

# Kirkby Malzeard, Laverton and Dallowgill Parish Council

## Minutes of the Parish Council Meeting Held in the Annex Room of the Mechanics Institute on Monday May 22 2017

The meeting commenced at 8.08pm following the Annual Parish Council Meeting.

**Present:** Parish Councillors Howard Mountain (Chairman), Mike Hurford (Vice-Chairman), Gwyneth Jackson, John Peacock, Geoff Lobley, Gerry Mass, Ruth Broadley and Linda Johns (Clerk) and 5 members of the public.

### 1. Welcome and Apologies for absence

The Chairman welcomed everyone to the meeting and gave the apologies from District/County Cllr Margaret Atkinson.

### 2. Declarations of Disclosable Pecuniary Interest, Other Interest or close association by Councillors for any item on the agenda.

Cllr Broadley declared a close association in respect of item 12 and refrained from the debate

### 3. Minutes of the Previous Meeting

The minutes of the meeting held on April 2017 were confirmed as an accurate account of the meeting - proposed by Cllr Lobley, seconded by Cllr Broadley and signed by the Chairman.

### 4. Action Point Register

27.03.2017 - 12	Cllr Mountain to contact Jane Earnshaw to get dog fouling posters
24.04.2017 – 13a	Work complete – item closed
24.04.2017 – 14	Ongoing – no action taken
24.04.2017 – 15d	Confirmed closed
24.04.2017 – 16	Confirmed closed

### 5. Correspondence received

Correspondence list noted.

(1) Letter from National Trust

**ACTION: Cllr Lobley to look into if grant application by Fountains Abbey for work on the River Skell falls into the KMLD parish boundary.**

(2) Small Grants Scheme

**ACTION: Cllr Mass to circulate information to the Mechanics and Highside Playing Fields**

### 6. Matters arising

There were no matters arising

### 7. Henry Jenkins Inn, Main Street Kirkby Malzeard

The save the Henry Jenkins campaign group have now submitted a new ACV application. The council agreed to formulate a response dealing with the new evidence and the comments made about the role of the Parish Council with regard to the owner, which were incorrect.

**ACTION: Interim meeting to be called to formulate response.**

## **8. Queens Head Public House, Main Street, Kirkby Malzeard**

The Queens Head seems to be flourishing and is now servicing food. The current managers are making a great effort to make the pub work. The council agreed to keep monitoring the situation.

## **9. Planning recent decisions made by Harrogate Borough Council**

The council noted the following decisions:

- a) 17/01123/Full – Erection of first floor and 2 storey extension, Sawpitts Farm, Laverton Road, HG4 3SY – Mr S Riley – REFUSED.

The Council was surprised at the decision of the Planning Department.

**ACTION: Chairman to write to Council to express their surprise and to ask for clarification of their Planning Policy on such cases**

## **10. Planning – recent applications made to Harrogate Borough Council to be considered by Parish Council**

- a) An application came in after the publication of the agenda  
17/01765/FUL – South View, Laverton – Change of use of holiday let to additional living accommodation – Burton.

**ACTION: Decision to be deferred, interim meeting to be set up**

## **11. Planning - recent appeals received by Harrogate Borough Council**

- a) None received

## **12. Proposed Telecommunication Installation at Town End Farm, Kirkby Moor Road, Kirkby Malzeard – new higher mast.**

The council agreed that improved telecommunications within the parish were needed and had no objections

**ACTION Chairman to write and confirm the Parish Council had no objections**

## **13. Transparency Code – Grant Applications 2017-2018 and information on meeting dates.**

The Council agreed that no further funding would be available for them did not therefore intend to attend any of the training meetings.

## **14. Highways Issues**

**The current list of cases referred to NYCC Highways department, together with their responses were reviewed:**

- a) Update from Highways agency on matters outstanding:
  - 1. Direction sign for Kirkby Moor Road – understood to be the responsibility of HBC.
  - 2. Direction sign for Carlsmoor – unfortunately as this is a direction sign and not a safety related sign it is not deemed to be a high priority so at this time am unable to advise of a timescale for this.
  - 3. Cattle grid at Dallowgill – the Highway Officer is aware of the damage and informs us it has been made safe and plans will now be made for a full repair in due course.
- b) The council agreed that there was no need to comment on the Permit Scheme for Utility Companies
- c) The Council agreed that it was not practical to erect wild animal warning signs on Dallowgill Road as roadkill problems unfortunately affected all roads.

**ACTION: Chairman to go back to member of public with the council's decision**

- d) The Clerk informed the Council that the Parish Portal had been delayed by the Highways Department to sometime in June.
- e) The Council had no issues with the proposed school markings on Church Street, Kirkby Malzeard

f) The council noted that the Church bank gully outside the school by the pedestrian gate still overflowed.

**ACTION: Clerk to refer to Highways for attention**

### **15. Children's Play Area**

The work to the tarmac had now been completed. The grant application for work on the play area would be submitted under the name of the Council with a view that if successful the council would take over responsibility of the play area. As the Grass cutting grant for the playing fields from Harrogate Council was being cut to zero in coming years, the Highside Playing Fields Association asked the Council to consider raising the precept and to ring fence monies for grass cutting and other maintenance works. The Association was advised that monies could be ring fenced, but that if the precept was raised it would be for the benefit of local organisations generally and that Highside could then apply for more funding from that general fund. The council would consider using some of the reserves to offset part of any precept increase. The council were advised that it costs £11K per annum to maintain the Playing fields and facilities. It was suggested that along with the mechanics institute a public meeting is held to highlight the costs of keeping both facilities going and to raise the idea of precept increases.

**ACTION Cllr Mass to raise the subject at the Mechanics next meeting**

### **16. Financial Items**

- a) Bank statements – No bank statement had been received to date.
- b) The council approved reimbursement to the clerk of £69.76 for stationery items
- c) The council approved payment of invoice 1019 from Buckton Homes and Gardens for £735.00 (maintenance contract)
- d) The council approved payment of invoice 4277 from Streetscape of £240.00 for repairs to play area.
- e) Retrospective approval of invoice for padlock for Love Lane £7.95

### **17. Community Led Housing**

Cllr Hurford gave an update on the meeting on May 10 which had a positive response, but that the main obstacle was securing land and that he was hoping to hold talks with both Harrogate Borough Council and Kirkby Malzeard Charity both of whom have land that could be viable.

### **18. DTMS Task List**

- a) The Chairman has asked DTMS to put back trimming of Lamberts Quarry for a few weeks and to clarify cutting details for the visibility splays at road junctions.

**ACTION: Chairman to contact DTMS re splay cutting**

- b) Road signs still dirty in Kirkby Malzeard and Laverton

**ACTION: Clerk to send reminder to DTMS**

- c) Hawthorn hedge at Back Lane South behind Henry Jenkins needs attention.

**ACTION: Clerk to raise with DTMS**

### **19. Bus Shelter**

The Clerk advised the Council that DTMs had come back saying they would not be submitting a quote as they would not be competitive and that as of this date she had not heard back from George Blackburn. The council then agreed to approach George Meer for a quote

**ACTION: Clerk to contact George Meer**

### **20. Social Media Update**

The clerk advised that she is still working on setting up a Facebook page. As only one of the Councillors has access to Facebook it was agreed to release the link when ready

**ACTION: LJ to release Facebook link**

## **21. Common Land Works**

- a) Wards had been instructed to commence tree works but as yet it had not been completed
- b) Laverton ditches and culverts - The chairman was waiting for rain before arranging meeting with Highways to inspect problems.
- c) Lambert Quarry Path – North Yorkshire County Council are responsible for the bridleway and they were satisfied with condition, however they would pay for further repairs if the council also agreed to pay some of the costs. The council agreed to take no further action.

## **22. Defibrillators – Update**

The chairman advised the council that he had attended the training session at Sawley and whilst it would appear that the chances of one being used successfully were very low in rural areas there was always that one occasion when it might save a life. The council agreed to keep looking at options.

## **23. Employment of Clerk**

The clerk confirmed that the council did not have to register for PAYE as she earned less than £113 per week, but that records of her salary were to be kept.

## **24. AOB**

- a) Laverton Quarry Highways Yard Lease – The chairman advised the Council that he had been in touch with the North Yorkshire County Council legal team about the lease renewal. Highways have confirmed that they would like to rent the yard, but there are issues regarding responsibility for repairs, still to be negotiated.
- b) Telephone box in Laverton and Kirkby Malzeard – the paintwork is in poor condition.  
**ACTION: Chairman to contact BT for an update on condition and proposed action.**
- c) Cllr Peacock reported that a member of the public had complained to him about the level of rubbish at 'High Intake' on Kirkby Moor Road and the number of caravans on the site. The chairman asked Cllr Peacock to contact the member of public and advise them that in the first instance they contact the Environmental Health Department and asked both Cllr Peacock and Broadley to report back on the number of Caravans on site  
**ACTION: Cllr Peacock to go back to member of public and Cllr Peacock and Broadley to report of caravan situation on site**
- d) Newly opened tyre business on Ripon Road – concern was raised as to whether the use was fully compliant with the recently granted planning consent.  
**ACTION: Clerk to check up planning application and report back.**

There being no other business the meeting closed at 9:58pm.

Linda Johns  
Parish Clerk

Dated 05.06.17