



MINUTES - Extraordinary Parish Council 16/2/10

16-Feb-2010

WELLESBOURNE PARISH COUNCIL

The minutes of an Extra-ordinary meeting of the Council on
Tuesday 16th February 2010

at the Parish Council Office, 2 School Road

Wellesbourne

Present:

Chairman: Cllr Johnston Councillors: Blundell, Close,
Copeland, Grantham, Rutherford (late arrival) Clerk: Mrs
Scriven Members of the public: 2 Members of the
press: 0

1. Apologies – Received & accepted for Cllrs Mrs Bartlett,
Mrs Bolton & Cllr Wright (late attend)

2. Declarations of Interest

Declarations of interest (personal or prejudicial) under the
provisions of the LGA 2000, Parish Councils (Model Code of
Conduct) Order 2001.

Cllr Grantham prejudicial interest in connection with
Wellesbourne Conservative Club Ltd and a personal interest in
the Football and Social Club 97, and all matters appertaining to
Walton Estates.

Cllr Close personal interest in connection with St Peters Church
as a member of the church and personal interest as a District
Councillor

Cllr Wright prejudicial interest in CAB and personal interest in
connection with the Methodist Hall and personal interest as a
District Councillor

Cllr Mrs Rose prejudicial interest in connection with the
Conservative Club Ltd and a personal interest in the Football
and Social Club 97.

Cllr Rutherford personal interest in parking matters in relation

to Chedham's Yard

Cllr Johnston personal interest as a County Councillor

3. Confirmation of Agenda - agreed

4. Open session for members of the public to raise any matters of relevance to the Parish and for any Cllr with a prejudicial interest in an item on the agenda to speak on that item

Mr Hosking, "Old Stable", Chestnut Square, re planning application 10/00093/TREE said the tree was casting shadows and was intruding into the property by some 10ft and shedding leaves everywhere.

Consent had been given over 10yrs ago for pruning and crown lift by 30% but an arboriculturalists

opinion was that it would make the tree lob-sided. He said due to the shade, the fruit trees were

growing eastward to reach light and Bruno's had advised that due to the trees, the television signal

was obscured & that Mr Gunter had agreed reluctantly subject to the support of the County Forrester.

He said that Mr Gunter had dealt with this matter very courteously for which he was very grateful.

5. Urgent Planning

1.

10/00069/FUL Installation of metal safety gate (1.1m x 1.8m) over open stairwell, replacement of metal entrance gate (0.645m x .77m) into church grounds. Installation of 2 metal art work sculptures – dragonfly (1.8m x 1.8m x 1.5m) and screen (2.5m x 2m), installation of trellis screen around vent, installation of hard surface no dig woodland path (33m in length, 1.5m wide) installation of 2 children crossing signs and posts and installation of interpretation sign

At St Peters Church For Rev Kate Mier

Officer dealing Dan Charles By 23 February 2010

Cllr TC spoke on behalf of WIB who were named on the application noting that there had been several letters of support including Cubs/Lions. Cllr DC said the area required work and needed the support.

No objection.

2.

10/00093/TREE T1 sycamore: fell

At Wellesbourne Hall, Stratford Road For R Hosking
Officer dealing Iain Clark By 19th February 2010

Following discussion, it was noted that Mr Gunter had agreed “reluctantly” to the application according to Mr Hosking and that the applicant was not the landowner of the tree concerned.

Consideration was given to the comments of the applicant but it was felt that removal would have little to no bearing on the shadowing of his property due to the other trees at this location. It was recognised that whilst removal would not have large impact on the street scene it would impact on the skyline view of neighbouring properties.

No objection subject to the landowner’s confirmation to the planning officer that he was content for the removal of the sycamore and the opinions of the county forester were sought. Cllr DC objected on the grounds that the tree is some 150 years old and made contribution to the street scene off the Stratford road and the reluctance of Mr Gunter to agree to the application for removal of his tree. Noted

6. Payment of invoices incurred for advertising the Heritage Project Officer vacancy

6.1 Recommendation to pay Stratford Herald £104.16 plus VAT, Monster Jobs £116.33, Fish4jobs £81.08 as covered by the 2009/10 budget for Chedham’s Yard

Resolution: make payment for the advertising Proposed: Cllr JG, 2nd Cllr DC carried

7. Chedham’s Yard

7.1 Approval of Stage 2 contract – HLF

Amendment to wording of “special conditions” from Contract dated 2nd Dec 09 – clearly stating transfer of the Property to a new trust, meaning a grant of a lease from Wellesbourne Parish Council to a new trust.

7.2 Approval of procurement procedures

Proposals to cover all procurement for Chedham’s Yard under Parish Council authority using HLF procedures. There are two resolutions:

Resolution 1

That the Council gives delegated authority to the appointed Project Manager to seek quotations and make recommendations, and the Council gives delegated authority to two Councillors and the Clerk, to make decisions on awarding contracts up to £10,000 for work required on the restoration of Chedham’s Yard; noting that for contracts between £500 and £5,000 the Project Manager will endeavour to obtain three estimates, and between £5,000 and £10,000 must obtain at least three firm quotations.

Following discussion it was noted by Cllrs that upon completion of the building work the lease and liabilities would transfer to a trust but the Parish Council would retain ownership of it. Cllr DJ said regarding the liability, HLF had made it clear that provided the Council were acting reasonably at all times there would be no complaint or refund expectation. Recommendation: that resolution 1 be accepted so that authority given to the Chairman & Vice Chairman to sign the letter ref:CAN/cb/HG-06-0097-2 to agree the grant of £780,000 and restoration funds be made to Wellesbourne Parish Council Proposed Cllr GB, 2nd Cllr TC - Carried
Cllr Rutherford arrived at the meeting The Clerk asked Cllr Rutherford if he wished to declare any interest at this time – Cllr Rutherford stated none.

Resolution 2 – Approval of Procurement

That these arrangements, which are specifically for managing the grant funds received from HLF and Restoration trustees, for Chedham's Yard project only, be attached as an addendum to the Council's Standing Orders and Financial Regulations.

Cllr IR said of the resolution it was unlawful for Councillors to make decisions, and the Clerk was not a member of the Council so therefore couldn't do either. He said the proper way would be to call it a committee then the Council could delegate powers.

Cllr DJ informed Cllr IR that the advice taken by the Council was that this was legitimate action.

Cllr IR threatened that if the resolution were to go ahead then he would report this straight to the External Auditor as an unlawful transaction. He introduced the Good Councillor Guide to the meeting waving at the Councillors and informed the Chairman that he should have read it.

Cllr DJ informed Cllr IR that his behaviour and threats would not be tolerated and asked the Clerk to record this in the minutes. He invited Cllr IR to read the extract from the Guide which he felt justified his actions and beliefs. Cllr IR declined to do so when invited and confirmed he would not submit this either verbally or in writing to the Council. It was asked this be recorded in the minutes.

Cllr IR suggested amendment be made to the resolution (above in Blue)

Cllr TC said that the Council should support the resolution with the amendments suggested by Cllr IR

Recommendation: accept resolution 2 with the suggested amendments (shown in blue in the original) Proposed Cllr JG, 2nd Cllr GB, Carried
1 vote against – Cllr IR

8. Date of next meeting – 2nd March 2010 -noted

There being no further business to discuss the meeting closed
at 7.40pm

Chairman.....Cllr Johnston

Signed..... Date.....

Approved

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