

# KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

## MINUTES OF THE PARISH COUNCIL MEETING

held on 25 March 2019 in

The School-Room of Greygarth Chapel, Dallowgill

The Meeting commenced at 7.55pm

**Present:** Councillors Howard Mountain (Chair), Geoff Loblely (Vice-Chair), Jane Aksut (present until Item 17a), Geoffrey Berry, Alan Brownlee, Pippa Manson, Peter Saxon, with County Cllr Margaret Atkinson and District Cllr Nigel Simms, with Jen Hurford (Clerk), and 5 members of the public.

### 1. Welcome and apologies for absence.

There were no apologies made.

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

Cllrs Aksut and Brownlee declared an Other Interest for Item 14, and Cllr Loblely declared a Close Association for Item 7c.

### 3. Approve the Minutes of the Parish Council meeting held on 25<sup>th</sup> February 2019.

The minutes of the Parish Council meeting on February 25<sup>th</sup> were confirmed as an accurate account, subject to the addition of wording to the Action Point of Item 9a to clarify, for the avoidance of any doubt, that the Council objected to the Appeal. Proposed by Cllr Saxon, seconded by Cllr Berry and signed by the Chairman with the amendment added.

### 4. Updates on Action Points from previous meetings not dealt with elsewhere on the agenda:

a) Update on Salt Bin adjacent St Andrew's Church, Kirkby Malzeard – Cllr Aksut advised a response was still awaited from Highways about the reallocation of a bin to the Church. **Action: Cllr Aksut to provide an update at the next meeting.**

b) Update on Old School and St Peter's, Dallowgill – Cllr Berry advised an email had been sent to the Redundant Churches Officer at the Diocese and a response was awaited. **Action: Cllr Berry to provide an update at the next meeting.**

c) Update on impassable footpath in area of Mowbray Lodge/Highfield Farm/North Park/Park Wood/North Close Farm to the North of Kirkby Malzeard village – Cllr Saxon advised communications had led him back to NYCC and progress could not be made. Cllrs agreed the matter could not be taken any further at this time.

d) Confirmation of compliance with Standing Orders and GDPR requirements in respect of Cllr Manson following co-option at last meeting, was given by both Cllr Manson and the Clerk.

e) Update on obtaining grant funding for Dallowgill defibrillator – Cllr Aksut informed of communications with St John Ambulance who had recommended, due to the lesser flow of

residents in a more remote area, a more expensive type of defibrillator at a cost of around £2,500 as opposed to the standard model at around £1,500. They were unable to assist with funding so Cllr Aksut advised seeking businesses sponsorship, with possible funding in the next financial year from HBC. **Action: Cllr Aksut to provide an update at the next meeting.**

**5. Correspondence** – Clerk to raise any relevant items with Councillors including those listed;

a) HBC – Notification of request to be treated as a potential bidder in respect of the Henry Jenkins from Henry Jenkins Community Pub Ltd, triggering a full 6-month moratorium period to the 7<sup>th</sup> July 2019. The owner of the property commented that due to the manner in which the bidding company (a Community Benefit Society) appeared to have been formed, confirmation was awaited from HBC that the process was valid. With regard to the Planning Application to the neighbouring part of the property, he speculated that the decision was awaiting the outcome of an ACV compensation claim.

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

a) 18/05254/FUL – Gillgate Cottage, Gillgate Road, Laverton – Erection of two and single storey extensions and a porch – Fox – Approved subject to conditions.

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

a) 19/00711/FUL – Barn Conversion, Carr House Farm, Kirkby Moor Road, Kirkby Malzeard – Erection of a single storey extension – Watson. The Council agreed it had no objections to the application. **Action: Clerk to submit response to HBC.**

b) 19/00628/FUL – Hoggerstone Farm, Dallowgill – Alterations and change of external materials; Alterations and creation of fenestration; Conversion of barn to create ancillary residential accommodation; Erection of garage; Demolition of multiple storage annex buildings; Extension of domestic curtilage with associated landscaping – Bromet. The Council agreed it had no objections to the application. **Action: Clerk to submit response to HBC.**

c) 19/00907/FUL – The Shooters Inn, Dallowgill – Demolition of existing garden shed and erection of garden store – Foster. The Council agreed it had no objections to the application. **Action: Clerk to submit response to HBC.**

d) 19/01125/FUL – Longswale Farm, Main Street, Kirkby Malzeard - Erection of garden shed – Bodey. The Council agreed it had no objections to the application. **Action: Clerk to submit response to HBC.**

**8. Planning - Neighbourhood Plan.**

a) The Chair advised that the Designated Plan Area Application was to be considered by HBC at a Cabinet meeting on April 4<sup>th</sup>. It was expected that approval should be granted which would enable launching at the Drop-In Session on April 20<sup>th</sup>.

b) The revised Terms of Reference for Steering Group committee were considered and approved. A meeting with Joe Varga of HBC was provisionally scheduled for April 15<sup>th</sup> at 6pm.

**Action: Chair to confirm meeting details once confirmed.**

c) The Chair requested approval for the purchase of a roll-up display unit to use when promoting the Plan which it was expected could be recouped via the 'Locality' grant. Cllrs agreed to a budget of £100. **Action: Chair to arrange purchase of display material in time for the Drop-in Session.**

**9. Planning – Enforcement issues.** Progress on current cases of possible breaches of planning consents, conditions or regulations was provided by the Chair. There were no new matters raised by Councillors or Public to be referred to the Planning Enforcement Office.

**10. Information Drop-in Session 20<sup>th</sup> April 10am to 12noon** – The Chair circulated a draft promotional leaflet for the event to be held at the Mechanics Institute, which outlined that the meeting would cover the Neighbourhood Plan, Road Network Improvements, the Tour de Yorkshire, Community Association and reports for the Annual Parish Meetings. Cllr Saxon offered to help with the presentation of the leaflet. As the First Response Team only currently has two volunteers the Chair suggested that the session could be an opportunity to promote the need for volunteers possibly with a First Aid training session if this could be arranged. A Local resident confirmed that she might be interested in volunteering, which was welcomed by the Council. **Action: Cllr Saxon to liaise over leaflet. Chair to arrange printing and distribution and investigate First Aid training availability.**

#### **11. Traffic and parking issues**

a) Consider issues regarding parking on The Green – Cllr Brownlee advised that following monitoring, the resident he had spoken to had stopped parking on the grass, however a new resident had now started. A response from HBC over the matter was still awaited. **Action: Cllr Brownlee to provide an update at the next meeting.**

b) Update over monitoring of vehicle speeds using Data Loggers - The Chair advised that the provision of these by the Police were still awaited. **Action: Chair to provide an update at the next meeting.**

c) Update on Council's proposals for new and revised Speed Restrictions in the Parish. The Chair and Cllr Aksut agreed to continue work on draft proposals in time for use at the Drop-In Session on April 20<sup>th</sup>. Cllr Berry suggested a mini-roundabout to Main Street crossroads and this will be included on the suggestion list. **Action: Chair & Cllr Aksut to produce list of proposals.**

**12. HBC Parish Consultation Meeting** – responses to questions submitted at March 19<sup>th</sup> meeting were circulated prior to the meeting. No new information had been provided on the effect of CIL; dog bins had a very long waiting list but a specific contact email at HBC had been provided for further assistance; proposals for additional recycling schemes were outlined; and

a review of street cleaning was to take place by HBC. **Action: Clerk to email HBC contact over provision of dog waste bins.**

**13. Tour De Yorkshire 2019** – The Chair advised there was no information as yet on the size of the grant approved by HBC. Cllr Berry asked about insurance for the event and it was confirmed that the Council's insurance and insurance by specific venues, such as the MIVH, would apply, as they had last year. Cllr Brownlee reported that £587 of fundraising had been achieved so far and hoped the Drop-In Session would help in sourcing volunteers for the day. A T de Y committee meeting was being held on April 27<sup>th</sup> to plan responsibilities but expenditure could not be confirmed until the grant had been approved. **Action: Cllr Brownlee to provide an update at the next meeting.**

**14. Grants for Local Organisations** – The revised application from Friends of Kirkby Malzeard School was circulated for consideration. The application was still centered around the provision of additional musical instruments and it was suggested that with these, the pupils could play additional concerts at events like the local Lunch Club. Cllrs discussed the criteria of the grant which was primarily to help ensure the future of Local Organisations and as such decided that regrettably this application still did not meet that criteria, and the money could be better targeted elsewhere. The Council will work with the group prior to next years application process to try and find an appropriate solution. Therefore, as agreed at the previous meeting the remaining £500 would be divided equally amongst the other five organisations, thus awarding £1,100 to the MIVH, £1,100 to HPFA, £600 to KIB, £600 to KM Pre-School and £600 to KM Youth Club. **Action: Chair to inform Local Organisations and Clerk to distribute cheques accordingly.**

**15. Council Property Assets** –

a) Cllr Berry confirmed inspection of the Market Cross on March 25<sup>th</sup>, Cllr Aksut of the Pinfold on March 25<sup>th</sup> and the Chair of Lamberts Quarry and Laverton Quarry on March 23<sup>rd</sup> with no problems noted at any of these. Cllr Lobley also confirmed inspection of Greygarth Monument on March 25<sup>th</sup> with no defects present but reported finding a suspicious object. It was agreed this should be reported via the 101 service but on further investigation it was found not to be of concern and was removed.

b) Bus Shelter opposite Kirkby Stores, Kirkby Malzeard. Cllr Aksut advised a second written quote had yet to be obtained but a contractor she had contacted had suggested less extensive works involving removing and replacing rotten sections rather than renewal to which Cllrs agreed an estimate should be obtained. **Action: Cllr Aksut to provide an estimate at the next meeting.**

**16. Children's Play Area**

a) There was no latest monthly report available from DTMS to consider. **Action: Clerk to request again for these to be provided monthly.**

b) The Chair provided an update on the creation of sub-lease to enable the Council to take full responsibility for the Play Area from HPFA. A final version of the sub-lease had just been received from HBC and had now been forwarded to KMLDPC's solicitor for final approval. **Action: Chair to continue to pursue in anticipation of signature at the next meeting.**

c) Update on new fencing project – still on hold awaiting completion of lease. **Action: Chair to provide an update at the next meeting.**

## **17. Highways Issues**

a) Cllr Aksut advised that the resurfacing work to section of Main Street was scheduled for April 5<sup>th</sup>, but County Cllr Atkinson advised it was supposed to be done within the current financial year. It was confirmed that gullies had been cleaned in Laverton and that work to prevent flooding to the road to the North of Laverton was scheduled for April. Highways had been advised that 7 gullies were still blocked in Kirkby Malzeard including by High Walk but it appeared that those along Longswales Lane had been emptied. Signage to Ripon Road and by Stainmoor House were still awaiting repair, as were works at Thievesgill bend. A resident confirmed white lines had been repainted at Tom Corner and the Chair advised that impact damage to a property on Longswales junction had been reported. **Action: Chair and Clerk to liaise with Highways.**

b) New items to be raised by Councillors or public included;

- i. Blocked gullies at Tom Corner near Shooters Inn entrance.
- ii. Broken direction sign at Tom Corner. As this is an historic sign, methods of ensuring it was repaired rather than replaced would be made initially.
- iii. Pothole on western side of Swetton Bridge Farm.
- iv. Overflowing ditch where Bagwith Road meets Kirkby Moor Road.
- v. Road surface deteriorating at Longswales Lane bend by R&J Catering again.

**Action: Clerk to report matters to Highways.**

c) Cllr Manson advised that spraying of weed growth to areas of paths and gutters in Kirkby Malzeard village was to be funded by KIB and works would be sourced from DTMS via KMLDPC. **Action: Cllr Manson to provide an update at the next meeting.**

**18. DTMS Task List** – there were no works carried out by Parish Caretakers to report on and no new items to be added to their task list.

## **19. Financial items:**

a) Bank statements – The Clerk advised the balance of the current account at £10,5442.24, and of the outgoings and income on the latest available statement. Cllr Manson also handed over a £300 cheque from AONB towards the provision of the Heritage Board.

b) Cash Book – an up to date record of payments/receipts was circulated by the Clerk which reconciled with the bank statement.

c) The Clerk updated on the Mandate Form submitted to HSBC, that completion was awaited and was anticipated to take 10 working days. **Action: Clerk to obtain update in branch.**

- d) Approval of letter to HSBC to close the interest account circulated prior to the meeting was given for signature and submission. **Action: Clerk to submit letter via branch.**
- e) Approval given for payment of £13.66 to D3 Office Group Ltd for stationery.
- f) Approval given for payment of £45.00 to Chair in contribution to YLCA Playground Training Course on April 19 (total cost £80).
- g) Approval given for payment of £73.05 to Stephen Weld for materials from Ripon Builders Merchants Ltd for Tour de Yorkshire display signs.
- h) Approval given for payment of £360 to RK & JM Ward for 2018 tree inspection survey and work carried out to the Ash tree at the play area.
- i) Approval given for payment of £80 to Kirkby Malzeard Methodist Chapel for room hire.

**20. Any Other Business.**

None.

**21. Date of next meeting:** Monday 29 April 2019 starting no earlier than 7.30pm in the Mechanics Institute, Kirkby Malzeard, following the Annual Kirkby Malzeard Parish Meeting which commences at 7pm. Items for the Parish Council meeting Agenda should be submitted by 19 April 2019 please.

The Meeting Closed at 09:35pm

Dated 03/04/2019

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