

**Aldbrough Parish Council  
Minutes**

**Monday 8<sup>th</sup> January 7.30pm @ Aldbrough Primary School**

**Present**

Cllrs. Sharlah Cantwell – Chairman  
Paul Woodward  
Steve Turner  
Mick Robinson  
Tim Floater  
David Walker  
Mally Turner

Clerk Nicki Salvidge  
PCSO Darren Bainton

**1. Apologies of Absence**

Kevin Blackwell

**2. To suspend the meeting for a period of no longer than 15 minutes for public participation**

**3. To receive declarations of interest by any member of the council in respect of the Agenda items**

**below.** Members declaring an interest should (A) identify the agenda item and the type of interest being declared & (B) note dispensations given to any member of the council in respect of the agenda items below

Declarations to be made in keeping with your declarations of interest.

**4. To approve last month's minutes held Monday 11<sup>th</sup> December 2017**

To agree with alteration to show Hill Farm not Hill Top

**5. To present the financial accounts – Chair to approve and sign**

**6. Police Matter**

PCSO Bainton reported on the High Street/Hornsea Road Junction, following a report of illegal parking last year, Humberside Police and ERYC have looked into the junction which is a stop junction, therefore anyone can park legally on the pull in on Hornsea Road.

Cliff incident a car which left the cliff top was attended by police and coastguard, no injuries reported and no criminal charge made.

**7. Matters arising – Chair to receive updates on 'Resolves'**

Playground inspection - clerk chased company, who have apologised and have said it will be done by end of the month.

Use of school for meetings has been arranged between Mrs Ulph and Cllr Cantwell to enable continued use until Mrs Ulph retires when a new agreement may need to be made.

East Newton Road – clerk spoke to highways who will do urgent repairs and put in request for funding to re surface although no date has been given. E mail from Resident Jack Caley received regarding his concerns over the road, clerk has been in contact with him.

Tree Grant application received for trees to be placed at Crossmere Hill Farm, the Recreation Ground and Cemetery, Parish Council signed and agreed that on completion of work that they pay the invoices and then reclaim under conditions stated and checks made. Cllr Robinson has details and has requested Parish Council approve the agreement for James Witty to carry out work in March 2018. All agreed

Simon Carlisle responded to e mail from clerk to say that -

-Enforcement has been suspended as the previous speed survey was taken too close to the speed limit terminal signs. It is necessary to leave a distance to capture the realistic speed of vehicle once they have 'stabilised' after passing the terminal signs.

- he has contacted East Riding Council and they are commissioning a new speed survey.
- Once the results of a new survey are applied to the joint Police and East Riding Council Speed Management Procedure it will produce a score.
- The score will then dictate our response.

However on receipt of further request for historic figures no further information has been received.

Map sent from ERYC as to the position of the speed cameras to the north of Hornsea Road.

Cllr. Cantwell questioned the position as to if it was within the 300m limit past the speed sign.

Cllr Robinson said that he was writing in his position as Chair of the Recreation Hall to request that the survey be done close to the playground. Permission could be given for an enforcement van to park by the Recreation Hall.

PCSO Bainton spoke of Weghill Road, Preston that has an enforcement van parked within a 30/40 limit.

Cllr. Robinson to write to highways to draw a conclusion to the issue and request that speed limit signs be moved so legal.

PCSO Bainton will hold further speed checks with Cllr. Robinson and Cllr. Walker

Phone mast – clerk has been corresponding with company and solicitors- plans should be ready to go in 10<sup>th</sup> January, legal team are working on the lease. A number of legal issues raised during this time to be made aware of.

The land is freehold in the name of the Parish Council therefore any funds from the company will be paid to the Parish Council, these monies must be spent under the agreement of the deed.

The recreation ground committee must cover the recreation ground expenses, if they are unable to they should be asked why not and find ways in which they can raise needed funds.

Funds between the Village Hall and the Recreation ground should be totally separate, as the Village Hall is a charity its trustees are legally bound to abide by the Charity Commission regulations, any breach is open to investigation.

Questioned raised as to the Wednesday Club and its funding Cllr. Robinson insisted there was no conflict between the Recreation Ground and Recreation Hall

### **Other legal advice following letter to stamp Jackson**

Using the name numbering from Cllr Cantwell's letter of 4 December 2017.

1. Two small changes were made to the Declaration of Trust of 29 June 1948 on 13 September 2010.
  - a. The name was changed to "The Aldbrough Recreation Ground Trust" and
  - b. Clause 18 of the declaration was removed. Clause 18 was the clause that prevented the playing of sports on Sundays.
2. There is no lease of the Recreation Ground.

When an area like the Recreation Ground is occupied by many different sports clubs then a lease is not normally appropriate. This is because it is difficult to lease it to any particular club or individual. In addition, because it is used and occupied by a number of different club's, none of them obtain security of tenure and so a lease is not needed by the freehold owner (the Parish Council) to protect itself from an occupier claiming rights to the land.

If there is something the Parish Council are particularly concerned about, then we can look the risks the Parish Council are concerned about and the best way of mitigating those risks in more detail.

3. The freehold of the land is owned by the Parish Council and it should be managed by the Management Committee.
  - a. The constitution of the Management Committee is set out at clause 2 of the Declaration. It shall consist of not less than 12 nor more than 18 elected members.
  - b. Quorum for a meeting is 5. (clause 7).
  - c. Income and expenditure use is set out at clause 12. Basically all income should be used on managing and looking after the Recreation Ground.
  - d. Subletting is set out at clause 13(a). The Management Committee may let out the Recreation Ground with the approval of the Parish Council.
4. The Management Committee should be paying the bills which arise in connection with the Recreation Ground.

Street cleaner requested for whole village, this has been done

Poorfields – accounts all up to date

No response on request for information on upcoming police meetings as yet.

Thank you letters sent out re daffodil planting.

Poorfields will be sent out soon, 80 payments to be made and only 30 cheques so clerk arranging new cheque book.

## **8. Planning Applications**

Comments received re Hill Farm development have been sent in.

## **9. Correspondence**

Warren Bostock YAS has sent a letter requesting a de-fib to be place at East Newton, which has been named as one of a number of places needing one. Clerk to clarify that it is East Newton

## **10. Allotments**

Invoices and letters sent out, some changes in ownership being sorted out Cllr S Turner and clerk dealing with

## **11. Phone Mast** as above

## **12. Clerk (Personnel Committee)** Cllr Woodward to lead

## **13. Planning Meeting**

Cllr S Turner has been in touch with the clerk due to increase in those attending it is agreed that the meeting on the 18<sup>th</sup> will continue with a meeting in a more central location to be arranged following that meeting.

## **14. Any Other Business**

Clerk to collect remaining files on the 18<sup>th</sup> January.

Cllr. Robinson spoke of his disgust that Parish Councillors must pass on the environmental health contact details to those with any issues and not report them themselves and questioned, what are Parish Councillors here for?

Cllr Cantwell announced some dates for events

Saturday 1<sup>st</sup> December Christmas Event

8th July – Scarecrow festival

28<sup>th</sup> July – Village Show

Cllr Floater raised concern over the size of the properties on North Street and available parking.

**15. To Announce the Date of the next meeting as Monday 12th February 2018**

Signed \_\_\_\_\_ date \_\_\_\_\_