

MINUTES

OF THE

MEETING OF

SIDMOUTH TOWN COUNCIL

HELD ON

MONDAY 4TH FEBRUARY 2008

AT 6.30 PM

WOOLCOMBE HOUSE

SIDMOUTH, DEVON

Members Present:

Sidmouth North Councillor Mrs. S. Carr
 Councillor S. Hughes
 Councillor P. Sullivan (Vice-Chairman)

Sidmouth South Councillor J.G.T. Dyson
 Councillor Mrs. M. Jolly

Sidmouth East Councillor Mrs. F.I. Newth
 Councillor S.P. Pollentine

Sidmouth West Councillor Mrs. A.E. Liverton
 Councillor G.K. Liverton
 Councillor C.H. Wale

Primley Councillor T.J. Cox (Chairman)

Sidford Councillor S.J. Brokenshire

Sidbury Councillor Mrs. C.E. Drew
 Councillor J.W. Hollick

Salcombe Regis Councillor Mrs. L.W.A. Kelly
 Councillor A.W.J. Reed

08:02/1 PRAYERS

Prayers were taken by Father Danny Longland.

08:02/2 APOLOGIES FOR ABSENCE

Apologies for absence Councillors C.F.A. Gibbings, I.J. McKenzie-Edwards and J. Turner.

08:02/3 MINUTES

The Minutes of the Town Council meeting held on Monday 7th January and the Finance meeting held on Monday 28th January 2008 were received and signed as a true and accurate record.

In Part 'B' of the December meeting there was an item giving an update on Woolcombe House which had been referred from the beginning of the meeting, unfortunately the resolution did not appear on the final Minutes circulated to Members. Members were asked to note that the resolution was:

- (1) To retain the existing furniture in the Council Chamber and enhance where possible.
- (2) A replacement overhead projector should be purchased for suspending from the ceiling.
- (3) The estimate from Greenbarnes in the sum of £1,500 for a replacement notice board be accepted.

The original Minutes had been amended and signed by the Chairman of the Council

08:02/4 MATTERS OF URGENCY

There were no matters of urgency brought forward by the Chairman.

As no questions had been received Standing Orders were not suspended for a
PUBLIC OPEN QUESTION TIME

08:02/5 DECLARATIONS OF INTEREST

Declarations of interest were received as follows:

- | | | |
|----------|--------------------------|---|
| 08:02/12 | Councillor Hughes | Personal – Chairman of Sidmouth Carnival |
| 08:02/15 | Councillor Mrs. Liverton | Personal – Chairman of East Devon District Council's Housing Review Board |
| 08:02/16 | Councillor Mrs. Liverton | Personal – Member of East Devon District Council's Task & Finish Forum |
| 08:02/16 | Councillor Mrs. Drew | Personal – Member of East Devon District Council's Task & Finish Forum |
| 08:02/17 | Councillor Mrs. Liverton | Personal – Member of East Devon District Council's Standards Committee |
| 08:02/17 | Councillor Pollentine | Personal – Member of East Devon District Council's Standards Committee |

08:02/6 MATTERS OF REPORT FROM THE CHAIRMAN

The Chairman's Diary (as attached) was circulated to Members at the meeting.

- The Chairman reported that Councillor Gibbings had agreed to act as Safety Advisor for Woolcombe House.

- The Chairman reported that the Youth Council was planning a Community Day on 18th March around the Manstone area in order to clear and tidy the area. This would be held with the support and help of Mark Gerry, Youth Leader and a representative from the Police.
- The Chairman read out a letter received from Paul Deakin, East Devon District Council regarding the Town Council's comments with respect to recycling at Woods Farm.

08:02/7 POLICE REPORT

PC Lemon presented the January Police Report (as attached). A printed copy of the December Police Report was attached with the agenda. PC Steve Lemon reported that a further £2,000 funding was available from the Police for CCTV in Sidmouth.

08:02/8 COMMITTEE/WORKING PARTY REPORTS

08:02/8.1 Planning Committee Reports

In the absence of the Chairman of the Planning Committee, Councillor Sullivan, presented the reports of the Planning Committee meetings held on the 9th and 23rd January 2008.

RESOLVED: That the Planning Reports be noted and agreed.

08:02/9 REPORTS FROM MEMBERS WITH SPECIAL RESPONSIBILITIES

08:02/9.1 Finance Report

In the absence of Councillor Turner the Town Clerk presented the Finance Report for December and the Interim Finance Report for January 2008.

RESOLVED: That the Finance Reports be noted and agreed.

08:02/9.2 Parish Paths Partnership

Councillor Dyson requested a release of P3 funds in the sum of £1,000 to enable work to be carried out at Greenway Lane. This project had originally been planned last year but the County Council had funding difficulties at that time.

RESOLVED: That this be noted and agreed.

08:02/10 MAGISTRATES AND THE LOCAL COMMUNITY

Following a letter sent by the Town Council to the Bench Chairman inviting a presentation, a response had been received stating that they had been overwhelmed by the response and they were at present assembling a team of presenters to tackle the large numbers of councils who wished to know more about the Magistracy. As they are all volunteers this had to be done according to availability and may mean that visits to council meetings take place a little later in the year.

RESOLVED: That this be noted.

08:02/11 JOBCENTRE PLUS

The attached letter had been received and was copied for Member's information.

RESOLVED: That this be noted.

08:02/12 STREET COLLECTIONS IN 2008

East Devon District Council had received requests to hold street collections in Sidmouth as per the attached list.

RESOLVED: That this be noted.

08:02/13 COUNCIL DATES

Following distribution of the list of Council meetings it had been noticed that the June meeting takes place only two weeks after the May meeting and it was proposed to change the date from 2nd June to 9th June in order to better cover items received.

RESOLVED: That this be noted and agreed.

08:02/14 PUBLIC PATH DIVERSION ORDERS

08:02/14.1 The Planning Inspectorate in Bristol had notified that Bridleway Nos. 23 & 24 Otterton and bridleway No. 116 and Footpath Nos. 27 and 28 Sidmouth Public Path Diversion Order 2006 had been submitted to the Secretary of State for confirmation. The Order would be determined following a hearing which was due to be held at 10.00am on Tuesday 3rd June 2008 at County Hall. It was open to anyone who had made an objection or representation and anyone else with an interest in the Order to attend the Hearing. More information was available and a copy of the Order was attached for Member's information.

RESOLVED: That a letter be sent to the Planning Inspectorate reporting the Town Council's original comments from 2006 regarding this Diversion Order.

08:02/14.2 Devon County Council had sent notice of publication of Footpath No. 18 Sidmouth Public Path Diversion Order 2008. A copy of the map was attached and the Order was available for Member's inspection.

RESOLVED: That this be noted.

08:02/15 ITEM FOR TRAFFIC MANAGEMENT GROUP

A letter had been received from Gavin Jones of Sidbury (as attached). Councillor Reed reported that as this land was owned by the District Council they would be responsible for defining the parking spaces.

RESOLVED: That a letter be sent to the District Council asking that they consider making parking formalised and more efficient in the area of Pound Close, Sidbury.

08:02/16 ANTI-SOCIAL BEHAVIOUR POWERS UNDER THE CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005

Attached to the agenda was a letter received from East Devon District Council setting out the resolution made by the Council's Executive Board in respect of the above.

RESOLVED: That a Working Party be set up to consider this issue and report back to the next meeting; Working Party members to be the Chairman, Vice-Chairman and Councillors Brokenshire, Hollick and Wale.

08:02/17 **CONSULTATION ON ORDERS AND REGULATIONS RELATING TO THE CONDUCT OF LOCAL AUTHORITY MEMBERS IN ENGLAND**

In early January the Government published a consultation paper which sought views on the detailed arrangements for putting into effect the orders and regulations to provide a revised more locally-based ethical regime for the conduct of local councillors in England.

Part 10 of the Local Government and Public Involvement in Health Act 2007 amended the Local Government Act 2000 to provide for a revised ethical conduct regime for local government based on the principle of proportionate decision-making on conduct issues by local authorities. In order to implement the revised regime, the Government now needed to put in place detailed arrangements to allow standards committees and the Standards Board to undertake their new roles. These arrangements needed to cover:

- The operation of standard committees' powers to make initial assessments of misconduct allegations
- The operation of other functions by standards committees and the Adjudication Panel in issuing penalties and sanctions
- The operation of the Standards Board's revised strategic role to provide supervision, support and guidance for the regime.
- Other matters such as the rules on the granting of dispensations, the granting of exemptions of posts from political restrictions and the pay of local authority political assistants.

The paper set out for each of these issues, the specific purpose of the provisions and the proposals for how the rules should operate via appropriate regulations and orders under the Local Government Act 2000.

The Government wished to make arrangements for these provisions to come into effect in Spring 2008 and were therefore seeking views on how the detailed rules should work in practice. A copy of the consultation paper was available in the Council office.

RESOLVED: That a Working Party be set up to consider this issue and reply on behalf of the Town Council in order to meet the deadline; Working Party members to be the Chairman, Vice-Chairman and Councillors Brokenshire, Hollick and Wale.

08:02/18 **ROAD CLOSURE ORDERS**

The following Road Closure Orders had been received:

- Sidmouth Footpath 12, Sidmouth from Monday 18th to Wednesday 20th February 2008 inclusive to enable Footpath Overlay.
- Ice House Lane, Sidmouth from Monday 25th February for a maximum of 18 months; anticipated finish Wednesday 5th March 2008 to enable Footway Works.
- Glebelands, Sidmouth from Monday 11th to Friday 15th February 2008 inclusive to enable Reconstruction.
- Sidmouth Footpath 53, The Byes, Sidmouth from Monday 1st February 2008 for a maximum of 6 months; anticipated finish Thursday 1st May 2008 to enable Cycleway Enhancement.

- Church Street, Sidbury from Monday 18th to Tuesday 19th February 2008 inclusive to enable DCC Highway Resurfacing Works.
- Manor Road, Sidmouth from Monday 4th February for a maximum of 18 months; anticipated finish Saturday 9th February 2008 to enable Highway Works on behalf of Devon County Council.
- A375 Cotford Road, Sidbury from Monday 11th to Thursday 14th February 2008 inclusive to enable DCC Highway Works.
- C656 Woolbrook, Sidmouth from Monday 18th to Wednesday 20th February 2008 inclusive to enable DCC Highway Resurfacing and Reconstruction Works.
- Arcot Road, Sidmouth from Thursday 21st to Friday 22nd February 2008 inclusive to enable DCC Highway Resurfacing Works.

RESOLVED: That these be noted.

08:02/19 EVENTS ON COUNCIL LAND

A request had been received from Macmillan Cancer Support to hold a summer concert to take place on the 5th July 2008 at Connaught Gardens between 5 and 9pm

RESOLVED: That this be noted.

08:02/20 DOCUMENTS AND/OR PERIODICALS

The following had been received and were available in the office:

- Community Councils of Devon – Devon Communities in Action workshop at Axe Valley Community College Business Centre on 19th February 2008 from 10am to 1pm and 2pm to 5pm.
- Devon & Cornwall Police Authority – Police Authority Liaison Meeting at Axminster Guildhall, West Street, Axminster on Tuesday 19th February 2008 at 7.30pm.
- Royal Navy – Naval Home Command – A Global Force.
- East Devon Volunteer Centre – Latest Volunteering Opportunities in East Devon.
- East Devon District Council – Food Hygiene, Health and Safety Newsletter
- Sidmouth College – Voice January 2008.
- Devon Playing Fields Association – The Playing Field Newsletter.
- Devon Association of Parish Councils – DAPC Newsletter Jan/Feb 2008.

RESOLVED: That these be noted.

08:02/21 QUESTIONS TO COUNTY & DISTRICT COUNCILLORS

No questions had been received.

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CHAIRMAN OF THE COUNCIL