

BURTON-IN-KENDAL PARISH COUNCILwww.burton-in-kendal-pc.gov.uk**Minutes of the Parish Council Meeting held on Thursday 16 August 2012
at 7.30 pm in the Memorial Hall, Burton-in-Kendal**

PRESENT. Cllrs M Taylor (Chairman), J Brown, J Hopwood, I Hunt, G Isherwood, P Rogers, M Rowley, A Wren, and Parish Clerk P Smith. County and District Cllr R Bingham was in attendance.

PUBLIC IN ATTENDANCE. PCSO Jess Bullock and one member of the public were present.

1. APOLOGIES FOR ABSENCE. Apologies were accepted from Cllr Mason-Hornby. Apologies were noted from District Cllr B Cooper.

2. DECLARATIONS OF INTEREST AND APPLICATIONS FOR DISPENSATION. No declarations of interest were made. A dispensation request was considered at Item 12.

3. MINUTES OF THE MEETING HELD 19 JULY 2012. The minutes of the meeting held on 19 July 2012 were agreed and signed by the Chairman.

4. CHAIRMAN'S ANNOUNCEMENTS.

(ACTION)

a. CALC has arranged Code of Conduct Training sessions for Councillors at Kirkby Lonsdale on Tuesday 21 August and Kendal on Thursday 23 August. Councillors wishing to attend should let CALC know. The Clerk will attend the session at Kirkby Lonsdale.

b. The Land Allocations are being considered by the Planning Inspector. The hearing for Burton-in-Kendal will be on Wednesday 24 October in the afternoon. The Council has submitted its written comments to the Inspector.

c. There will be a meeting of the CALC District Association on Thursday 13 September starting at 7:00pm at Gilpin Bridge. Councillors are invited to attend however, this is the County Show day. The Clerk may attend.

d. The County Council have confirmed that Sape Lane will be considered for work in the Rights of Way Improvement Programme. The work is scheduled for financial year 2013/14 provided funds are available.

5. OPEN FORUM. PCSO Bullock reported that there had been no reported crime in Burton. However, there had been an attempted armed robbery at the ESSO Garage for which two people had been arrested. The police had stopped and searched vehicles in the village in an operation to counter metal thefts. There had been reports of vehicles speeding through the village, therefore the police would set up the speed indicator again. The public were advised to beware of an apparent credit card scam involving someone telephoning claiming to be a police officer and asking for credit card details.

6. PLANNING APPLICATIONS.

a. Applications granted: None

b. Applications refused: None

c. Applications received:

i. **SL/2012/0610** 9, Burton Park. Rear Dormer for Mr Martin Dew. No objection.

7. FINANCE. The Council received the Income and Expenditure Account and bank balances as at 19 Jul 12:

Income to date	£12943.00		
Expenditure to date	<u>£9727.80</u>	NatWest Current	£5030.98
Difference	£3215.20	NatWest Savings	£11717.75
Balance at 1/04/11	<u>£12846.32</u>	Less cheques etc	<u>-£687.21</u>
Carried forward	£16061.52	Carried Forward	£16061.52

8. ACCOUNTS APPROVED FOR PAYMENT AND CHEQUES SIGNED.

(PS)

a. Lengthsman's hours and expenses to 31 July 2012. £344.44

b. Clerk's salary and expenses 1 August to 31 August 2012. £160.77

c. BDO LLP Auditors Fee. £162.00

d. Transfer from Deposit to Current Account. £3000.00

M. Taylor
20.9.12

9. PLAYGROUND EQUIPMENT. It was agreed that the Council would consider proposals for new equipment, and replacement or refurbishment of existing equipment at the September meeting. (MR/AW)

10. GOVERNMENT CONSULTATIONS ON RED DIESEL AND FINANCIAL PROCEDURES. It was agreed that the Clerk should respond to the HMRC consultation to support the permitted use of red diesel for local gritting operations. It was also agreed that the Clerk should respond to the DCLG consultation to support the relaxation of the two signature rule for all parish council payments. (PS)

11. ACCEPTANCE OF AUDIT RETURN. It was resolved that the Audit return be approved and accepted. The return would be displayed on the notice board and on the website. (PS)

12. DISPENSATION REQUEST. The Council noted with dismay the legal advice requiring the Council to provide a dispensation to allow councillors to approve the precept. Nevertheless, in view of the financial risk, The Council resolved to approve a dispensation request from all Councillors allowing them to consider and set the precept despite all councillors being property holders within the parish. Without a dispensation the Council would be unable to carry out its functions. The dispensation request will be attached to these minutes for the record and remains valid for the remaining life of this Council period until May 2016. (PS)

13. OUTSTANDING ACTION ITEMS. The following changes to the recorded Action Items were noted:

- a. The response to the Clean Streets consultation was agreed. (PS)
- b. Cllr Hopwood presented a report on the supply and planting of native daffodils. It was agreed that next month's agenda would include a proposal to spend up to £240 to cover the cost of 100m of linear planting and 6sqm of planting around trees at the bottom of Tarn Lane. (PS)

14. LENGTHSMAN'S LOG OF PLAYGROUND INSPECTION, REVIEW OF ACTION ITEMS, AND REPORTS FROM PARISH AND DISTRICT COUNCILLORS.

- a. There were no reported defects on the playground defects log.
- b. Cllr Rogers reported that a site meeting would be held with CCC to identify a location for the Speed Indicator Device to be funded by the LAP.
- c. Cllr Rogers noted that the road had not been swept and as a result the gully pots were filling with debris. The Clerk will follow up the request to have the road swept. (PS)
- d. Cllr Brown reported that the Memorial Hall Committee had considered the request for a one way entry/exit to the Hall car-park. They had deferred the proposal to be considered when work on the car-park is scheduled.
- e. Cllr Hopwood reported that the Recreation Trust 10k road run is to be held on 9 September. She also noted that there had been some fly tipping along Dicken Lane. This had been reported to the police.
- f. Cllr Hopwood reported that Aggregate Industries had invited the Parish Council representatives on the Quarry Liaison Committee to an event at the Longlands Hotel to celebrate their gaining the biodiversity benchmark award. (JH/AW)
- g. Cllr Wren asked that the weeds on Main Street and the Square be sprayed by the lengthsman. (PR)
In discussion, outcrops of Himalayan Balsam in Clawthorpe and Japanese Knotweed in Dalton were reported. These would be dealt with locally.
- h. Cllr Wren also requested that the trailing overhead wire above Clawthorpe Lane be reported. (PS)
- j. The Clerk was asked to request that the advertising banner removed from the verge at Clawthorpe. (PS)

15. TO NOTE COMMUNICATIONS RECEIVED. The communications listed below were noted. No further actions were ordered.

16. DATE OF NEXT MEETING: The next meeting will at 7:30pm on Thursday 20 September 2012.

The Meeting Closed at 8:45 pm

M. Taylor
20.9.12

Schedule of Communications to 11 August 2012**Significant communications received:****1. By e-mail forwarded to Councillors:**

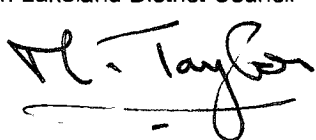
- a. Land Allocations – Planning Inspection.
- b. Code of Conduct – Government Guidance
- c. Code of Conduct Dispensations.
- d. HMRC Consultation – Use of red diesel whilst gritting.
- e. DCLG Consultation – Abolition of cheque payment restriction.
- f. CCC Grant for Playground.
- g. Better Highways – parish communication.

2. In circulation folder:

- a. Land Allocations – Planning Inspection.

GLOSSARY OF ABBREVIATIONS

CALC	Cumbria Association of Local Councils
CCC	Cumbria County Council
DCLG	Department of Communities and Local Government
LAP	Local area Partnership
LDF	Local Development Framework
PCSO	Police Community Support Officer
ROWIP	Rights of Way Improvement Programme
SLDC	South Lakeland District Council

 20.9.12

The Clerk
Burton-in-Kendal Parish Council

16 August 2012

Dispensation Request

We, the undersigned members of Burton-in-Kendal Parish Council request a dispensation in respect of the matter detailed below.

Setting the precept under the Local Government Finance Act 1992 where, as members, we or our spouses/partners own or rent property within the district.

The reason for the request is to enable us to fulfil our duties as members of Burton-in-Kendal Parish Council in relation to the setting of a precept under the Local Government Finance Act 1992 in circumstances where we have a registered disclosable pecuniary interest.

The dispensation is sought to enable us to participate and vote on those items at meetings of the Council.

Councillors

M Taylor

J Brown

J Hopwood

I Hunt

G Isherwood

F Mason-Hornby

P Rogers

M Rowley

A Wren

Dated: 16 August 2012