

KIRKBURTON PARISH COUNCIL

MINUTES OF THE PARISH COUNCIL MEETING HELD AT BURTON VILLAGE HALL, HIGHBURTON ON THURSDAY, 1st OCTOBER 2009 AT 7.30 pm

PRESENT: Cllr R Barraclough in the Chair

Cllrs M Atkinson, H Barraclough, R Burton, A Cooper, A Cruden, S Dunford, D Hardcastle, J Heward, G Hickey, J Hirst, L Holroyd, E Hutchinson, B Moreton, A Munro, A Murphy, J Paxton, P Rock, M Sykes and J Taylor.

A report on crime and recent incidences in the Kirkburton metropolitan ward was received from PCSO Brimicombe before the meeting started.

Apologies were received from Cllrs Cunnington, Dunn, MacDonald and Whittingham, the reasons for which were accepted by the Council.

159 Apologies and Declarations of Interest

The following personal interests were declared: Cllr H Barraclough in Shelley Village Hall as she is a resident of the village; Cllr Hardcastle in Planning Appl 92631 as the applicant is a friend; Cllrs Hutchinson, Munro and Rock in Planning Appl No 92498 as they know the applicant; Cllr Paxton in the accounts, as one of the payments is to himself; Cllrs Sykes in Shepley Village Association as he is a member, and submitted the application; Cllr Taylor in Planning Appl 92591 as the applicant is a friend, in Shelley Village Hall as he is a Council representative on the Shelley Community Association, and also in the Shepley Village Association as he is the Chairman; Mrs Royle in Item 20 as the laser printer would be supplied by her husband.

Cllr A Murphy declared a personal interest in all the planning applications as he is on the Kirklees Planning Sub-Committees for the Heavy Woollen and Huddersfield areas and on the Kirklees Planning and Highways Committee. He stated that all views expressed by himself at the Parish Council were preliminary as the final decisions on all applications will be made when he has received all information at the Kirklees committee meetings.

The Chairman reported there had not been any further official appointments since the last meeting.

160 Chairman's Appointments

Resolved: To move the following up the item agenda for the benefit of the members of the public present.

161 Order of Business

Members noted the Advice of Sale received from the Community Association's valuers, and the two amendments to Shelley Committee's recommendation, which concerned the length of the lease and the addition of a clause removing the need for the Community Association to apply for Parish Council's permission to make changes to the building. A proposal was made to accept the Advice of Sale in principle conditional on receipt of professional advice and to instruct Bramleys to draw up the Heads of Terms. An amendment was made to sell the village hall for £1. The Clerk advised that if the amendment was carried, it would be subject to advice from the Auditor. A recorded vote was taken with the following result:

162 Shelley Village Hall – Proposed Sale

For: Cllrs H Barraclough and Rock.
Against: Cllrs Atkinson, R Barraclough, Burton, Cooper, Cruden, Dunford, Hardcastle, Hickey, Hirst, Holroyd, Hutchinson, Moreton, Munro, A Murphy, Paxton, Sykes and Taylor.

Abstentions: None

The amendment was therefore lost, and a recorded vote on the proposal was taken, with the following result:

For: Cllrs Atkinson, R Barraclough, Burton, Cooper, Cruden, Dunford, Hardcastle, Hickey, Hirst, Holroyd, Hutchinson, Moreton, Munro, A Murphy, Paxton, Sykes and Taylor.

Against: Cllr Rock.

Abstentions: Cllr H Barraclough.

Resolved: To accept the Advice of Sale in principle, conditional on receipt of professional advice and to instruct Bramleys to draw up the Heads of Terms.

- Resolved:** To accept the minutes of the Parish Council meeting on 3rd September 2009 as a true record, subject to the inclusion of the following resolution at Min 150 (Kirkheaton Churchyard): That the Clerk is granted delegated authority to authorise additional expenditure up to £5,000 for any unforeseen items in order to prevent undue delays to the contract.
- 163 Parish Council Minutes**
- Resolved:** To accept the minutes of the Grants & Community Projects Committee meeting on 3rd September 2009 as a true record. It was noted that the recommendation at Min CG5 had been agreed by Council, also on 3rd September 2009.
- 164 Grants & CP Committee Minutes 03.09.09**
- Resolved:** To accept and adopt the minutes of the Management & Finance Committee meeting on 3rd September 2009.
- 165 Management & Finance Minutes**
- Resolved:** To accept and adopt the minutes of the Grants & Community Projects Committee meeting on 17th September 2009.
- 166 Grants & CP Minutes 17.09.09**
- Resolved:** To accept and adopt the minutes of the Environment Committee meeting on 17th September 2009.
- 167 Environment Committee Minutes**
- Resolved:** To adopt the minutes of the Shelley Committee meeting on 10th September 2009.
- 168 Shelley Committee**
- 92554 *Demolition of existing dwelling and garage, and erection of 3 detached, 4 semi detached and three terraced dwellings at 11 Hallas Road, Kirkburton.* The Council objected on Highways grounds as the road is very steep and narrow, there is no pavement and it is the main route to school for a lot of school children. Additionally it is overdevelopment of the plot. If minded to approve, the Council requested it be referred to the Committee for a decision.
- 169 Plans**
- There was no comment made on the following applications:
92425 Kirkburton; 92455 Shepley; 92498 Kirkheaton; 92548 Lepton and 92629 Shelley.
- Comment on the following applications was deferred pending receipt of the plans:
92560 Kirkheaton; 92591 Kirkburton; 92631 Kirkburton; 92636 Shelley;
92650 Kirkheaton; 92656 Shelley; 92659 Shepley; 92667 Shelley; 92677 Shepley and 92683 Stocksmoor.
- It was reported that a decision had been taken to approve Planning Appl No 08/92499 for the erection of a detached dwelling and associated parking at 18 Rowley Lane, Lepton, despite the Council raising objections due to the close proximity of the school and the serious traffic congestion which takes place. The Clerk was asked to use delegated authority to Planning Services expressing the Council's disapproval of the decision and requesting an explanation for the objections being ignored. She was also asked to write to the Kirklees Ward Members, requesting their support on this matter.
- There were no planning appeals before the Council.
- 170 Planning Appeals**
- The ward members noted the report received from Dacres Commercial. The Clerk agreed to try and obtain a PDF version of the document, which could be circulated to any interested members.
- 171 Village Framework Plan for Farnley Tyas**
- Resolved:** To thank Dacres for consulting the Council and ask that this continues as the process develops and submit the comments:
- Support for the biomass proposals in new homes, but consider that Code Level 4 of Code for Sustainable Homes is a more realistic target for insulating new homes.
 - Support the implementation of a 20 mph speed limit through the village to address the problem of high speed traffic.

- Cllr Sykes briefly explained the proposed project before leaving the room with Cllr Taylor. **172 Shepley Village Association**
- Members noted the urgent environment grant application for £675 to contribute towards the cost of a project to alleviate the flooding of a section of the Kirklees Way in Shepley.
- Resolved:** To award £675 to Shepley Village Association to contribute towards the cost of the project to alleviate the flooding of a section of the Kirklees Way in Shepley.
- Cllr Sykes and Cllr Taylor returned to the meeting.
- Resolved:** To settle the accounts as presented (£12,207.49 including £1,050 agreed under LGA 1972 s137). **172 Accounts**
- Members noted the information from the Shelley Community Association regarding planned improvements to the ladies toilets and the request for permission from the Council. **173 Shelley Village Hall – Ladies Toilets**
- Resolved:** To grant permission to Shelley Community Association to carry out the works to the ladies toilets as described in the email dated 15th September 2009 from Mr Hoyle.
- The Clerk reported that the Faculty had been received that afternoon, and that she had been notified by the contractor that additional stone supplies would be required to complete the job. The contractor will notify the Council of the estimated cost for the stone when a suitable supplier has been identified and the exact amount needed has been determined. Following the request at the last Council meeting, the Clerk reported she had agreed with Mr Taylor, Contract Engineer, that he would oversee the project, making 2 to 3 visits during the course of the works to ensure compliance with the specification and will sign off the completed works for payment. Payment will be in accordance with the rates previously supplied to the Council. **174 Kirkheaton Churchyard**
- Members noted the correspondence from Local Works on the Bill. **175 Sustainable Communities Act Amendment Bill**
- Resolved:** To write to the MP's covering the Council area asking them to sign the Early Day Motion 1545.
- Members noted the NALC Model Code of Practice for handling complaints and conduct of meetings. **176 NALC Model Code of Practice**
- Resolved:** To accept the model Code in principle and ask the Management & Finance Committee to confirm how it fits in with the current complaints procedure.
- Members discussed whether to take part in the EPIP project of digitizing Parish Council records. **177 Digitization of Parish Council Records**
- Resolved:** That the Council is mindful to accept this project and authorises the Clerk to make the documents available as required, whilst also referring the project to the Management & Finance Committee to consider the practicalities and make an assessment.
- Members noted the event planned for Saturday 7th November and the invitation to the Parish Council to take a stand. **178 West Yorkshire Police's 'Kirkburton Information Day'**
- Resolved:** To participate if there were enough people available to help.
- Members considered the Management & Finance Committee's proposal of moving to electronic banking and noted the advice received. **179 Internet Banking & Electronic Payments**
- Resolved:** To open an appropriate online banking facility with the HSBC and to refer the question of cash limits to the Management & Finance Committee for consideration.
- Members received information on the proposal to produce colour newsletters in-house for a trial period. **180 Viring of Funds & Purchase of Laser Printer**
- Resolved:** To vire £115 from the office equipment budget to the newsletter budget and to purchase an entry-level laser printer to produce colour newsletters for a trial period.

Members noted the Clerk's Report as distributed at the meeting.

156 Clerk's Report

The Clerk reported that two complaints had been dealt with since the Council (Planning/GP) meeting on 17th September. The first regarding the description of the Salvation Army Hall as 'Sally Army' in the publicity for the Environment Fayre. All the publicity was changed after receipt of the complaint and an apology will be issued.

157 Complaints

The second complaint involved a dispute over the access rights of the driveway at Shepley allotments. The Clerk reported that she had established the legal boundaries and sent written details to both parties involved in the dispute.

- Charity Bank
- To apply for EPIP funding to produce the walks leaflets/CD's.

158 Items for Future Agendas

The meeting then closed.