

(These minutes are published subject to approval by the Parish Council and to any amendments that will be recorded in the minutes of the Meeting at which they are approved).

Groby Parish Council

Minutes of the Meeting of Groby Parish Council held at 7.00 pm on
Monday 9th October 2006 at the Parish Council Chamber, Leicester Road, Groby.

Cou/165/06-07 Present.

Members: Cllrs Hagan (Chair), Cllr Cartwright, Cllr Lock, Cllr Dickson, Cllr Beck, Cllr York, Cllr Batty, Cllr Yarwood, Cllr Hodges, Cllr Coates, Cllr Hollick, Cllr Emmerson, Cllr Kennard, Acting Proper Officer – Mrs S Cowin

Cou/166/06-07 Apologies for Absence.

Cllrs Purves, Marvin and Jones
Cllrs York, Hodges and Hollick for being late

Cou/167/06-07 Declarations of Interest.

Cllr Batty – Groby Parish Residents Group, Any matters relating to Hinckley & Bosworth Borough Council as Borough Cllr, Public Open Spaces: Stamford Drive, Correspondence
Cllr York – Allotments, Correspondence
Cllr Coates – Prejudicial Interest Correspondence
Cllr Hodges – Public Open Spaces specifically Stamford Drive
Cllr Cartwright – Personal Interest Groby Parish Plan, Personal Interest Groby Neighbourhood Watch, Personal Interest Leicestershire & Rutland County Neighbourhood Watch Association, Personal Interest Correspondence 16649
Cllr Beck – Allotments, Correspondence
Cllr Dickson – Groby Parish Residents Group, Correspondence
Cllr Lock – None
Cllr Yarwood – Correspondence
Cllr Kennard – Correspondence
Cllr Emmerson – Correspondence
Cllr Hollick – Groby Village Hall

*Cllrs Hodges and Hollick entered the Chamber at 7.02pm
Cllr York entered the Chamber at 7.14pm*

Cou/168/06-07 Minutes

It was felt that the payment had been made without authorisation. A lengthy discussion took place in relation to the payment made to Harvey Ingram.

The Chair asked members to confirm that tapes had been taken out of the possession of the Clerk. This was confirmed by a specific member. The Clerk then proceeded to put her side over to Members. Another lengthy discussion took place.

Resolved that issues are to be dealt with in open session and they are separated into the fencing covenant and the unauthorised payment to Harvey Ingram.

A recorded vote was taken For: 6 Cllrs Dickson, Yarwood, Beck, Hodges, Cartwright, Batty, Against: 0, Abstentions: 6 Cllrs York, Emmerson, Coates, Kennard, Lock, Hollick, motion carried.

Resolved that the minutes of the Meeting held on 11th September 2006, be signed as a true record subject to the following amendment:

Minute Cou/128/06-07, Borough Councillors Report, Concessionary Bus Fares, page 68, line 3 remove the word possibly.

Minute Cou/128/06-07, Borough Councillors Report, Concessionary Bus Fares, page 68, line 4, add at the end of the paragraph change HBBC to Hinckley and Bosworth Borough Council.

Minute Cou/128/06-07, Groby Youth Activities Day, page 69, para 3, should read “Cllr Batty gave a report”.

Cllr Hodges left Chamber 8.22pm returning 8.25pm

Cllr Hodges requested that it was minuted that he disagreed with page 70.

Resolved that the content of the minutes from page 69 Cou/130/06-07 to “meeting adjourned for Public Participation” page 70 are correct. A vote was taken For: 6 Cllrs York, Emmerson, Coates, Kennard, Lock, Hollick, Against: 5 Cllrs Batty, Hodges, Cartwright, Yarwood, Dickson, Abtenstions: 1 Cllr Beck as she was absent from this particular meeting. A majority decision reached.

It is hereby noted that the Cllrs voting against the resolution were in favour of payment of accounts with the exception specifically of the Harvey Ingram £411.25 but it is herein noted that there is no electronic/tape recording to that effect.

Minute Cou/133/06-07, Planning Applications, page 71, remove line 4, Allotment Gardens.

Minute Cou/133/06-07, Planning Applications, page 71, last para, add at the end that “Cllr Cartwright took the Chair for this item”.

Minute Cou/133/06-07, Planning Applications, page 71, last para, add in that “Cllr Batty declared a prejudicial interest”.

Minute Cou/133/06-07, Planning Applications, page 72, Stone Lodge, Branting Hill, para 4, line 2, delete the word nest and replace with roost.

Minute Cou/133/06-07, Planning Applications, page 72, Stone Lodge, Branting Hill, para 4, line 2, after the word “and” insert “the developer has set aside”

Minute Cou/133/06-07, Planning Applications, page 72, Stone Lodge, Branting Hill, para 4, line 3, delete “has to have” and insert “with.a”.

Minute Cou/133/06-07, Planning Applications, page 72, Stone Lodge, Branting Hill, para 7, add in below first line “Request that H&BBC advise Highways agency of the following concerns and ask what proposals would be put in place to alleviate them.

Minute Cou/136/06-07, Allotment Issues, page 73, para 2, line 1, insert Close after the word Orchard

Cou/169/06-07 Matter Arising from the Minutes of the Meeting of 11th September 2006

Cou/128/06-07 Borough Councillors Report, Groby Youth Day, page 69, as a result of allegations being made, Cllr Cartwright has stepped down from the Youth Council

Cou/134/06-07 Standing Orders, Financial Regulations and Code of Conduct, page 72, the meeting of the Working Party has not yet taken place.

The meeting adjourned for Public Participation at 8.45pm.

Cou/170/06-07 Public Participation

A member of the public raised the question of who organised the Groby Youth Activity Day? In a letter that they had received from HBBC it states that it was not organised by HBBC. Cllr Batty stated that the member of the public does not understand what they are dealing with. The Chair stated that he had made a discourteous statement to a member of the public. He responded by saying he rejected that.

It was asked for this to be minuted verbatim.

The meeting reconvened following Public Participation at 8.48 pm

Cou/171/06-07 Correspondence – Enclosure D

16630 – Noted

16631/16641 – Copies of the Parish Councils letter will be sent to the resident to show that we have tried to pursue this matter.

16632/16635 – Refer back to tree specialists for their comments/opinions

16622 – Not a Parish Council owned tree therefore it will need to be dealt with by Persimmon

16637 – Defer to closed session

16640 – Latest letter from Harvey Ingram

Cllrs Batty, Yarwood, Coates, York declared a prejudicial interest in this item of correspondence and left the Chamber at 9.03pm returning at 9.27pm.

Cllr Beck declared a personal interest in this item of correspondence

Cllr Dickson declared an interest as a Friend of the resident concerned

Resolved that this Council and in accordance with best Legal Advice from its representatives as intimated in their letter reference 16640 dated 8th September, implements that advice and that a fence of suitable style and quality be erected without delay, and as soon as is practicable, up to a reasonable cost of £3,000.00.

Resolved that also, and in view of the comments and opinions stated in this same letter that Groby Parish Council's Legal Advisors are hereby instructed to proceed in the pursuance of the Courts' own proportionality regarding the application of costs.

A vote was taken – For: 3 (Cllrs Dickson, Lock and Hodges) Against : 0, Abstentions: 5 (Cllrs Emmerson, Kennard, Cartwright, Beck, Hollick). A majority decision reached.

Resolved that Cllr Lock is given Council's authority to speak to Adrian Day at Harvey Ingram and relay the resolution made.

A vote was taken – For: 5, Against: None, Abstentions : 1 (Cllr Dickson), a unanimous decision reached.

Council adjourned at 9.28pm re-adjourning at 9.30pm.

Cou/172/06-07 Date of Next Meeting

The Chair suggested that the next meeting should be held on Monday 23rd October 2006. (Subject to a Proper Officer).

Resolved that the issue of the payment to Harvey Ingram is deferred and added as an agenda item to the meeting of 23rd October 2006.

Resolved that the whole matter including Declarations of Interest is referred to the LRAPLC and NALC including HBBC Monitoring Officers and the Council's insurers for a judgement. A vote was taken and a unanimous decision reached.

Members of the public left the meeting at 9.49pm

The Council moved into closed session at 9.49pm.

The meeting closed at 10.00pm.

Signed
Chairman

Date

Closed Session of 9th October 2006

Correspondence

16677 – Resolved that the Council notes the e mail and the sensitivity of the issue but regrets that Council policy is as stated. A vote was taken and a unanimous decision reached.

Staffing Matters

The Staffing Committee reported that second interviews had been carried out and a candidate selected for appointment.

Resolved that Council accept the recommendations of the Staffing Committee with a minimum of a 6 months probation period, with immediate effect. A vote was taken and a unanimous decision reached. Abstentions: 1 (Cllr York)

The meeting closed at 10.00 pm.