

**TOWN COUNCIL MEETING**  
**11 February 2014**

**Present:** Councillors Upson (Chairman), Campbell, S. Gilliver-Cooper, S.L.Gilliver-Cooper, Kenyon, McIntyre, Pickin, Swift, Westmorland, Wilson & Wootton.

**Apologies:** Councillors Draper, Leach, Pickin & Swift.

**13 members of the public, 1 member of the press and 2 Police Officers were in attendance.**

**301 PUBLIC QUESTION TIME**

To receive questions from Members of the Public as per the Town Council's Standing Orders - 1 d & e.

The Chairman informed members that 1 letter had been received which had been deemed inappropriate and a written response had been sent.

Councillor Kenyon began raising issues from past meetings and the Chairman requested Councillor Kenyon to refrain from disrupting the meeting. Councillor Kenyon stated that his issues related to a point of order. The Chairman warned Councillor Kenyon to respect the Chair and refrain from interrupting the meeting.

Councillor Kenyon persisted in shouting that he wished to raise a point of order. The Chairman stated that what he was trying to raise was not a point of order and that as usual he just wanted to disrupt the meeting.

**302 POLICE REPRESENTATION AT TOWN COUNCIL MEETINGS - (Refer to Minute No. 70 – 2012/13)**

The Chairman asked if the Police wished to address the meeting. The two officers declined the offer.

**303 DECLARATIONS OF INTEREST**

Councillors should disclose pecuniary or non-pecuniary interest/s in any item/s on this agenda.

**Chairman to read out the following statement.** Members are referred to, and shall observe, the provisions of the Hemsworth Town Council's Code of Conduct. If a Councillor has a Disclosable Pecuniary Interest he/she must, unless a dispensation has been granted, withdraw from the meeting room and take no part in the discussion or vote. If any interest (Pecuniary or Non-Pecuniary) has not been entered in the Town Council's register then you

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**303 DECLARATIONS OF INTEREST- continued**

must disclose it at the meeting and inform the Monitoring Officer within 28 days of the date of initial disclosure. Failure to abide by the provisions of the Code in regard to Disclosable Pecuniary Interests now amounts to a criminal offence.

**The Clerk informed the meeting that all members present had been granted a dispensation in relation item 5 – Setting of the budgets/levy of the precept for 2014/15.**

**304 BUDGETARY PROCEDURES 2014/15**

Councillor Westmorland proposed that further to the recommendation of the Special Finance Committee meeting held 11<sup>th</sup> February 2014, that authority be given to the Town Clerk to levy a precept on the District Council for the financial year commencing 1 April 2014 as per the committee's recommendation - £641,300. This was seconded by Councillor Wootton.

Councillor Kenyon put forward the following amendment; That no increase on the precept be made and that the figure remains at £630,000. This was seconded by Councillor Wilson.

**RESOLVED:** That by a vote of 2 for the amendment and 9 against the amendment was defeated.

The original proposal was then put to the vote;

**RESOLVED:** That by a vote of 9 for the proposal and 2 against the proposal was carried and authority be given to the Clerk to levy a precept on the District Council of £641,300 for 2014/15.

**Councillors Kenyon and Wilson asked for their votes to be recorded as voting against the proposal.**

**305 CORRESPONDENCE**

The Town Clerk reported on the following items of correspondence:

a. Yorkshire Local Councils Bulletin

**It was agreed** that the information received be noted.

b. WMDC – Review of Polling Districts, Polling Places and Polling Stations 2013

**It was agreed** that the information received be noted.

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**306 ANNUAL TOWN MEETING**

**RESOLVED:** By a vote of 9 for and 2 abstentions it was agreed that the next Annual Town Meeting would take place on 22 May 2014 @ 7.00 p.m.

**307 JOINT WORKING GROUP**

The Chairman gave details of a joint working group for Town & Parish Councils and sought approval for Hemsworth Town Council joining with other Town & Parish Councils in the South East to set this group up formally (budget approved for 2014/15). In addition to this the Chairman would attend the meetings and report back to Council.

Councillor Kenyon asked if this Town Council could approve a budget for this group. The Clerk responded that this could be done under the General Power of Competence and that a contingency budget had been approved under the budget heading of Civic & General.

Councillor McIntyre proposed that approval be given. This was seconded by Councillor Westmorland.

**RESOLVED:** That by a unanimous vote the proposal was carried.

**308 JUDICIAL REVIEW – REFER TO MINUTE NO.s 27 & 125, 180 & 241**

The Town Clerk provided an update on retrieving costs associated with the Judicial Review (Claim No. CO/5372/2013).

Councillor Kenyon stated that the costs being charged by DLA Piper were overpriced and these figures needed to be subject to a detailed assessment by the Court. He added that the matter was nothing to do with the Independent Councillors and requested additional details on the charges.

The Chairman informed Councillor Kenyon that due to the Independent Councillors involvement in this matter then he was not entitled to any additional information. The Chairman also pointed out that this Town Council had received confirmation from the Courts that the costs had been assessed and agreed by the Court.

**It was agreed** that the updated information be noted.

**309 LICENSING MATTERS**

The Town Clerk reported on the following:

a. Weekly Licensing Applications

The Clerk informed members that no applications for the Hemsworth area had been submitted.

**It was agreed** that the information be noted.

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**310 PLANNING MATTERS**

The Town Clerk reported on the following:

- a. Weekly planning lists, applications, acknowledgment of comments and notification of decisions

The Clerk gave details of an application made for change of use of land to rear of Kinsley News & Booze to a hand car wash and erection of container store.

**It was agreed** that the following comments be submitted to the District Council on this application;

The Town Council has concerns over disposal of water from this site (flooding area) and highway concerns over the site being situated near to an extremely busy road.

**311 TOWN COUNCIL MEETINGS**

**RESOLVED:** That the Minutes of the Town Council meetings held on 03 December 2013 & 14 January 2014, as detailed in Minute Book No. 5, 2013/2014, pages 180 -188 & 204 were moved as a true record and signed by the Chairman.

Councillor Kenyon asked for clarification on Minute No. 238 re: what are existing sanctions. The Chairman responded saying that Councillor Kenyon was well aware of the sanctions in place and this part of the meeting was to confirm the accuracy of the minutes, however he would explain in more detail in exclusion of press and public.

**312 COMMITTEE & SUB COMMITTEE MEETINGS**

To adopt and confirm the Minutes of Committees & Sub Committees and consider matters arising for information, as detailed in Minute Book No. 5, 2013/2014:

<b>PAGE NO.</b>	<b>COMMITTEE</b>	<b>DATE</b>
189	Special Policy Committee	18 December 2013
190 - 203	Leisure	07 January 2014
205 -213	Recreation	14 January 2014
214 -218	Finance	21 January 2014
219	Finance Sub	19 November 2013
220	Finance Sub	18 December 2013
239 -240	Policy	28 January 2014

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**313 COMMITTEE & SUB COMMITTEE MEETINGS - continued**

**N.B. Payments re: October, November & December 2013 are detailed on pages 221 - 238.**

**RESOLVED:** that the minutes of committees and sub committees, as detailed in Minute Book No. 5, be adopted.  
**The minutes were moved as a true record.**

**314 QUESTIONS ON THE MINUTES AND MATTERS ARISING FOR INFORMATION**

**Councillor Kenyon requested additional information in relation to Minute No's 255 & 273.**

**It was agreed** that Minute No. 255 would be discussed in exclusion of press & public and that the Clerk would send details of the stock report to Councillor Kenyon.

**315 ACCOUNTS FOR PAYMENT**

**RESOLVED:** That in accordance with Minute No. 351 (14/11/95), the accounts for payment as examined and approved under Minute No. 294 of the Finance Committee held on 21<sup>st</sup> January 2014 be confirmed for payment

Councillor Kenyon proceeded to request details of various accounts that had been paid, the majority of which the Clerk could respond to, however she did explain to Councillor Kenyon that he had been informed on more than one occasion that if he required specific details then he should let her know prior to the meeting so that all information was to hand. Councillor Kenyon responded that there was no point asking for anything as the Town Clerk never replied to him. The Clerk stated that she does reply but that it is Councillor Kenyon who does not like the answers he is given.

**316 MATTERS RAISED BY THE CHAIRMAN**

a. Town & Parish Council Liaison Group

**It was agreed** that the information supplied by the Town Clerk and Chairman following their attendance at the meeting held 5 February 2014 be noted.

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**317 EXCLUSION OF PRESS & PUBLIC**

**RESOLVED:** That in view of the confidential nature of business to be transacted, it is advisable, in the public interest, that the public and press are excluded and they are instructed to withdraw.

**318 FITZWILLIAM WELFARE CENTRE**

**It was agreed** that the details provided by the Town Clerk re: take-over of the Fitzwilliam Centre (3<sup>rd</sup> March 2014) and contractual and staffing matters be noted.

**319 CITY ESTATE RE-DEVELOPMENT (REFER TO MINUTE NO'S 68D, 126B, 183B, & 269)**

The Chairman & Town Clerk updated members on the progress that had been made with this matter and gave details of the assurances received in relation to securing Town Council land.

**It was agreed** that the information be noted.

**320 QUESTIONS ON THE MINUTES AND MATTERS ARISING FOR INFORMATION - continued**

Councillor Kenyon was given an explanation in relation to questions raised on Minute No's 238 & 255. Councillor Kenyon then requested an explanation on Minute No. 294 and the Clerk responded accordingly.

**Meeting closed @ 7.50 p.m.**

Tina Pattison  
Town Clerk  
11 February 2014      Ref: TC02-0214