

## KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

### MINUTES OF THE PARISH COUNCIL MEETING on Monday 26<sup>th</sup> April 2021 held remotely

The meeting commenced at 7.30pm. Councillors Pippa Manson (Chair), Geoffrey Berry, Fiona Robertshaw, Jane Aksut and Chris Floyd, together with the Clerk, took part in the video conference with County Cllr Margaret Atkinson, District Cllr Nigel Simms and two members of the public. Cllr Geoff Lobley joined the meeting via the telephone.

**Note: The meeting was held remotely using video conferencing methods in accordance with legislation which came into force on April 4, 2020 as set out in 'The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020'.**

It was confirmed by the Chair that all persons attending could hear and be heard prior to commencement of the meeting.

**1. Welcome. Apologies for absence from Councillors – approve reason why unable to take part.** Apologies were received and approved from Cllr Saxon. All present confirmed they understood the procedure at remote meetings.

#### **2. Declarations of Disclosable Pecuniary Interest, Other Interests or Close Association**

Cllr Aksut has a dispensation dated 24<sup>th</sup> February 2020 in relation to item 10b

The Chair has a dispensation dated 24<sup>th</sup> February 2020 in relation to item 10b

Cllr Floyd requested a Dispensation to allow him to participate in the discussion and vote in relation to item 10b. The Dispensation was requested to last until the end of the Parish Council term. The Dispensation was approved.

Cllr Robertshaw requested a Dispensation to allow her to participate in the discussion and vote in relation to item 10b. The Dispensation was requested to last until the end of the Parish Council term. The Dispensation was approved.

#### **3. Approve the Minutes of the Parish Council meeting held on 29<sup>th</sup> March 2021**

The minutes were approved as a true record and were signed as such by the Chair.

#### **4. Correspondence – any urgent items will be raised by the Clerk for consideration and action.**

a) Local resident – Funding for maintenance of Rural Roads – This will be monitored and any issues will be raised with County Cllr Atkinson.

- b) Local resident – state of roads at Long Swales – NYCC Highways department have now started works in this area.
- c) Request from the Mechanics Institute for a Parish Cllr to join their trustees – See item 14
- d) Henry Jenkins Community Pub Ltd – Request for the Parish Council to support the HJCP Ltd as they apply for the reapplication of the “Asset of Community Value” on the eastern-annexe. See item 10
- e) Local Resident – Proposed community garden party – see item 15

#### **5. Urgent updates from County and District Councillors if present.**

NYCC have changed 50,400 street lights to LED street lights, this will save NYCC over £1.25 Million a year. NYCC are moving onto stage 4 of the high-speed broadband plan, this should be completed by the end of 2024 at which time 98% of the county should be connected to high-speed broadband. The Government have provided about £54 million out of a total cost of £60 million to repair Kex Gill but they have also reduced the North Yorkshire road budget by £23 million. There is currently a COVID outbreak in Selby so all residents are being reminded to follow government guidelines.

#### **6. Planning – recent Applications made to Harrogate Borough Council where the Parish Council have not consulted: None**

#### **7. Planning – notification of recent Decisions made by Harrogate Borough Council:**

- a) 20/02720/RG3 - St Andrews Church, Church Street, Kirkby Malzeard. Repair and rebuild of a retaining wall. Harrogate Borough Council. Permitted
- b) 20/02721/LB - St Andrews Church, Church Street, Kirkby Malzeard. Repair and rebuild of a retaining wall. Harrogate Borough Council. Permitted

Cllr Aksut updated the Parish Council on a meeting attended by two members of the Parish Council and officers from Harrogate Borough Council. There was a discussion about who might be legally liable if anyone were to be injured in a future collapse of the Church wall and HBC is seeking legal advice. The Parish Council is still of the view that the proposed repair just to the collapsed section of the wall is inadequate and that HBC have taken far too long to resolve the matter. It was agreed that Cllr Aksut should draft a statement to inform local residents of Parish Council views on the situation.

- c) 20/04702/FUL - Hoggerstone Farm, Belford Lane To Hogerston Hill - Erection of a first-floor rear extension and 'link' building to join the main house with now converted barn (as consented application 19/00628/FUL). Bromet. Permitted

#### **8. Planning - recent Applications made to Harrogate Borough Council. The Parish Council will provide a response on the following cases:**

- a) 21/01408/FUL - Kirkby Moor Road Farm, Kirkby Moor Road, Kirkby Malzeard - Conversion of stores to form 1no. bedroom residential annex to Kirkby Moor Road Farm. Broadley. **Decision D – The Parish Council supports the application.**
- b) 21/01215/FUL - Mount Pleasant Farm, Laverton - Erection of part two storey part single storey extension. Robinson. **Decision D – The Parish Council supports the application.**
- c) 21/00906/FUL - The Laurels, Laverton Village, Laverton - Conversion and extension of existing outbuilding including raising of roof to form 1 no. dwelling house. Abrahams. **Decision A – The Parish Council has no objections.**

#### **9. Planning – Enforcement issues.**

- a) Cllr Berry raised a new enforcement concern that will be raised with the enforcement officer.
- b) No updates on any existing enforcement cases.

#### **10. Planning - Assets of Community Value**

- a) Nomination of the Queen’s Head Pub as an Asset of Community Value – The Chair reported that Cllr Saxon intends to submit this application in the next month.
- b) The Parish Council considered the request for the Parish Council to support the HJCP Ltd as they apply for the reapplication of the Asset of Community Value nomination on the eastern-annexe (to be submitted after the Queen’s Head application). The Parish Council agreed to submit a letter supporting the application.

#### **11. Children’s Play Area.**

- a) Cllr Saxon confirmed that there were no new issues with the Play Area.
- b) Cllr Robertshaw updated the Parish Council on ideas for the Play Area improvements. She is meeting with two companies in regards to the design and looking into the possibility completing the improvements in stages so as to apply for smaller grants from the National Lottery.

**12. Traffic safety** – Cllr Aksut explained to the Parish Council that she is currently waiting for NYCC to confirm the legal position on having data loggers in resident’s garden. The decision to purchase the data loggers was deferred until NYCC confirmed the legal position.

**13. Laverton Defibrillator** – The Chair is investigating having an unlocked defibrillator in Laverton. The defibrillator would be linked into the phone system which would allow monitoring of activity. The Parish Council approved the cost of £100 per annum for the cost of monitoring via BT. The Parish Council will also look into the options for changing the Kirkby Malzeard defibrillator into an unlocked cabinet.

**14. Mechanics Institute Village Hall** – request for a Parish Cllr to attend monthly meetings - The Parish Council wishes to foster close relationships with the MIVH and all village community organisations. However the Parish Council cannot commit to attend monthly trustee meetings at this time.

**15. Pavement licences**

- a) The Parish Council have been asked to support an application for pavement licences to allow restaurants to have outdoor seating on Kirkgate in Ripon. Cllr Aksut will research, share information with other Councillors with a view to possibly writing a letter of support.
- b) Cllr Aksut to investigate the idea of the Parish Council applying to HBC to allow occasional stalls in the Jubilee Garden and other HBC owned grassed areas in Kirkby.
- c) The Parish Council would welcome a COVID secure community garden party that a local resident wishes to host in his garden on 21<sup>st</sup> August.

**16. Property Assets**

- a) Consider monthly condition reports from Councillors.

Asset	Inspected by	Date	Comment
Pinfold	Cllr Aksut	26/04/21	No urgent work required
Market Cross	Cllr Berry	26/04/21	No urgent work required
Greygarth Monument	Cllr Lobley	26/04/21	No urgent work required
Lamberts Quarry	Cllr Lobley	26/04/21	No urgent work required
Laverton Quarry	Cllr Lobley	26/04/21	No urgent work required.
Bus Shelter	Cllr Berry	26/04/21	No urgent work required

**17. Pinfold** – The revised tenancy agreement was approved.

**18. Parish Council Logo** - The Parish Council agreed that other village organisations could use the logo image without the wording. Permission should be sought before each use.

**19. Highways issues.**

- a) Update on existing cases and review of recent work undertaken by NYCC Highways
  - The noisy grate on Main Street has been fixed by Yorkshire Water.
  - Repairs to Main Street near Long Swales have been undertaken.

The Clerk will contact NYCC for an update on the following issues.

- Laverton Lagoon
- Bus Shelter street light
- Request for an additional salt bin at the West end of Kirkby village.

- b) Any new items to be raised by Councillors or public.
- Large pothole by the Dallowgill Outdoor Centre
  - Damage to the bridge parapet between the Dallowgill outdoor centre and the Pateley road.
  - Clerk to contact County Cllr Atkinson re: LED street lights on Main Street
  - Can a mirror be placed opposite the junction near the butchers to increase visibility for drivers turning right?

**Action : Clerk will raise with NYCC Highways**

**20. Financial Items:**

- a) The Bank statement showed a balance of £14,795.86
- b) Cash Book. Reconciliation with bank statement noted by Council.
- c) Q4 Comparison to Budget – Variances were considered and approved.
- d) V Preston was approved as the named debit card holder. Clerk will forward the paperwork to the signatories to sign.
- e) Clerk has received paperwork from HSBC to change the bank mandate to remove former Cllr Mountain. The new mandate will replace all previous mandates. The following Councillors will be listed as a signatory on the mandate. Cllr Jane Aksut, Cllr Geoffrey Berry, Cllr Geoff Loblely and Cllr Fiona Robertshaw. Clerk will forward the paperwork to Cllrs to sign.
- f) The Parish Council considered the 3 quotes for the 2021-22 insurance policy. The Parish Council agreed that the renewal quote from BHIB should be accepted.
- g) The following payments (including VAT where applicable) were approved.

Payee	Amount	Item Paid For
Clerk Reimbursement	£3.49	Printer Ink
Clerk Reimbursement	£14.39	Zoom Expenses
Beyond Digital	£1059.60	Printing of the Neighbourhood Plan questionnaire and envelopes

**21. The Annual Meeting of the Parish Council** is to be held remotely (or at the Mechanics Institute, Kirkby Malzeard, if permissible) on 4<sup>th</sup> May, 2021 starting at 7.30pm. Any items to go on the Agenda should be submitted to the Clerk by 28th April 2021 please.

**22. Date(s) of next ordinary meeting(s):** The Parish Council will meet in person on 24<sup>th</sup> May 2021 in the Main Hall of the Mechanics Institute.

**23. Emergency Delegation of Powers to the Clerk.** It was decided that the it was not currently necessary to delegate powers to the Clerk.

**24. Any Other Business.** Items not covered elsewhere on the Agenda can be raised by Councillors and Members of the Public for discussion and referral onto Agenda of next meeting.

**Meeting Ended at: 21:35**

**Date: 30/04/201**

**PARISH CLERK:** Victoria Preston, 17 Cypress Gardens, Ripon, HG4 2LT (Postal enquiries only) Tel: 07725801675 Email: [clerk.kmldpc@outlook.com](mailto:clerk.kmldpc@outlook.com) Agenda, along with General Privacy Notice, also available on the Parish Council website: [www.kirkbymalzeardarea.org.uk](http://www.kirkbymalzeardarea.org.uk) Facebook: @kmldpc