

ATHERSTONE TOWN COUNCIL

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DOCUMENT	MINUTES OF THE TOWN COUNCIL MEETING
VENUE	Town Council Chamber, North Street
DATE AND TIME	Wednesday 16 th February 2011 7.00pm
IN ATTENDANCE	Town Councillors: Wright, Peat, Vickers, Jarvis, Clews, Chambers, Shaw, L Freer, R Freer, Barker, Singh. Public: Mrs Clay, Mrs Wrigley
APOLOGIES	Councillors Macchi, M Davis, G Davis, Vickers
CHAIR	Cllr D Clews
CLERK	Mrs Sally Oldham

Item		Actions	Notes
1.	APOLOGIES As listed above. It was resolved to accept the apologies as offered. Proposed Cllr Barker, seconded Cllr Shaw		
2.	DECLARATIONS OF INTEREST To be taken as and when. Cllr Clews read out a clarification of the rules regarding declaration of interests.		
3.	PUBLIC SESSION A member of the public reported that two cars had recently been burnt out in Welcome Street, one of them at 4.30am last Sunday morning. The member of the public requested that the Town Council try to get a CCTV camera for the area.		
4.	TO RECEIVE THE MINUTES OF THE TOWN COUNCIL MEETING OF 2nd February 2011 It was resolved accept the minutes subject to an amendment at P137 2/11- the minutes to read "Cllr R Freer said that Cllr Barker should declare an interest as an allotment holder but he did not. Cllr Jarvis said that it was up to the councillor to decide for themselves". Proposed Cllr Barker seconded Cllr Jarvis		
5.	MATTERS ARISING FROM THE MINUTES OF THE TOWN COUNCIL MEETING OF 2nd February 2011 There were no matters arising.		
6.	CORRESPONDENCE RECEIVED E51: NABMA Local Councils Seminar – 1 st July 2011 Stratford upon Avon. It was resolved to request as many places as possible. Proposed Cllr R Freer seconded Cllr Jarvis. E53 – Plot 9 Gypsy Lane Allotments It was resolved to discuss this later under private and confidential. Proposed Cllr L Freer seconded Cllr Wright E59 – Austerity measures. It was resolved to respond that when setting the precept due care and consideration is made for the public purse and expenditure for the people of Atherstone. Proposed Cllr R Freer seconded Cllr Shaw P138 2/11		

<p>7.</p>	<p>PLANNING MATTERS</p> <p>a) Planning Lists – 4</p> <p>b) Consultations</p> <p>Re Consultation PAP/2011/0014 Beech House, Market Street, Atherstone Cllr Shaw declared a personal interest. It was resolved that there was no objection. Proposed Cllr Barker seconded Cllr Jarvis</p> <p>PAP/ 2011/0025 77 Long St Cllrs R Freer, L Freer and Clews declared a personal interest. It was resolved that there was no objection to this application. Proposed Cllr Barker seconded Cllr Singh</p> <p>PAP/2011/0043 St Mary’s Church It was agreed that there was no objection but the clerk was asked to check whether the proposed work would affect the Town Council Christmas lights that were in trees around the church.</p> <p>PAP/2011/046 157 Long St and PAP/2011/0048 157 Long Street It was agreed that there was no objection.</p> <p>c) Decisions PAP/2010/0509 50 Station Street. Refused. Noted.</p> <p>d) Conservation Areas and Listed Buildings Nothing to report.</p> <p>e) Other – all of the following were noted.</p> <ul style="list-style-type: none"> • NWBC email correspondence regarding 3M Application – from 2nd February 2011 • WCC letter circulated at the meeting PAP/2007/0594 – 157 Long street Atherstone • WCC letter circulated at the meeting re: St Benedict’s Church <p>f) Licensing Matters Nothing to report</p>		
<p>8.</p>	<p>REPORTS</p> <p>a) Clerk’s Report</p> <p>i. The clerk reported that tree inspections were taking place in the week commencing 14th February 2011.</p> <p>ii. The clerk reported a verbal report of fall in the cemetery on the newly laid ash plot slabs.</p> <p>It was resolved to ask the contractors to correct the problem as soon as possible and about the slabs as originally instructed. Proposed Cllr L Freer seconded Cllr R Freer Cllr Barker abstained.</p> <p style="text-align: center;">P139 2/11</p>		

	<p>Thomas Ayres Bunker John Ernest Wilson George Albert Collins Alice Lilian Bartlam</p> <p>A320 re-open for ashes B52 re-open to double depth A386 re open for ashes A242 pre select for ashes</p>		
11	<p>CONTRACT MATTERS</p> <p>a) <u>Play areas – monthly inspection reports.</u> Playground inspection reports had been circulated dated 10.02.11 and were noted</p> <p>b) Floral Displays – Re-use of bulbs removed last year. It was resolved to split the bulbs and plant some at the cemetery and some at the old allotment gardens. Proposed Cllr L Freer seconded Cllr Shaw</p>		
12.	<p>MAGISTRATES COURT / POLICE STATION update</p> <p>Cllr Barker wished it to be minuted that the villages had once again ensured Atherstone would be left with the affordable housing issue. The clerk had reported as follows on email to members and it was read out for the benefit of all councillors who had not reviewed the email. A call had been received from the Atherstone Herald this morning asking for the Town Council's comments on the decision taken on Monday 14th Feb at NWBC regarding the magistrate's court. The case officer at NWBC had confirmed as follows: "Outline permission for residential was approved on Monday at NWBC - the principal of having houses with no numbers specified. This is subject to a 106 agreement for provision of open space and the re-location of the police function within Atherstone" It was resolved that a reply would be drafted to the Herald. It would be circulated to all councillors on email prior to issue. Proposed Cllr R Freer seconded Cllr Barker It was resolved to similarly draft a letter to the NWBC Planning Department. Proposed Cllr L Freer seconded Cllr Chambers It was resolved to draft a letter to Dan Byles MP calling for a judicial review and public enquiry into the decision. Proposed Cllr Chambers seconded Cllr Barker</p>		
13.	<p>MARKET SQUARE</p> <p>The request for an interim agreement had been sent to NWBC following the last meeting and a reply was awaited.</p>		
14.	<p>BALL GAME Request for Funding 2011 event- correspondence item 15.</p> <p>It was resolved to make a donation equivalent to the cost of the insurance subject to seeing a copy of the insurance documents. Proposed Cllr R Freer seconded Cllr Barker</p> <p>It was resolved to suspend the meeting to allow a member of the public to speak. Proposed Cllr Barker seconded Cllr Jarvis</p>		

	<p>It was resolved to re start the meeting. Proposed Cllr Shaw seconded Cllr Barker</p> <p>It was resolved that, under Section 100A of the local Government Act 1972, in view of the confidential nature of the business about to be transacted: namely the details of the terms of contracts for the supply of goods It is advisable in the public interest, as if members of the public were present during the consideration of such business, there would be disclosure to them of exempt information under paragraphs 1 and 11 of Part 1 of Schedule 12A of the said Act, that the public be temporarily excluded and they are instructed to withdraw. Proposed Cllr R Freer seconded Cllr Barker</p>		
15.	<p>Revised Quotation for installation of Memorial Bench It was resolved to accept the revised quotation. Proposed Cllr Barker seconded Cllr Jarvis</p>		
6.	<p>Correspondence item E53: It was resolved that the response email received NWBC on 14th February be forwarded to the tenant as a reply to the tenants email of 11th February. Proposed Cllr L Freer seconded Cllr R Freer It was resolved with regard to Correspondence Item E53 as follows: A response should be sent informing the tenant that the rodenticide should be applied also to the satisfaction of the Town Council and the environment officer at NWBC or the notice will be applied. The tenant is also asked to clarify the reference to putting allotment plans/ protection on hold until the 10th March. He is reminded of the notice currently in place until February 3rd 2012. Proposed Cllr R Freer seconded Cllr Barker</p> <p>A discussion followed with regard to members' interests.</p> <p>Cllr Barker left the meeting at 8.30pm.</p>		
9.	<p>ALLOTMENTS MATTERS This item had been moved from earlier on the agenda. A report had been circulated prior to the meeting.</p> <p>1) It was resolved to accept the draft Allotment Garden Tenancy Agreement subject to the advice received from NALC and subject to checking the inclusion of paragraph 3.8. Proposed Cllr Jarvis seconded Cllr Singh</p> <p>2) It was agreed to send the final Tenancy Agreement to Garner Canning to incorporate into the new Lease for Atherstone Allotment Association.</p> <p style="text-align: center;">P142 2/11</p>		

	<p>3) Atherstone Allotment Association Lease matters: Email questions from Garner Canning of 14th January (see attached) together with matters arising from the council meeting of 2nd Feb)</p> <p>a) Starting rent to be agreed once information received see (j) below.</p> <p>b) It was agreed to accept the solicitor's suggested amendment regarding animals on the site and with reference to the Town Council's own tenancy agreement.</p> <p>c) It was agreed for the solicitors to ask for details of allotment holders addresses and contact telephone numbers.</p> <p>d) The Pest Control clause was agreed</p> <p>e) It was agreed to include an annual request for officer information.</p> <p>f) It was agreed the name on the lease should read "Gypsy Lane Allotments"</p> <p>g) The plan attached is not correct and the clerk is to send the correct one.</p> <p>h) Atherstone Allotment Association to be informed that they will be expected to bear the cost of the new lease currently being drafted.</p> <p>i) It was agreed that preference would be given to electors of Atherstone in the allocation of Allotments.</p> <p>j) It was agreed to ask for the size and number of plots at Atherstone Allotment Association</p> <p>4) It was agreed to contact NWBC Environment Department regarding the clearance of hazardous waste at the Old Allotment Gardens and Sharps Area of Gypsy Lane. It was resolved that the clerk could follow the guidance offered by NWBC and obtain quotations accordingly to bring back to council. Proposed Cllr Jarvis seconded Cllr L Freer</p> <p>5) It was agreed to hold quarterly evening allotment working group meetings.</p> <p>6) It was agreed to set up meeting with North Warwickshire Allotment Federation to coincide with one of the allotment working groups.</p>		
<p>16.</p>	<p>ALLOTMENT RENT REVIEW: It was resolved that allotment rents for existing tenants for 1st March 2012 to 29th February 2013 be set as follows: ½ Plot at Merevale per year to be £18.50 ½ Plot at Gypsy Lane to be £17.50 Proposed Cllr Clews seconded Cllr R Freer</p> <p><u>IMPLEMENTATION OF RENT INCREASE PROCEDURE</u> It was resolved to accept the Officer's recommendation: 1) The Town Council issue a formal notice to quit on all tenants as per statutory requirements. At the same time offer a new tenancy at the revised rent effective from 1st March 2012.</p> <p style="text-align: center;">P143 2/11</p> <p>2) All new tenancy agreements and notices to quit are to be issued</p>		

	<p>by March 1st 2011 thus giving the statutory 12 months notice to existing tenants.</p> <p>3) New tenants will be offered the new style tenancy agreement at the rent figures resolved above.</p> <p>4) Existing rents and tenancy agreements for the period 1st April 2011 to 29th February 2012 remain unaltered. Proposed Cllr Clews seconded Cllr R Freer</p> <p>It was noted that a rent revision clause is included in the new tenancy agreements currently drafted to allow for rent increases in future years without the need for a new agreement.</p>		
17.	<p>Quotations to plant hedgerow at the Old Allotment Gardens –P109-10/11 It was resolved to accept the quotation from P Cook Landscapes and to ask them to also plant the bulbs and tree pack at the same time. Proposed Cllr Shaw seconded Cllr R Freer</p> <p>The meeting closed at 9pm</p>		

Signed

Vice-Chairman of Atherstone Town Council.