

## WINGERWORTH PARISH COUNCIL

### Minutes of the Parish Council Meeting held on 6 May 2009

**Present:** Cllr Ann Sainty (Chairperson)  
Cllr Stuart Ellis Cllr John Ollis  
Cllr Chris Hutchings (*until 101/2009*) Cllr Peter O'Neill (*until 098/2009*)  
Cllr Anne Knyhynyckyj Cllr Bill Pickford  
Cllr Kevin Moore (*from 085/2009*) Cllr Margaret Parker  
Cllr Carole Nelson Cllr Michael Prout  
with Mike Taylor (Clerk)

#### **083/2009 Election of Chairperson**

Cllr Ann Sainty was elected as Chairperson.

#### **084/2009 Appointment of Vice Chairperson**

Cllr Diana Ruff was appointed as Vice Chairperson.

#### **085/2009 Declaration for Acceptance of Office**

The Chairperson signed the Council's Declaration for Acceptance of Office which was witnessed by the Clerk who would meet with the Vice Chairperson for her signature of this document.

#### **086/2009 Apologies for Absence**

There were apologies from Cllr Diana Ruff, Cllr Jan Robinson and Cllr Tom Snowdon.

#### **087/2009 Declarations of Interest**

There were no declarations of interest other than those of dual-hatted Members listed under planning matters.

#### **088/2009 Confirmation of Minutes**

Resolved: that the minutes of the meeting held on 1 April 2009 be confirmed as a true and correct record of the meeting.

#### **089/2009 Matters Arising**

There was no notifications of matters arising.

#### **090/2009 Police Matters**

PCSO Mike Coates presented the crime statistics for April which covered a five week reporting period and included 14 crimes and 24 cases of antisocial behaviour of which nine related to activities in Hardwick Wood. There was a general discussion about the difficulties of regulating or even restricting off road vehicles on private land although the Police were able to deal with offences on public roads. (*Sgt Mark Smith attended the meeting and it was agreed to bring forward the agenda item on Safer Neighbourhood Teams while he was present although the discussion is minuted as 102/2009.*)

#### **091/2009 Public Forum**

Nick Knyhynyckyj expressed his appreciation, and that of the Church, for the Council's support in the restoration of the commemorative bench at the Church. A parishioner reported that claim forms in respect of access to Speighthill Wood were being sent to the County Council.

#### **092/2009 Appointment of Committees and Representatives**

The appointment of Members to Committees of the Council and the appointment of Members as representatives of the Council were agreed as follows:

- Standing Orders Committee (3) – Cllrs Chris Hutchings, Margaret Parker and a vacancy
- Finance Committee (3) – Cllrs Stuart Ellis, Anne Knyhynyckyj and Diana Ruff
- Planning Sub Committee (All Members)

- Parish Hall Committee (4) – Cllrs Margaret Parker, Bill Pickford, John Ollis and a vacancy
- Playing Fields Committee (All Members)
- Footpaths Committee (5 including 2 non-Councillors) – Cllrs John Ollis, Michael Prout and Diana Ruff with Mr Mike Sims and Mr Dave McDougal.
- Wingerworth Churchyard Committee (5) – Cllrs Chris Hutchings, Kevin Moore, Margaret Parker, Bill Pickford and Michael Prout
- Wingerworth Community Association (1) – Cllr Anne Knyhynyckyj
- Wingerworth Tennis Club (1) – Cllr Kevin Moore
- Wingerworth Bowling Club (1) – Cllr Kevin Moore
- Wingerworth Allotment Holders' Association (1) – Cllr Bill Pickford
- Clay Cross Angling Association (1) – Cllr Kevin Moore
- Wingerworth Youth Forum (6) – Cllrs Anne Knyhynyckyj, Michael Prout four vacancies

The Chairperson reminded Members that she and the Vice Chairperson were members of all committees and stressed the importance of full attendance at committee meetings.

### **093/2009 Consideration of Planning Applications and Related Matters**

*Members on the District Council's Planning Committee did not participate in this section of the meeting other than to provide some information on procedural matters at District Council.*

The following planning applications were reported:

90221	22 Hazel Drive	Retention of Conservatory to Rear
90259	Wingerw'th Hall Gardens, Hockley Lane	Residential Caravan and Buildings
90266	106 Longedge Lane	Detached Garage and Alterations
90284	Jnct of Martins Lane and Derby Road	Erection of 10m Telecom Mast
90297	17 Hazel Drive	Replacement Garage/Store and Drive
90343	Moorlands, Matlock Road	Extension to Cottage
0607/45	Bole Hill Quarry	Recycling of Temporary Stone Tips

The applications were noted. Questions were raised as to the application covering the construction of a large dwelling at Robincroft Farm. Concerns were raised about the Bole Hill Quarry application which appeared to have an officer recommendation for approval with a series of conditions which were in some cases less than some residents had been led to believe would be imposed alongside any approval. There was a lengthy discussion on a number of aspects of concern about the application although it was noted that the Parish Council's initial series of submissions were acknowledged in the report. There was a belief that the site visit and committee consideration that had been set for Monday 11 May was being postponed but it was agreed that the Council should nevertheless make urgent representations to the County Council's Planning and Control Committee.

The following planning decisions were reported:

1214	CA	Moorlands, Matlock Rd, Spitewinter	Resubmis'n for Removal of Condition
90023	CA	12 Parkland Drive	New Garage and Wider Extension
90032	CA	Land to Rear of 21 and 23 New Road	Plot Substitution of One Dwelling
90044	CA	Deer Park Cricket Ground	Extension of Protective Netting
90124	CA	Yew Tree Bungalow, Bottom Rd, HW	Conservatory and Garage/Wkshop
90005	CA	Field 3780, Martins Lane, Old Tupton	Change of Use and Retention - Horses
		CA=Conditionally Approved R=Refused W=Withdrawn	

The planning decisions were noted.

The following planning appeal was reported:

80845	D	Alinor, Middle Road, Hardwick Wood	Erection of Replacement Dwelling
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Resolved: that the Clerk seeks clarification from Planning about the application for the new dwelling at Robincroft Farm as well as the details of any approval granted together with any conditions attached; that the Clerk writes to the County Council's Planning and Control Committee stressing the importance of conditions being attached to any approval to provide for an extra two bunds whose height should be at least as high as the operating machines, that noise levels are kept to an acceptable level and that Saturday working is not permitted.

## 094/2009 Accounts

The Clerk presented details of income received and payments made in March 2009 as well as details of income and expenditure against a phased budget at the end of that month. He also presented the current position of the Council's reserves. Payments made during the month were:

Date	Reference	Payee	Amount (£s)	Detail
04-Mar-09	4494	Wings	100.00	Council Page
04-Mar-09	4495	GK Group	40.25	Hire of Lorry for Grit
04-Mar-09	4496	Post Office	36.00	Postage Stamps
04-Mar-09	4497	Clear View Developments	149.50	Replacement Window
04-Mar-09	4498	NEDDC	262.34	Dog Bin
04-Mar-09	4499	Mr Philip Gee	300.00	Refund of Deposit
04-Mar-09	4500	Biggin Construction	12,904.61	Construction of Pavilion
04-Mar-09	4501	DALC	813.41	Annual Subscription
04-Mar-09	4502	Arden Winch & Co Ltd	129.10	Cleaning Materials
04-Mar-09	4503	The Royal British Legion	99.50	Remembrance Day Items
11-Mar-09	4504	Birdholme SS	4.50	Petrol for Strimmer
11-Mar-09	4505	Jackson Building Centres	66.58	Footpath Materials
11-Mar-09	4506	Zurich Insurance	6,772.85	Insurance Premium
11-Mar-09	4507	Rentokil Initial UK Ltd	340.39	Watersafe Contract
11-Mar-09	4508	Mr Barry Dodsworth	300.00	Refund of Deposit
11-Mar-09	4509	Canx	0.00	Cancelled Cheque
16-Mar-09	4510	Zurich Insurance	198.31	Engineering Checks
16-Mar-09	4511	S Johnson & Son Ltd	33.57	Environment Items
16-Mar-09	4512	Birdholme SS	24.00	Fuel
16-Mar-09	4513-19	Staff	4,859.41	Salary and Expenses
16-Mar-09	4520	HM Revenue & Customs	2,084.76	Tax and NI Payments
16-Mar-09	4521	Derbyshire CC	1,033.32	LGPS Payments
16-Mar-09	4522	Iris	196.65	Payroll Software Licence
16-Mar-09	4523	Ashover Brass Band	60.00	Christmas Booking
16-Mar-09	4524	Town & Country UK	24.80	Window Cleaning
18-Mar-09	4525	Wingerworth SS	8.37	Tyre Repair
20-Mar-09	DD	AOL	21.70	Internet Services
20-Mar-09	CHG	RBS	20.00	Stopping of Cheques
30-Mar-09	4526	NEDDC	141.88	Trade Waste Collection
30-Mar-09	4527	NEDDC	63.84	Trade Waste Collection
30-Mar-09	4528	Mrs WP Navin	300.00	Refund of Deposit
30-Mar-09	4529	Derbyshire CC	92.99	Grit for Bins
30-Mar-09	4530	Mr E Marriott	131.90	Salary
30-Mar-09	4531	Tarmac Ltd	310.73	Toptrek
			31,925.26	Total for Month

Resolved: that the accounts be approved and that the phased budget and reserves reports be received and noted.

## 095/2009 Finance

The Clerk submitted bank details and reconciliations as at the end of March 2009.

Resolved: that the report be received and noted.

## 096/2009 Annual Return for the Year Ended 31 March 2009

The Clerk presented the Section 1 Statement of Accounts and the Section 2 Annual Governance Statement from the Audit Commission Annual Return which had been completed in respect of financial year 2008/09. He also provided the Income and Expenditure Account for the year as well as the Balance Sheet and Bank Reconciliation as at 31 March 2009 and the required Analysis of Significant Variations. It was explained that the accounts were still subject to internal audit but the

early deadline for submission to the Audit Commission made it necessary to place the documents before Members at the current meeting of the Council.

Resolved: that the Section 1 Statement of Accounts and the Section 2 Annual Governance Statement from the Audit Commission Annual Return for financial year 2008/09 be approved and that the remaining documents be noted; that the Clerk report back on the outcome of the internal audit due to take place on 12 May 2009 and on the eventual outcome of the external audit undertaken by the Audit Commission.

### **097/2009 Derbyshire Association of Local Councils**

- Circular 12/2009 – Consultation - EC Proposal on Bus and Coach Passenger Rights
- Circular 13/2009 – 2008/09 Final Salary Award
- Circular 14/2009 – The Power of Well Being
- Circular 15/2009 – Training
- Circular 16/2009 – CiLCA Courses

The circulars were noted.

### **098/2009 Correspondence**

The Clerk reported on correspondence received during the past month:

- Parish
  - COTEP – Concern about Changes to Plans for The Avenue
  - Deer Park School – Appreciation of Council’s Approval for Use of Cricket Field
  - Parishioner – Concern about Anti-Social Behaviour on Setts Path and Vicinity
  - Parishioner – Concern about Article in Wings
  - Parishioner – Concern about Impact of Reed Clearance on Wildlife
  - Parishioner – Offer to Contribute to Cost of Protective Netting at Cricket Field
  - Parishioner – Concern that New Netting provides Inadequate Protection
  - Parishioner – Request for Procedure from Cricket Club to Cover Absent Residents
  - Parishioner – Concern about County Council not Gritting Nottingham Drive
  - Parishioner – Series of Concerns about Motorbikes in Local Woods and Fields
  - Parishioner – Concern over Developments at Adlington
  - Landowner – Willingness to Discuss Future of Wooded Area in Wingerworth
  - Tennis Club – Request for a Meeting with the Council
- District
  - NEDDC – NED Community Safety Partnership CCTV and Radio Project
  - NEDDC – NED Community Safety Partnership Plan 2009-2012
  - NEDDC – House to House Collections – Rainbow’s Children’s Hospice – to April 2009
  - NEDDC – House to House Collections – Clothes Aid – Well Child
  - NEDDC – Calor “Derbyshire Village of the Year” Competition
  - NEDDC – Permitted Development in Wooded Areas
  - NEDDC – Planning Issues Related to the Fencing of a Wooded Area
  - Clay Cross & District 50+ Forum – Issues from Inaugural Meeting
  - NEDDC – Core Strategies Issues and Options – Consultation – Responses by 26 June 2009
- County
  - DCC – Response to Concerns about Asbestos at Wingerworth Centre
  - DCC – Decision to Demolish Wingerworth Centre
  - Derbyshire Police – Chief Constable’s Acknowledgement of Issues with WCP and SNT
  - Derbyshire Police – Divisional Commander’s Response to Council Withdrawal from SNT
  - DCC – Minerals and Waste Core Strategy Development Plan Documents
  - Derbyshire Partnership Forum – Sustainable Community Strategy 2009-2014
- Other
  - Royal Bank of Scotland – Refunds for Bank Charges
  - HMRC – Receipt of Online Submission and Confirmation of Tax Free Reward
  - Resident of Elancourt, France – Request for Twinning Link and Links with School
  - East Midlands Regional Assembly – Regional Plan: Partial Review
  - AF Blakemore – Attention to Bush on Allendale Road
  - Equality and Human Rights Commission – Public Sector Equality Duties

The correspondence was noted. Under Parish correspondence the concerns about possible changes to the plans for The Avenue site were highlighted and the chairperson read out the text of a letter from an aggrieved resident about a possible inference from a report in Wings of the previous meeting of the Council concerning the theft of parts for Landrover vehicles. There was also comment on the three

items concerning the protective netting at the cricket field when it was agreed that any contribution towards the costs of the new netting would be welcomed. The concern over the adequacy of the protection had been referred to Planning with a request that the developer return to make good the sagging and torn netting on the section nearest to Allendale Road. After some discussion, it was felt that the concern about absent residents should be dealt with by the individual resident making some form of provision. The Chairperson noted that the differing views of residents at Adlington had led to an impasse but hope that the matter could be resolved once the focus group had been able to organise a meeting open to all interested residents. It was also agreed that the Council should make contact with the owner of the wooded area in Wingerworth to explore possible opportunities for the future.

### **099/2009 Reports from Committees and Representatives**

Cllr Michael Prout reported that the most recent meeting of the Footpaths Committee had largely covered concerns about the misuse and resulting damage to footpaths. Cllr Kevin Moore reported good progress by the Bowling Club and alerted Members to the formal opening of the new pavilion which was to coincide with the 25<sup>th</sup> anniversary of the club on Monday 25 May. He had experienced difficulties in attending meetings of the Tennis Club due to the short notice given but would try to attend the Finance Committee meeting with the Tennis Club the following week. The new arrangements at the Wall Pond seemed to be working well but he raised the issue of access to toilets and the need for two litter bins at the pond.

Cllr Anne Knyhynckyj reported on progress with the Youth Forum which was on target to open the café by the end of June. A considerable amount of volunteered expertise had enabled the Forum to improve a number of policies and procedures which had increased the likelihood of obtaining grant funding. The Forum appeared likely to receive funding from Rykneld Homes who seemed keen to promote the project. There were plenty of volunteers and arrangements were in place to obtain CRB clearance for them so that she did not feel that there was any need to engage a youth worker.

### **100/2009 Chairperson's Business**

Cllr Ann Sainty reported on the stakeholders meeting for The Avenue proposals and informed Members that she had presented one of the trophies at the annual charity football match which this year had already raised over £2,000 for "Help for Heroes".

### **101/2009 New Pavilion at Bowling Green**

The Clerk reported on the good progress with the construction of the new pavilion which had been completed close to the target date in spite of two weeks of bad weather and the demands of the Building Inspectorate. These last mentioned had necessitated a considerable amount of extra work to the foundations as well as other late additions. The extra work to the foundations, at cost, amounted to £1,396 and other costs included an estimated £180 to place a membrane on the concrete prior to the flooring, some safety lighting (estimated at £200) and a new set of safety railings (estimated at a cost of £600). In total these costs could be contained in the contingency provision made by the Council and in view of the excellent work of the contractor, which included the resurfacing of the car park at no cost to the Council, it was agreed that the Clerk be authorised to meet the additional costs.

Resolved: that the Clerk be authorised to meet the additional costs as detailed in the minute subject to the overall extra expenditure being contained within the contingency amount established for the construction project.

### **102/2009 Council's Participation in the Safer Neighbourhood Team**

The Council had written to the Chief Constable following the decision of Members to withdraw from the Wingerworth Community Partnership (WCP) pointing out the problems of participating in the Safer Neighbourhood Team (SNT) now that this had been incorporated into the Partnership and requesting that the SNT be re-established as a stand-alone body. The letter had been received and passed on to the Divisional Commander who had asked Insp Adam Waterfall to consider the issues.

As far as Sgt Mark Smith was aware, it was intended that the current format with the SNT being in the WCP would continue with attempts being made to tackle some of the perceived problems from within the Partnership. However Members pointed out that the failure of some of the major partners to participate in the WCP and the way in which the WCP operated made for a largely ineffective forum.

The Chairperson asked whether the SNT could be built into the Parish Council structure with an SNT forum incorporated on a quarterly basis.

Resolved: that a request be sent to the Police for the SNT for Wingerworth be reinstated as a stand-alone body or incorporated into the Parish Council structure on a quarterly basis; that the Council reiterate its full support to the Police whose work in the Parish is very much appreciated.

#### **103/2009 Expenditure**

The Clerk requested approval for the current arrangements with Wings to transfer to Heron Publications now that they had taken over the production of Wingerworth's bi-monthly magazine

Resolved: that the Clerk be authorised to switch the prevailing arrangements with Wings across to Heron Publications.

#### **104/2009 Date of Next Meeting**

It was confirmed that the date of the next meeting of the Council was 3 June 2009.

The Chairperson thanked Members for their attendance before declaring the meeting closed at 9.44pm.