

ASHOVER PARISH COUNCIL
Minutes of the Ordinary Parish Council Meeting held in
The Sports Pavilion, Milken Lane, Ashover at
7.15 p.m. on Tuesday 16 OCTOBER 2018

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1 PRESENT

Cllrs E Willmot, S Dronfield, N Early, Mrs R Early, R Fidler, Mrs M Hayward, C Miller and Mrs A Tyson
Cllr W Armitage (Parish & NEDDC District Cllr)
DCC Cllr B Lewis
S Atkinson (Parish Clerk)
Members of the Public – One

114/18

2 Apologies for absence.

Apologies for absence were received from Councillor Mrs L Hunter-Bott.

115/18

3 Variation of Order of Business.

There was no change in the order of business.

116/18

4 Declaration of Members Interests and Requests for Dispensation

Interests were declared and relevant forms completed and dispensations confirmed as follows:-

District/Parish Cllr W Armitage – Planning (dispensation granted to May 2019)

Cllr E Willmot – Parish Maintenance (Winter Maintenance Contract)

Cllr R Fidler – Parish Maintenance (Winter Maintenance Contract)

117/18

5 Recording and Filming of Council and Committee Meetings

Members of the Public and Councillors were reminded that:-

The right to record, film and to broadcast meetings of the council, committees and sub committees is established following the Local Government Audit and Accountability Act 2014. This is in addition to the rights of the press and public to attend such meetings. Meetings or parts of meetings from which the press and public are excluded may not be filmed or recorded. Members of the public are permitted to film or record meetings to which they are permitted access, in a non-disruptive manner.

118/18

6 Public Speaking

Public – No member of the public wished to speak.

County/District Liaison – DCC Cllr B Lewis reported on highway maintenance issues, highway safety and a positive response to the Libraries consultation.

NEDDC Cllr W Armitage had attended the DALC AGM and an Estate ‘Walkabout’ with Rykneld Homes at Dovecotes, Kelstedge and Littlemoor.

Police – Four parish crimes had been reported for August 2018.

119/18

7 Minutes

The Minutes of the Ordinary Parish Council meeting held 18 September 2018 were put forward and it was proposed and seconded that these be approved as a correct record.

Resolution: That the Minutes of the Ordinary Parish Council Meeting held 18 September 2018 are approved as a correct record.

120/18

8 Exclusion of Public

There were no items on the agenda taken in exclusion.

121/18

9 Planning - PLANNING APPLICATIONS

Application Number: 18/00990/FL

Proposal: Retention of extension of agricultural building to be used as poultry house

Address: Birkin Lane Farm Birkin Lane Ashover Chesterfield

Applicant: Mr Paul Marriott

NO COMMENTS

Application No: NED 18/01004/DISCON

Parish: Ashover

Ward: Ashover

Officer: Ms Susan Wraith

Application for the discharge condition 11 (Open space/meadow and pond) of planning application 17/00841/RM at Land at The Junction of Narrowleys Lane and Moor Road Ashover for Marsh Green Estates Ltd

COMMENTS:-

Ashover Parish Council, on behalf of its constituents, continues to deplore and oppose this application and development in its entirety.

Ashover Parish Council considers that there is a lack of information and clarity in the application and that it does not meet the conditions laid out to be discharged. Therefore, Members support, in their entirety, the objection laid out by ANFA as shown below.

Furthermore, Ashover Parish Council supports District Councillor William Armitage's request for this application to be heard by Planning Committee and not determined under delegated powers, in the interests of transparency and to allow the public to have their say.

Ashover Parish Council fully supports the objections raised by ANFA as follows:-

"Condition 11 requires details of levels which are not provided in the application. The area of the plan designated as an 'Open Space' amenity area is now described as a wildflower meadow which will be allowed to grow throughout the summer, and cut and cleared once a year. Will members of the public still have access to this area during the summer growing season prior to it being cut, or is access to be denied? It is noted that the site clearance is to commence in October 2018 and planting of the meadow in late Winter 2019 – does this mean that the stock yard and security cabins (referred to as being on this same area on application 18/00821/DISCON) will not occupy the same space? The apparent contradiction implies that one of these applications is impossible to fulfil. The use of glyphosate to kill off the existing vegetation will consequently have detrimental immediate adverse effect on the ecology and habitat of the area. There is no structure in place for funding or maintenance of the mown margins or the maintenance of the pond. There is reference to a management company but there is no evidence of how this is to be funded and maintained, or the ongoing structure of the management company or indeed who the management company is. The Secretary of State's decision at Condition 10 in Appendix A and also the decision of application 14/0766/OL says that 'No part of the development....shall take place until a scheme for the laying out and provision of a children's play area and amenity area for use by members of the public has been.....approved...by the local planning authority' and it says that it shall include details of the public use, future management and maintenance arrangements. At the moment this application gives us no information about the public use, management or maintenance details or compliance of the requirement for daily inspection of equipment on safety grounds."

Application No: NED 18/01005/DISCON

Parish: Ashover

Ward: Ashover

Officer: Ms Susan Wraith

Application to discharge conditions 4 (Affordable Housing) and 10 (Play area) of planning application 14/00766/OL at Land At The Junction Of Narrowleys Lane And Moor Road Ashover for Marsh Green Estates Ltd

COMMENTS:-

Ashover Parish Council, on behalf of its constituents, continues to deplore and oppose this application and development in its entirety.

Ashover Parish Council considers that there is a lack of information and clarity in the application and that it does not meet the conditions laid out to be discharged. Therefore, Members support, in their entirety, the objection laid out by ANFA as shown below.

Furthermore, Ashover Parish Council supports District Councillor William Armitage's request for this application to be heard by Planning Committee and not determined under delegated powers, in the interests of transparency and to allow the public to have their say.

Ashover Parish Council fully supports the objections raised by ANFA as follows:-

"Condition 10: The Secretary of State's decision at Condition 10 in Appendix A and also the decision of application 14/0766/OL says that 'No part of the development....shall take place until a scheme for

the laying out and provision of a children's play area and amenity area for use by members of the public has been.....approved...by the local planning authority' and it says that it shall include details of the public use, future management and maintenance arrangements. At the moment this application gives us no information about the public use, management or maintenance details. Whilst scant information (other than drawings) is provided regarding a scheme for the play area, no scheme is mentioned at all regarding the amenity area. Condition 4: It continues to be of concern that some of the houses which the developer classes as being 'affordable' are in fact very convertible into market houses, and therefore the rental price of these as according to the plans would not be considered affordable by the general public even when a 20% reduction on market price is applied. It is therefore considered that the 40% requirement is not being met. In part (i) the applicant refers to an 'affordable rent scheme' but no details of this term are provided, so the application cannot be fully given due consideration. In part (ii) the applicant suggests that the affordable houses will be built according to when the market houses are completed, but the condition requires that they are built according to when they are occupied. Although the conditions required affordable housing to be timed with respect to occupation it would be better to be timed with respect to completion. Completion would be sooner than occupation. The conditions would automatically be satisfied as occupation could not be achieved before completion anyway. So whilst the condition is therefore not met by the application, ANFA supports the suggested change to the condition. The application says that the Management Company will manage the affordable housing 'in accordance with affordable housing'. There is no evidence of how this management company is to be funded and administered, or its ongoing and long term structure or even who the management company is. Presumably the application has omitted some vital words by using 'in accordance with affordable housing' which has no meaning, and so no detail is provided regarding the management of the affordable housing. Regarding (iv) some provision in an agreement is required to make sure these houses are affordable in perpetuity – this has not been fulfilled by the application. A Section 106 agreement would appear to have some relevance to this application, but it cannot be considered because it is not provided. Condition (iv) has therefore not been met. The application refers to an 'Annual Statement' which will be submitted to the LPA, however the details of the relevance and requirement for this and its required content are not provided, nor whether this will be a public record. Condition (v) is attempted to be satisfied by reference to the Section 106 agreement and also to a 'Marketing Agreement' – as these are not provided the application fails to meet the condition”

(Cllrs E Willmot & R Fidler left the meeting during discussion and resolution on the winter maintenance contract)

122/18

10 Parish Maintenance

Consideration was given to items including:-

Winter maintenance: The 3 year contract with GE Willmot had been completed and no price increase was proposed for a further 3 years.

Minor Maintenance Agreement work had been recommended by the Footpaths Group on Rights of Way nos. 23,67,136,145 to a maximum cost of £675.00.

A complaint had been received on the standard of flowerbed maintenance on Moor Road and Church Street which had been referred to the Contractor.

Resolution:

That grit bins are filled by GE Willmot at £18 per bin.

That mechanical snow clearance of the car park is undertaken by GE Willmot at £25 per hour.

That GE Willmot is awarded a 3 year contract for the immediate and precautionary gritting of the car park (machine to be supplied by contractor) at a cost of £40-£50 per application.

That 10 tons of rock salt is ordered immediately and then as required.

That snow clearance and gritting of the car park and grit bin filling is undertaken as required.

That Minor Maintenance Agreement work on Rights of Way is undertaken by T Cartwright to a maximum cost of £675.00.

That the complaint regarding flowerbed maintenance is noted.

123/18

11 Parish Notice Board –

Further to Minute 100/18, consideration was given to an estimate for a public notice board outside the Information Point made from recycled material.

Resolution:

That the estimate received from Greenbarnes Ltd., for a glazed notice board made from recycled material, in the sum of £722.39 is accepted.

That the new parish notice board is located on the side of the Public Toilets on Moor Road by the Lengthman.

124/18

12 Tree Working Group – **The Minutes of the Tree Working Group held 20/09/2018 were put forward for information. No further progress had been made on the project to mark the end of WW1. Members thanked the Group for the continuing good work being undertaken.**

Resolution:

That the Minutes of the Tree Working Group held 20/09/2018 are received.

That a letter of thanks is sent to the Tree Working Group in appreciation of the continuing voluntary work being undertaken.

125/18

13 Parish Events – **Arrangements for the Christmas Event were in hand and, this year, the event would be the Light switch-on and Santa. Refreshments would be provided by The Crispin Inn and Christmas Lights had been purchased, the road closure notices had been received. The Event Group had made an application to the Medical Centre for a grant to support the event and requested a ‘pop-up’ gazebo purchased for use at the event and other parish events. A request for a donation towards the road closure for May Day 2019 was put forward.**

Resolution:

That the additional £26.50 spent on Christmas Lights is authorised under Section 137 donations (Minute 104/18).

That a ‘pop-up’ gazebo is purchased for use at the Christmas and other parish events at a cost of £75.00.

That £100.00 is donated to the Parochial Church Council towards the road closure for May Day 2019 (LG Act 1972 s144).

126/18

14 Road Safety – **A meeting, with all interested parties and arranged by the Primary School, had taken place on 24/09/2018 regarding road safety for students on Narrowleys Lane. The Primary School Head Teacher would attend the Parish Council Meeting on 18 December 2018 to address Members on steps taken to address the safety issue.**

Noted.

127/18

15 Newsletter no. 2 – The draft newsletter had been circulated and items included.

Resolution:

That Lee Rowley MP is invited to include an apolitical article.

That 250 copies of the newsletter are printed and distributed across the parish and posted on the Parish Council website.

128/18

16 Burial Board - The Minutes of the Burial Board Working Group meeting held 02/10/2018 were put forward and it was proposed and seconded that these be approved as a correct record. Consideration was given to recommendations.

Resolution:

That the Minutes of the Burial Board Working Group meeting held 02/10/2018 are approved as a correct record and that all recommendations are resolved as follows:- That a further inspection of identified monuments is undertaken by Burial Board Members at 9am on Thursday 08/11/2018.

That the Finance Committee is requested to make a provision of £600.00 for the supply and installation of the new wooden gates.

That, subject to finance being available, an estimate from GE Willmot in the sum of £475-£550 to include field style gates with all hanging kit, galvanised drop bolt and top latch, is accepted. That when installed, the galvanised fittings are treated with black matt Hammerite and the wood stained dark oak.

That an estimate received from Whittington Moor Printing Works Ltd. in the sum of £154.00 for the provision of an access notice for the entry gates into the cemetery is accepted.

That the contractor is requested to undertake the planting of the hedge before the end of November 2018.

That the Probation Service continues to be invited to work in Ashover Cemetery whenever possible and brash from current working to be removed.

That 3 parties would be invited to submit a quotation for the Maintenance Contract 01/04/2019.

That the Specification would stipulate that the maintenance is undertaken on a week day.

That the invitation to submit a quotation would stipulate compliance with the Specification in its entirety.

That limestone purchase is considered as and when required.

That laminated signs are produced and displayed at each entrance to the cemetery.

That the Burial Board undertakes a site visit to determine the extent of the filling of the skip area.

That a Tree Survey is undertaken before October 2019.

That a request to remove trees is declined unless identified for removal in the Tree Survey to be undertaken in 2019.

That a request for next of kin rights on a plot is approved.

That action taken on complaint regarding a damaged vase is approved.

129/18

17 Local Council Administration – Consideration was given to the purchase of the 11th edition of the publication.

Resolution: That the 11th edition of Local Council Administration is purchased at a cost of £103.99 plus p&p.

130/18

18 Health & Safety – Consideration was given to purchase of a first aid kit for the pavilion and events and confirmation of removal of a tree branch in the cemetery.

Resolution:

That a first aid kit is purchased for the Pavilion and Events at a cost of £20.00.

That removal of a tree branch in the cemetery by Trueman Tree Services at a cost of £180.00 is confirmed.

131/18

19 Section 137 – No applications had been received.

132/18

20 Training – A list of training events had been circulated to all Members via the DALC circulars.

Noted

133/18

21 Chairman's Annual Reception – Following previous cancellation, a proposed date of Tuesday 27 November 2018 was put forward. (LG Act 1972 ss15(5) & 34(5)).

Resolution: That the Chairman's Annual Reception is approved under Local Government Act 1972 ss15(5) & 34(5).

134/18

22 Parish Clerk's Report - The report included DALC circulars 12/2018 & 13/2018

Resolution: That the Clerk's Report is received.

135/18

23 Finance Committee – The Minutes of the Finance Committee meeting held 02/10/2018 were put forward and it was proposed and seconded that these be approved as a correct record. Consideration was given to the recommendations including the Precept for 2019/2020.

Resolution:

That the Minutes of the Finance Committee meeting held 02/10/2018 are approved as a correct record and that all recommendations are resolved as follows:-

That virements are made to the current budget figures for 2018/2019 as follows:-

£1,000 from Contingencies (1163) to General Maintenance (2337)

£600 from Contingencies (1163) to Cemetery Maintenance (2236) for new gates

That, a Precept figure for 2019/2020 of £79,305.00 (including grant support of £578) is put forward to the Parish Council for consideration at the October Meeting and, if accepted, that a public consultation statement is placed on the main notice board and website.

136/18

Financial Report – A budget appraisal and report/reconciliation from the computerised accounts detailing account balances, cheques/transactions issued/authorised and cheques received and any outstanding receipts was considered. The report shall be signed by the Chairman as 'received'.

Resolution: That the Financial Report is confirmed and signed by the Chairman.

137/18

24 Cheques/Invoices for Signature/Confirmation – Details of Cheques/BACS authorised by Councillors were received.

Resolution: That copies of cheques/BACS authorised by designated signatories, are confirmed.

DATE	CHEQUE/ BACS REF.	PAYEE	GOODS/SERVICE	TOTAL (£)
03/09/2018	600587391/94 0392860	Employees	Salaries etc.	1934.25
04/09/2018	300002	G Shaw	Cemetery wall	180.00
04/09/2018	300003	NEDDC	Road Closure	200.00
04/09/2018	300004	Info Commissn	Data Prot Reg	40.00
05/09/2018	DD	Water Plus	Cemetery water	29.28
06/09/2018	36236822	Salisbury & Wood	3 tons limestone	105.23
06/09/2018	726100657	NEDDC	Dog Bin servicing	546.00
06/09/2018	856689161	PKF Littlejohn LLP	External Audit 17/18	360.00
06/09/2018	DD	NEST	Pension Contribs	77.70
17/09/2018	DD	Eon	Pavilion electricity	26.00
18/09/2018	DD	British Gas	Pavilion gas	34.00
19/09/2018	DD	Water Plus	Pavilion water	246.69
26/09/2018	873607890	Wallgate Ltd.	WC Hand-drier Maint	1076.40
26/09/2018	907341305	Friends of School	S137 donation	300.00
28/09/2018	287080824	RBL Poppy Appeal	Lamp-post poppies	90.00
30/09/2018		Unity Trust Bank	Quarterly Charges	18.00

THE MEETING CLOSED AT 9.00 p.m.