Burns Depot

- 8.1. Chairman reported correspondence with NEDL about the work that was being carried out on registered village green to provide an electric supply to Barton House. It appears that no Wayleave had been sought and some initial work had taken place – now stopped. NEDL now seek an addition of the new connection to existing Wayleave agreement No. T793 dated 19 October 1966. YLCA are currently investigating the position in as far as village green is concerned. It was agreed that the Parish Council owes a duty of care to the village in as far as the registered village green is concerned. It was agreed that: *"The Chairman be authorised to sign the plan in respect of the electricity connection to Barton House so as to provide NEDL with the necessary Wayleave Agreement (subject to confirmation of our position from YLCA. If a separate Easement is required to allow the cable to be installed a similar negotiation and employment of a solicitor to apply as below"*

- 8.2. The Chairman reported that he had written to Queensberry Designs Ltd, the firm acting for the new owners of the former Burns Depot informing them that their development had Village Green implications, and that these matters would have to be regularised before any work could begin. They have responded by stating that the property owner is to make contact with the Parish Council
- 8.3. It was agreed that: *"We reaffirm that Messrs Mouchel Parkman negotiate on BPC's behalf any Easement in respect of the access over Village Green to the proposed 6 dwellings on the basis that their fees are to met in full by the Developer"*. Andrew Purkiss of Mouchel's being the point of contact.
- 8.4. It was further agreed that: *"We appoint Alayne Addy of Wrigley's Solicitors (0113 2045725) of Leeds to act on behalf of BPC in the matter, and that their fees are to be met in full by the Developer, whether or not the transaction proceeds"*. (AA is understood to have a good working knowledge of Village Green matters.)

9. Youth Matters

- 9.1. It was reported that much damage had been done to fencing in order for a tree-house to be built by local youngsters. The members deplored this wanton destruction as it did the damage which had been done to a mature Ash tree which appeared to be mere vandalism.
- 9.2. The Chairman promised to see if the Youth Bus which operated as far out as Gilling West/Melsonby could be brought to the village as part of the regular routing.

10. Business to refer to next Meeting

No matters mooted for discussion at the next Meeting which would be held following the AGM on Thursday 27th May 2004. The Chairman closed the Meeting at 8.15 pm

Signed and approved

.....Chairman

27.05.04