

Kenwyn Parish Council

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MINUTES OF THE ORDINARY PARISH COUNCIL MEETING HELD ON WEDNESDAY 24th APRIL 2019 AT SHORTLANESEND VILLAGE HALL AT 7PM

358/2019 PRESENT: CLLRS. I HOLROYD (CHAIRMAN), J SHENTON (VICE CHAIRMAN), W ROBINSON, A GAMMON, M HARRY, D GREEN, T BROWN, F J DYER MBE, B HILTON, K HART

MRS K J HARDING – CLERK TO THE COUNCIL

Also present: 1 member of the public

359/2019 APOLOGIES: No apologies

360/2019 TO RECEIVE ANY DECLARATIONS OF INTEREST FROM MEMBERS

MEMBERS ARE INVITED TO DECLARE DISCLOSABLE PECUNIARY INTERESTS AND OTHER INTERESTS IN ITEMS ON THE AGENDA AS REQUIRED BY THE KENWYN PARISH COUNCIL CODE OF CONDUCT FOR MEMBERS AND BY THE LOCALISM ACT 2011.

No declarations of interest.

361/2019 PUBLIC PARTICIPATION (10 MINUTES MAXIMUM, 3 MINUTES PER PARISHIONER)

Cllr. Robinson – asked if the Clerk had received an update on the proposed cycleway network that would be created from Trispen, through Idless Woods and then out through Idless village. Cllr. Robinson wanted someone to come and speak with the parish council on this. The Clerk advised she had not received anything further on this but she would send anything on as soon as she did. Cllr. Dyer advised he didn't think the parish council would hear anything yet but in due course more information would be forthcoming.

Cllr. Robinson – advised Truro City Council had taken steps to sign up to the Pollution Emergency and he felt Kenwyn Parish Council should do so. The Clerk would investigate this and look to add an agenda item soon.

Cllr. Dyer – queried the ownership of a gate that he said was in a very bad state of repair and if it was owned by the parish council then members should be ashamed of it. He described the location

and members were keen to advise the gate was not in the ownership of the parish council and never had been. Cllr. Gammon advised the history of the land and the gate and who had previously owned it.

Cllr. Green – spoke on his previous report where works were needed to reinstate the verges below the College at Gloweth following the works to the culvert there. Cllr. Green thanked the Clerk for following this up. He could now advise that the works were not finished yet. Cornwall Council was looking for funding to come back and carry out landscaping to the area.

362/2019 TO CONSIDER PLANNING APPLICATIONS AS LISTED BELOW:

D2535 Mr Russell Jenkins Rawle Gammon & Baker (Holdings) Limited, Unit 44A Threemilestone Industrial Estate Threemilestone TR4 9LD - Creation of additional vehicular access and parking with variation of condition 2 (approved plans) to replace drawing 14105.03b with 1810/10a as attached PA19/02471

Observations: Support

Proposed by: Cllr. Hart
Seconded by: Cllr. Robinson
Vote: unanimous

D2536 Mr Russell Jenkins Rawle Gammon & Baker Holdings Ltd, Unit 44A Threemilestone Industrial Estate Threemilestone TR4 9LD - Alterations and change of use of parts of the premises from B8 to A1 and B2 to B8 without complying with condition 6 (B1(a) restriction) and with variation of conditions 3 (parking), 4 (retail sales) and 7 (parking) of decision PA14/1222/91 dated 30/09/1991 PA19/02708

Observations: Support

Proposed by: Cllr. Robinson
Seconded by: Cllr. Green
Vote: unanimous

D2537 Mr Andy Barrett Helston Garages, Carrs Landrover Unit 1 Threemilestone Industrial Estate - Advertisement consent for 2no. monolith building signs, 1no. entrance portal dealer name sign, 1no. opening hours sign, 1no. pylon totem, 2no. small totems, 1no. directional sign, 8no. single post mounted parking signs, 4no. twin posts mounted parking signs, 3no. flags, 1no. expo wall and 1no. comms panel PA19/02748

Observations: Support but query the flags and whether the planning officer and the highways officer are happy with them.

Proposed by: Chairman
Vote: 9 in favour, Cllr. Dyer abstained for the reason he owned a Volvo car.

D2538 Mr & Mrs Peter Cook, Springfield Farm House Access to Chywoon Farm House From B3284 Allet - To erect an agricultural storage unit PA19/02014

Observations: Support

Proposed by: Cllr. Robinson

Seconded by: Cllr. Hart

Vote: Unanimous

D2539 Ms Tytheridge, Woodbine Cottage Road from Idless Lane To Lamerton Idless TR4 9QT - Proposed two storey extension, conservatory, new garage and relocation of vehicular access PA19/03022

Observations: Support

Proposed by: Cllr. Hilton

Seconded by: Cllr. Gammon

Vote: unanimous

D2540 Mr Andy Barrett, Helston Garages, Carrs Landrover Unit 1 Threemilestone Industrial Estate - Refurbishment of vehicle showroom and extension to provide vehicle servicing workshop PA19/02747

Observations: Support

Proposed by: Cllr. Green

Seconded by: Cllr. Robinson

Vote: unanimous

The following agenda items had been added to the agenda following the recent process to obtain quotes for the S106 Public Consultation work and the action taken by the Divisional Member for Threemilestone and Gloweth apart from the Parish Council. The items were voted on and the minutes and statements made available at audit.

363/2019 TO RESOLVE THAT IN ITS HASTE TO SECURE THE S106 FUNDING DUE TO RUN OUT SHORTLY AND ON THE ADVICE OF THE DIVISIONAL MEMBER FOR THREEMILESTONE AND GLOWETH THAT THE MONEY WOULD BE RETURNED TO THE DEVELOPER UNSPENT AND THEREFORE NO PLAY EQUIPMENT COULD BE PROVIDED FOR THREEMILESTONE PLAYING FIELD, CHYVELAH OPE PLAY AREA AND SHORTLANESEND PLAYING FIELD, THE PARISH COUNCIL ACTED OUTSIDE OF ITS FINANCIAL REGULATIONS. THESE BREACHES HAD BEEN ADVISED TO MEMBERS BY THE CLERK AT VARIOUS STAGES. MEMBERS VOTED TO TAKE THIS ACTION ANYWAY AS THE LOSS OF THE S106 MONEY OUTWEIGHED THE CLERK'S ADVICE AND THE COUNCIL'S FINANCIAL REGULATIONS IN MEMBERS OPINIONS.

RESOLVED: THAT IN ITS HASTE TO SECURE THE S106 FUNDING DUE TO RUN OUT SHORTLY AND ON THE ADVICE OF THE DIVISIONAL MEMBER FOR THREEMILESTONE AND GLOWETH THAT THE

MONEY WOULD BE RETURNED TO THE DEVELOPER UNSPENT AND THEREFORE NO PLAY EQUIPMENT COULD BE PROVIDED FOR THREEMILESTONE PLAYING FIELD, CHYVELAH OPE PLAY AREA AND SHORLANESEND PLAYING FIELD, THE PARISH COUNCIL ACTED OUTSIDE OF ITS FINANCIAL REGULATIONS. THESE BREACHES HAD BEEN ADVISED TO MEMBERS BY THE CLERK AT VARIOUS STAGES. MEMBERS VOTED TO TAKE THIS ACTION ANYWAY AS THE LOSS OF THE S106 MONEY OUTWEIGHED THE CLERK'S ADVICE AND THE COUNCIL'S FINANCIAL REGULATIONS IN MEMBERS OPINIONS.

Proposed by: Cllr. Harry

Seconded by: Cllr. Hilton

Vote: 9 in favour, Cllr. Dyer abstained stating his reason as being his professional relationship with the Divisional Member for Threemilestone and Gloweth.

Members advised him this was a vote being taken by Kenwyn Parish Council and he was attending the meeting as a parish councillor, not a Cornwall Councillor. Cllr. Dyer wished to maintain his abstention.

364/2019 TO RESOLVE THAT THE BREACH OF THE FINANCIAL REGULATIONS AND THE PARISH COUNCIL'S ACTIONS IN THIS MATTER BE NOTED AND REPORTED AS PART OF THE INTERNAL AUDIT FOR THE YEAR ENDING 2018/19 IN CASE THE AUDITOR NEEDS TO MAKE COMMENT DURING THE AUDIT. TO ACKNOWLEDGE THE CLERK HAD WARNED MEMBERS OF THE BREACH AT VARIOUS STAGES. TO AGREE THE CONTENT IN THE STATEMENT WRITTEN BY THE CLERK AND AGREE IT BE SUBMITTED TO THE INTERNAL AUDITOR TO BE INCLUDED IN HIS CONSIDERATIONS FOR THE FINANCIAL YEAR 2018/19.

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Proposed by: Cllr. Harry

Seconded by: Cllr. Robinson

Vote: 9 in favour, Cllr. Dyer abstained stating his reason as being his professional relationship with the Divisional Member for Threemilestone and Gloweth.

Members advised him this was a vote being taken by Kenwyn Parish Council and he was attending the meeting as a parish councillor, not a Cornwall Councillor. Cllr. Dyer wished to maintain his abstention.

365/2019 TO RESOLVE THAT THE PARISH COUNCIL AGREES TO REVIEW ITS FINANCIAL REGULATIONS AND ITS TENDER/QUOTE THRESHOLDS FOR AVOIDANCE OF THIS ISSUE IN THE FUTURE. IN PARTICULAR TO CONSIDER THE THRESHOLDS FOR QUOTES TO BE OBTAINED TO BE INCREASED TO £20,000 AND THEN TENDERS BEYOND THAT WITH A SPECIAL POLICY FOR S106/CIL FUNDING. THE HIGHER QUOTE THRESHOLD WOULD NOT MEAN THAT THE COUNCIL CANNOT GO TO TENDER FOR A LOWER AMOUNT.

RESOLVED: THAT THE PARISH COUNCIL AGREES TO REVIEW ITS FINANCIAL REGULATIONS AND ITS TENDER/QUOTE THRESHOLDS FOR AVOIDANCE OF THIS ISSUE IN THE FUTURE. IN PARTICULAR TO

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**Proposed by: Cllr. Green
Seconded by: Cllr. Brown
Vote: unanimous**

366/2019 ANY OTHER ITEM THE CHAIRMAN DEEMS AS URGENT

No other urgent items.

The meeting closed at 7.30pm.