

NETHER ALDERLEY PARISH COUNCIL

Minutes of the Parish Council Meeting held at 7.00 pm on Tuesday 24th February 2015 at Nether Alderley Parish Hall.

In the Chair: Mr. Clarke

Also present: Mrs. McKeown, Mrs. Shorland, Mrs. Shufflebottom, Mrs. Walker and Mrs. Langham, the Clerk

1. Apologies

Apologies were received from Mr. Colgan, Mr. Lewis, Mrs. Reynolds* and Cheshire East Councillor George Walton

2. Declarations of Disclosable Pecuniary Interests

The Clerk gave details of an enquiry made by local residents at the Alderley Park Open event, regarding the process of addressing conflict of interest by Parish Councillors in relation to Alderley Park.

The Code of Conduct was discussed including responsibility for identifying and declaring pecuniary and non-pecuniary interest. The Clerk drew attention to Councillor responsibilities regarding interests.

Parish Councillors confirmed that they had taken due note of the enquiry.

Parish Councillors present declared that they had no Disclosable Pecuniary Interests or Interests Conflicting with the Nolan Principles in any of the agenda items including the Alderley Park Draft Development Framework.

3. Declarations of Interests Conflicting with the Nolan Principles.

No declarations were made.

4. Applications for Dispensations

None made.

5. Matters Arising

5.1 Rural Lanes, Cheshire Local Access Forum meeting feedback.

Mrs. Walker circulated a report regarding discussion at the recent Rural Lanes Sub-Group. ***The Parish Council resolved that the Clerk and Mrs. Walker should meet with the Parish Plan Speed and Safety Group Chairman for opinion of the Group regarding local lane issues for vulnerable users; that Parish Councillors should submit any issues that they identify to Mrs. Walker; that Mrs. Walker assimilates all issues identified to present at a future Parish Council meeting where the 'hot spot' issues will be agreed to send back to the Local Access Forum.***

5.2 Burial Ground Tree Inspection and correspondence

The Clerk confirmed that an inspection of the oak tree in the Burial Ground has been carried out by a tree surgeon. A report has been received of work required to be carried out to the tree.

The tree surgeon also carried out an inspection of the oak tree in the neighbouring field and advised, verbally, that no work is currently required on the basis of his observation.

The Parish Council discussed the report and recommendations of the tree surgeon and resolved that the Clerk should commission the tree work at the quoted cost of £150 plus VAT.

The Parish Council considered communication from the landowner of the field adjacent to the Burial Ground. The Parish Council considered responsibility for care and maintenance of the tree in the adjacent field, together with advice from Cheshire Association of Local Councils, and the ongoing need for access to the Burial Ground through the field

The Parish Council resolved that the Clerk should investigate whether the Parish Council's insurance company could offer insurance relating to maintenance of the tree by the Parish Council. The Parish Council resolved that, should insurance be possible, Mr. Clarke should discuss with the landowner the findings of the recent inspection and produce a draft document relating to the future access through the field to the Burial Ground.

5.2 Local Plan Inspector comments

Correspondence has been received from a local resident drawing attention to comments made by the Inspector to the Local Plan Inquiry, particularly paragraphs 81-87 where the North Cheshire/Handforth proposed development and use of Green Belt is referred to and consideration of opportunities presented by new road schemes, for housing development.

The Parish Council noted the comments made and resolved to hold in mind the Inspector's comments in preparation for receiving and analysing an amended local plan in the future.

5.3 Bollington Lane signs

The Parish Council noted communication from Councillor Walton that drew attention to the fact that two traffic signal warning signs have been stolen and that new junction warning signs will soon be installed, on Bollington Lane.

5.4 Alderley Park Framework consultation

The Parish Council confirmed that an Open Event for members of the public was held by Cheshire East Council on 11th February.

Parish Councillors were in attendance throughout the event.

Some feedback from local residents, regarding the Alderley Park Draft Framework, was received at the event.

Councillor Jones has confirmed that he is able to attend an Open meeting at Nether Alderley Parish Hall on 4th March, to allow residents the opportunity to speak with him about the Alderley Park Draft Development Framework.

The Parish Council discussed and approved that Parish Councillors should deliver information about the event to all houses in Nether Alderley. The Parish Council approved that Mrs. Shufflebottom will organise this.

Mr. Clarke confirmed that he would contact the local resident who had raised concerns with the Parish Council and that was discussed at the last meeting, with information about the evening.

The Parish Council resolved that it would formulate its response to the Alderley Park Draft Development Framework at its next meeting, further to the Open meeting on 4th March.

The Parish Council has received information from a local resident regarding the archive planning details of the permission to instate the Radnormere car park at Alderley Park.

The Parish Council resolved that the Clerk should contact Over Alderley Parish Council to explain that residents of Over Alderley would also be very welcome to attend the Open meeting.

5.5 Telephone Kiosk Adoption.

Further to the resolution made at the Parish Council meeting on Wednesday 7th January 2015 (minute extract 6.1), a working group of Parish Councillors met, to discuss the contract received from BT following confirmation, received on 9th February 2015, of the permission by BT for the Parish Council to adopt the telephone kiosk on Bradford Lane. BT has confirmed that Cheshire East Council has agreed to the 'adoption' by the Parish Council.

The Working Group considered and discussed the contract in detail, provided by BT, to transfer ownership of the kiosk to the Parish Council, together with other associated aspects of telephone kiosk ownership/adoption.

The Working Group submitted a report (attached to the Minutes) to the Parish Council.

The Parish Council considered and discussed the comments and recommendations of the Working Group and resolved that it took note of the comments and resolved to approve the following recommendations:

- ***That the Clerk adds the kiosk to the Parish Council's insurance policy at the point of signing of the contract at the quoted value (or at an increase appropriate in view of the time that it takes to finalise the transfer)***
- ***That a Risk assessment is devised for all activity and aspects associated with the kiosk.***
- ***That a regular inspection programme is agreed and put in to place***
- ***That the Parish Council considers using volunteers as part of the inspection process, pending advice from the Insurance company***
- ***That a photographic record is made of the condition of the kiosk at transfer of ownership***
- ***That the Clerk applies for a licence to retain the telephone kiosk on the Highway, to the Highways Department at Cheshire East Council.***
- ***That the licence is obtained prior to signing a contract for transfer of ownership of the kiosk.***
- ***That the Parish Council opts to retain the electricity supply provided by BT (to the junction) and reconsiders electricity supply should BT opt to disconnect in the future***
- ***That the Clerk contacts a locksmith company for advice and estimate of cost for providing a suitable lock, which may be installed temporarily or at times***
- ***That the kiosk retains its current visual presentation in view of being retained for heritage value***
- ***That the Clerk investigates a business company that has been involved with 'adoption' of other Parish kiosks. (setting up risk assessments, looking at usage etc)***

- ***That the Clerk investigates whether VAT can be reclaimed from the purchase***
- ***That the Clerk applies for a paint kit, should the 'adoption' proceed, as offered by BT***

5.6 Parish Hall Wall

Copies of a report received from the Structural Engineer (dated 24th February 2015) who inspected the Parish Hall wall, were distributed to all Parish Councillors.

Parish Councillors discussed the results and recommendations detailed in the report.

The Parish Council resolved that the Clerk should contact Lambert Walker for an estimate of cost for the suggested repointing of the panel in an NHL 5 lime mortar.

5.7 Congleton Road Speed Survey

The Chairman of the Parish Plan Speed and Safety Working Group has analysed of the recent speed survey would like to present this to the Parish Council.

The Parish Council agreed that it would be very pleased to welcome the Chairman to the April Parish Council meeting.

6. Correspondence.

6.1 Neighbourhood Plans.

The Parish Council has received communication from Cheshire East Council regarding its support for Neighbourhood Planning.

The Parish Council resolved that it should discuss further with Councillor Walton at a future meeting.

6.2 Bypass Overtaking.

Parish Councillors have noted an article on alderleyedge.com that details a request made by Councillor Keegan to the LAP for a review of the A34 Bypass in relation to safety of overtaking.

The Parish Council resolved that it was in support of a review and noted that it has expressed concerns to Cheshire East Council and to the Knutsford LAP, on a number of occasions, relating to traffic speed on the A34.

The Parish Council resolved that the Clerk should contact Councillor Keegan to determine who the Parish Council could write to in order to demonstrate support for a review of traffic speed and overtaking along the A34 Bypass.

Average speed cameras were discussed.

6.3 Legislative Reform

The Clerk gave details of current discussions, at national level, relating to referendums and Council tax/Precept setting.

6.4 Buckingham Palace Garden Party.

The Clerk confirmed that the Chairman's name had been submitted to Cheshire Association of Local Councils, which is invited to submit two Cheshire Chairs to attend the Garden Party. Mr. Clarke confirmed that the Parish Council's application had not been successful.

6.5 Burial Board Communication.

The Parish Council approved a burial query that had been received by the Clerk.

7. Finance

7.1 Receipts

£300	J. Jennings and Son	Purchase ashes plot NBG CP8
£330	J. Jennings and Son	Burial and additional inscription Grave 264

8.2 Direct Debit

Utility Warehouse Parish Hall electricity, January 2015 £352.38 (£293.65 plus £58.73 VAT) Debited on or after 27th February 2015 E,F,G

8.3 Clerk's Expenses.

The Parish Council resolved to approve the following expenses to CVS Cheshire East, to include within the Clerk's payroll:

£15.00 Printer cartridge

8.4 Approved for Payment

The Parish Council approved the following payment, once an invoice has been received:

£200 + VAT Mr. Fred Tandy Structural Engineer Parish Hall wall inspection

Payments were proposed by Mrs. McKeown, seconded by Mrs. Walker and approved by resolution of the Parish Council

8. Planning

The following new planning applications were considered and discussed by the Parish Council

15/0540M and 15/0541M

Proposed 1st floor rear extension over existing rear lounge, proposed 1st floor rear terrace inbetween two gables and inserting ground floor doors to rear elevation
The Barns, Welsh Row, Nether Alderley, Macclesfield, Cheshire, SK10 4TY.

15/0544M and 15/0545M

Proposed gazebo measuring 6m x 3m to rear garden of existing dwelling
The Barns, Welsh Row, Nether Alderley, Macclesfield, Cheshire, SK10 4TY

The Parish Council resolved to send a response of 'no objection' to all four planning applications. Proposed by Mrs. McKeown, seconded by Mrs. Shufflebottom and approved by resolution of the Parish Council.

9. Policies and Procedures.

9.1 Pensions Discretion Policy

The Chairman is considering updates required to the Policy, as advised by the Cheshire Pension Fund. It was agreed that he would discuss with the Clerk and present at a future meeting.

9.2 Risk Assessment

The Parish Council considered an updated copy of the Parish Council's risk assessments covering all aspects of Parish Council business and activity.

The Parish Council resolved to approve the Risk Assessment.

Addition of Risk relating to the telephone kiosk will be added once confirmation has been received that a Highways licence has been granted and the Parish Council can move ahead with 'adoption'.

9.3 Annual Inspection of Assets.

The Clerk reported inspection of assets internal to the Parish Hall.

The Clerk reported the findings of Mr. Colgan who has carried out an inspection of the two Parish Council highway bins, Jubilee bench, bench around the Sand Lane tree, bench at The Cross and two notice boards.

Results of inspections to date: ***The Parish Council resolved that no further action is required in relation to Parish Hall content assets and assets inspected by Mr. Colgan.***

The Parish Council resolved that Mr. Lewis should be asked to carry out an inspection of the five Parish Council owned bus shelters.

The Parish Council resolved that, as a comparison of costs, Mrs. Shufflebottom should make enquiries of builders to assess the repair required to the roof of the wooden Artists Lane bus shelter.

10. Burial Board.

Mole Removal.

The Clerk explained that she has contacted the mole removal gentleman to attend to moles in the Burial Ground. The Clerk explained the proposed timing for his visit. ***The Parish Council approved the action.***

****Mrs. Reynolds arrived at the meeting***

11 Further Correspondence.

The Clerk detailed correspondence from the Saddlebridge Unit. ***The Parish Council resolved that there were no events taking place locally that would be suitable for the enquiry raised.***

12 Next Meeting.

It was resolved that the next Parish Council meeting be moved from Tuesday 10th March to Monday 9th March 2015.

Minutes taken by: the Clerk.

Minutes confirmed and approved at the Nether Alderley Parish Council meeting on Monday 9th March 2015.

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

Parish Council Powers:

Burial Grounds, Cemeteries and Crematoria

Power to acquire, provide and maintain A
Open Spaces Act 1906, ss9 and 10

Power to agree to maintain monuments and memorials B
Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970, s.1

Power to provide and Power to contribute towards expenses of cemeteries C
Local Government Act 1972, s.214

Bus Shelters

Power to provide and maintain shelters D
Local Government (Miscellaneous Provisions) Act 1953, s.4
Parish Councils Act 1957, s.1

Community Centres

Power to provide and equip community buildings E
Local Government Act 1972, s.133

Power to provide buildings for clubs having athletic, social or educational objectives F
Local Government (Miscellaneous Provisions) Act 1976 s.19

Power to provide a range of recreational facilities G
Local Government (Misc Provisions) Act 1975 s19

General Administration/Running Costs

LGA 1972 s111 H

Audit

Audit Regulations 1996 I

Parish Plans S141 LGA 1972 J

Benches

Power to provide roadside seats and shelters Parish Councils Act 1957, s.1 K

Litter bins

Provision of litter bins L
Litter Act 1983, ss 5, 6

Power to carry out research

LGA 1972 S 141 M

Section 137

Local Government Act 1972. Power to do something that will benefit the community where there is no other specific power covering the action; it cannot be used retrospectively. Can spend up to £6.44 per elector in 2011 and 2012. Expenditure must be commensurate with the benefit N

Nether Alderley Parish Council

Telephone kiosk adoption, Working Group meeting 23/2/15 10.30 am

Report

Present: Mr. Colgan, Mrs. Shorland, Mrs. Shufflebottom, Mrs. Walker, Mrs Langham (the Clerk)

Further to the Parish Council resolution made at the Parish Council meeting on Wednesday 7th January 2015 (minute extract 6.1: ***The Parish Council approved that, should confirmation be received that permission is given for the kiosk to transfer to Parish Council ownership, a working group of Parish Councillors should meet to assess the parameters and terms of the contract prior to making a final commitment.***)

a working group of Parish Councillors met, to discuss the contract received from BT following confirmation, received on 9th February 2015, of the permission by BT for the Parish Council to adopt the telephone kiosk on Bradford Lane. BT has confirmed that Cheshire East Council has agreed to the 'adoption' by the Parish Council.

The Working Group considered and discussed the contract, provided by BT, to transfer ownership of the kiosk to the Parish Council, in detail together with other associated aspects of telephone kiosk ownership/adoption.

The Working Group makes the following recommendation to the Parish Council:

Comment/Recommendation	Action completed
<p>Following confirmation from BT that the kiosk is a K6 type, established in 1987 with a value given by BT of £2500-3000, the Clerk has contacted the Parish Council's insurance company who have advised that the current annual cost of inclusion for damage (subject to £250 excess) on the Parish Council's policy would be £13.67, providing that the kiosk is added to the Parish Council Risk Assessment and that it has a regular programme of visual checks to ensure that it remains in a safe condition</p> <p>That the Clerk adds the kiosk to the Parish Council's insurance policy at the point of signing of the contract at the quoted value (or at an increase appropriate in view of the time that it takes to finalise the transfer)</p>	
<p>That the Parish Council notes that the kiosk would automatically be covered by current Parish Council insurance for public liability, providing that it is added to the Parish Council Risk Assessment and that it has a regular programme of visual checks to ensure that it remains in a safe condition</p> <p>That a Risk assessment is devised for all activity and aspects associated with the kiosk.</p>	
<p>That a regular inspection programme is agreed and put in to place</p>	
<p>That the Parish Council considers using volunteers as part of the inspection process, pending advice from the Insurance company</p>	
<p>That the Parish Council notes that a piece of glass is missing from the top, back section of the kiosk</p> <p>That a photographic record is made of the condition of the kiosk at transfer of ownership</p>	
<p>That the Parish Council has been informed that there are no Planning permissions or requirements to be obtained at transfer of ownership</p>	
<p>That Planning permission may be required depending upon the future use of the kiosk and that the Clerk should make the appropriate communication to the Planning and Highways Departments should a decision be reached for future use</p>	
<p>That a Highways licence is required to retain the kiosk where it is.</p> <p>That a small charge will be made by Cheshire East Council for issuing the licence</p> <p>That the Highways authority would expect the Parish Council to have appropriate insurance cover to indemnify the highway authority against any potential third party claim.</p> <p>That the Clerk applies for the licence to the Highways Department at Cheshire East Council.</p>	

That the licence is obtained prior to signing a contract for transfer of ownership of the kiosk.	
<p>That the Parish Council is given 3 options, by BT, with regards electricity supply – 1. removal of supply, 2. transfer of supply responsibility to the Parish Council, 3. retention of BT responsibility for supply to the fuse box (including payment of electricity) with Parish Council responsibility from fuse box to kiosk (including bulb)</p> <p>That the Parish Council chooses the third option listed and reconsiders electricity supply should BT opt to disconnect in the future</p>	
<p>That the Parish Council considers temporarily locking the kiosk until a decision is made as to the future use of the kiosk.</p> <p>That the Clerk contacts a locksmith company for advice and estimate of cost for providing a suitable lock</p>	
<p>That future use of the kiosk is discussed after finalisation of the contract. That local groups could be involved in future use or maintenance of the kiosk. That option for use could include defibrillator, notice board, library, information point. That care, cleanliness of and access to the kiosk should be carefully considered if 'adopted' That the Parish Council considers restricted/controlled access depending upon future use.</p> <p>That the kiosk retains its current visual presentation in view of retaining for heritage value</p>	
<p>That the Clerk investigates a business company that has been involved with 'adoption' of other Parish kiosks. (setting up risk assessments, looking at usage etc)</p>	
<p>That the Clerk investigates whether VAT can be reclaimed from the purchase</p>	
<p>That the Clerk applies for a paint kit, should the 'adoption' proceed, as offered by BT</p>	
<p>In relation to details of the contract, the Working Group reports: That it considers the contract acceptable to sign but that the Parish Council must consider the following details and all Parish Councillors must have access to reading the contract prior to signing:</p> <ul style="list-style-type: none"> • Paint containing lead may have been used on the kiosk and the Parish Council must accept health and safety risks associated with its removal or maintenance • The kiosk must have a notice in place at all times explaining that it no longer has a telephone facility Action at point of transfer • It must be advertised locally that the telephone has been decommissioned and the kiosk is now owned by the Parish Council (eg website, notice boards, Parish magazine, school) Action at point of transfer • That no further communication devices may be installed in the kiosk • That the Emergency services should be notified of the transfer of ownership Action at point of transfer • That the Parish Council takes or considers taking legal advice Consider at Parish Council meeting 	
<p>That the Working Group meets again, further to the issuing of a Highways licence, to consider actions that have been taken and further actions required prior to the signing of the contract</p>	

Signed

Date