

**LANE END PARISH COUNCIL
MINUTES OF FULL COUNCIL MEETING**

Held on 1st June 2009 at 7.30 pm in the Sycamore Room of Lane End Village Hall.

ATTENDANCE: Councillors Coulter, Davis, Mansell, Pullen, & Stewart.

CLERK: Mandy Dunning

MENBERS OF THE PUBLIC: Mr K Wright, Mrs S Wright & Mr R Monk.

Note: the meeting was recorded to assist with the capture of the minutes.

1) Apologies: To receive apologies and to approve reasons for absence
Apologies received from Cllr Dunn due to him being on holiday, and Cllr Detsiny due to him attending his daughter's wedding in Spain.

2) Declarations of Interest:

- a) Register of Interests: Councillors are reminded of the need to update their register of interests
- b) To declare any Personal Interests in items on the Agenda and their nature. None made.
- c) To declare any Prejudicial Interests in items on the Agenda and their nature. None made.

(Councillors with prejudicial interests must leave the room for the relevant items - Code of Conduct para 12(2))

2) Public Questions: The meeting was adjourned for Public Question time (maximum 20 minutes)
Mr Monk expressed his delight in knowing that the Council had reached an agreement with the Parochial Church Council with regard to the churchyard maintenance. Cllr Coulter responded by thanking Mr Monk, and advising that there was not an agreement as such, but rather that an understanding had been reached of mutual accord, between both Councils on the approach that will be used with regard to the use of the Parish Councils discretionary powers when consideration is given to the contribution of the churchyard maintenance costs, but no formal agreement had been signed by either side.

Mrs Wright stated that she had some observations and some questions.
I understand that the Churchwarden has been successful in retaining the pot of gold for the Churchyard maintenance by behaving in a manner unbecoming to a gentleman of his standing in the community - that is to say by using playground bully-boy tactics to get his own way.
If a legal document is advised to be ultra vires, then it is null and void and does not exist. Therefore despite Mr. Edgley's opinion it is torn up, however long it may have been in existence. Is it therefore Council's intention to seek legal advice to ensure that they cannot be considered to be entering into another agreement, which could also be considered to be ultra vires.
Is it Council's intention to always pay 100% of maintenance costs of Lane End churchyard, and if it so does Council realise that it could then be deemed to be acting under the 1997 agreement.
Does Council then also think it would be appropriate to extend the same treatment to the other churchyard in the Parish – at Cadmore End? If not, please explain the reasons for that decision.
Does Council consider that its discretionary powers will be fettered, or would a future Council be able to exercise its discretion and reduce, or refuse to make a contribution towards the maintenance costs.
Does the Council realise that the presence of certain Councillors is considered to be prejudicial by the Monitoring Officer, which means that any decision made is open to challenge.
Please explain the differences between this latest agreement/paper and the paper that was accepted from last July.
Do Councillors remember that £507 has already been paid to the PCC for the quarter ended 31st March 2009.
Has the PCC confirmed in writing that it considers that the 1997 agreement to still be in abeyance.
Have the Outstanding Matters on the list I supplied when I resigned been dealt with?
As any decision reached should be recorded, whether it is in closed session or not, was the reason that the Off Camera session minutes for the 6th April were withdrawn from being approved because it would be inappropriate for the Clerk to learn of Council decision concerning the pay, rent and pension policy review from those minutes.
Has the Clerk been advised of those decisions.
Mrs Wright stated she had read in the Bucks Free Press a comment attributed to the Chairman of the Council, describing Princess Anne as a hard working woman, was that report accurate.
Cllr Coulter thanked Mrs Wright, and advised that he did not propose to respond to the questions raised that evening but was happy to provide a response in due course.
Mrs Wright asked a further question, regarding the Community Parish Plan group which met the week before. She stated that she understood that a representative from the Council should have been in attendance, and advised that the group was rather disappointed that there was not one. Cllr Coulter

responded that regretfully the representative was unfortunately delayed because of employment reasons, and therefore unable to attend, however the intention was for a Parish Council representative to be in attendance.

3) Minutes: Approval of Minutes of 16th March, 6th April & 20th April, Off Camera Sessions.

It was unanimously agreed to withdraw the Minutes of these three closed sessions for ratification as further input to the detail was required to finalise them.

The Minutes of the 5th May Annual General Meeting were agreed as a true and accurate record.

The Minutes 5th May Full Parish Council Meeting were agreed as a true and accurate record.

It was unanimously agreed to withdraw the Minutes of the Off Camera session for 5th May for ratification, as there had been comments made by Members present and not present on matters of detail not related to the substance of those Minutes, this so to ensure that both the Clerk and Council were confident that these are a clear record of the discussions that took place.

The Minutes of the Annual Parish Meeting of the 11th May were agreed as a true and accurate record.

The Minutes of the Committee Minutes 18th May were agreed as a true and accurate record.

Action point review: - from pre reading summary to agree those actions discharged and carried forward.

Cllr Coulter read through the Action Point summary to see if any further items could be discharged.

Cllr Davis agreed to take on the action with regard to the Communication & Business Parish Plan (formerly assigned to ex Cllr Achurch). Cllr Coulter confirmed those items discharged, amended and those that were carried forward.

6) Finance: - Approval of payment of Accounts for June 09

In the absence of the Finance Chair, Cllr Coulter asked if everyone had copies of the papers, it was confirmed that they had. Cllr Davis asked for confirmation of the status of the accounts, the Clerk confirmed that the 3 month reserve account and the current account were still with Yorkshire bank, and that the High Interest Bond would be obtained shortly.

Cllr Davis proposed & Cllr Pullen seconded the expenditure. Council resolved the expenditure for the month unanimously.

6.1 - Year End Accounts: To sign off of the Accounts Year Ending 31st March 09 prior to submission to External Auditors.

The Clerk gave a brief overview of the makeup of the papers, and the process followed. Cllr Coulter asked Members if there were any questions on the papers, Members confirmed there were not. Cllr Davis proposed the approval of the year end accounts and Cllr Mansell seconded. Council resolved the approval unanimously.

Cllrs Stewart & Coulter both commended the presentation of the Councils Accounts.

6.2 - LE Community Safety Forum: Annual S137 request £500.00

Proposed Cllr Pullen seconded Cllr Stewart and resolved unanimously by Council.

6.3 - Neighbourhood Action Group: S137 request for fun day support £500.00

Proposed by Cllr Davis, seconded by Cllr Stewart and resolved unanimously by Council.

6.4 LE Sports Association: To note receipt of S137 request for repairs to roof.

Council was aware that the responsibility for the repairs to the fabric of the building lay with LESA, as per the detail of the rolling lease. Cllr Davis made it clear to Members that the Association could not sustain these costs, as the financial situation of the Association was not as robust as it had been, and that the Association should be supported in some way. These comments were noted by Council. As no quotations for the work had been seen, Council agreed that it could not make a decision on any financial support at present.

Council agreed that a "without prejudice" review of the repairs required was needed, and a visit would be undertaken by Cllr Stewart to establish this. That once the detail of the quotations and work intended had been seen, further discussion on the matter would occur at the next Council meeting.

6.5 Additional Bank Signatory: To identify and agree new fourth signatory.

Cllr Pullen proposed that Cllr Stewart should be the fourth signatory; this was seconded by Cllr Davis and resolved unanimously by Council.

6.6 SITA Trust Grant Application: To agree to grant submission and Councils financial contribution (pre-reading supplied) Cllr Coulter gave an overview of the paper associated with these Minutes. The matched funding of 1/11th £2132.72, was proposed by Cllr Stewart and seconded by Cllrs Pullen & Mansell and resolved unanimously by Council.

Action: Clerk to complete papers & dispatch. Done.

Action: Cllr Stewart to visit. Clerk to add as Agenda item for July.

Action: Clerk to obtain new bank mandate papers. Done

6.7 Sustainable Development Grant: To agree to grant submission and Council's financial contribution (pre-reading supplied) Cllr Coulter gave an overview of the paper associated with these Minutes. The matched funding of £1000.00, was proposed by Cllr Mansell and seconded by Cllrs Stewart & Davis and resolved unanimously by Council.

7) Easement Request: To agree to the request for three Easements for White Cottage (pre-reading supplied)

Having considered the document and the associated map, Council resolved in principle to allow this request, subject to the caveats of receiving an improved and clearer version map and any advice that may be raised by Council's Solicitors.

8) Committee Remits & Delegated Powers: To receive revised proposals.

Cllr Coulter gave a brief overview of the paper, and invited comment from Council, a number of practical suggested amendments, and observations regarding statutory timings for meetings, were put forward, Cllr Coulter agreed to incorporate these before bringing the paper back to Council in July for full endorsement as previously intended.

9) Clerks Report: including Correspondence and Reports received. List as pre-reading, which are available for inspection from the Clerk on request.

Point 4. Cllr Mansell

Point 5. Cllr Mansell

Point 12. Draft LESA Lease. Having confirmed that the credentials of the individual were sound to undertake the work, and that this will also go to the Solicitors for final checking before signature, Council resolved the payment of the charge of £25 ph to a maximum of 6 hours.

Point 16. Letter from Philps Close resident. Cllr Coulter agreed to raise the initial draft, which would be reviewed by Cllrs Davis & Detsiny. Council resolved that this method would be acceptable.

10) Invitations to Meetings and Events received: To confirm attendees.

No further meetings, other than those already notified to Members, on this occasion.

The Document detailed in the Meetings & Reports received was passed to Cllr Pullen.

11) Councillors reports and items for future agenda:

Cllr Dunn raised the 0% interest highlighted in the financial papers. Cllr Coulter confirmed that this would be covered by a review of Councils requirements in this area.

Cllr Mansell advised that he wished to delay his report on the WDALC meeting he had attended in March, as he wished to incorporate an important item regarding the Community Engagement group.

Cllr Mansell will supply the report so that it can be issued with the pre-reading for the July meeting.

Cllr Pullen advised of the Planning Application for 1 The Square, for change of use.

Cllr Pullen had been approached for an allotment, the Clerk advised that the individuals concerned were on the waiting list and had been advised of this.

Cllr Pullen confirmed that the meeting at Chalky Fields was still to occur, this was agreed and a convenient date is to be established.

Cllr Davis asked if the unused portion of land at Sandy Fields could be converted into allotments, but it was confirmed that this was already rented out.

Cllr Pullen raised a query on an area of grass cutting; the Clerk confirmed that the contractor's maps would be checked.

There being no further business the meeting closed at 9.10 pm

Signed..... (Chair)

Dated.....

Action: Clerk to advise requestor. Done.

Action: Cllr Coulter

Action: Cllr Mansell