

APPLEBY-IN-WESTMORLAND TOWN COUNCIL

Christine Payne: Town Clerk
Telephone: 017683 51177
Email : christine.payne@applebytown.org.uk



www.applebytown.org.uk

Town Clerk's Office
Moot Hall - Boroughgate
Appleby-in-Westmorland
Cumbria - CA16 6XE

APPLEBY TOWN COUNCIL MINUTES FOR THE MEETING HELD IN THE MOOT HALL ON WEDNESDAY JANUARY 9th 2008 at 7.00pm

Present : Deputy Mayor Mrs C Patterson
Councillors Mrs D Anderton
[in alphabetical order] KJ Budding (*unpaid R.F.O.*)
Mrs J Dempster
CK Duncan
PR Elliott
F Harland
GI Holloway
Mrs E Langan
AK Morgan
J Pape
HR Potts
I Potts
LH Thwaytes

Apologies : Mayor Cllr S Rooke
Councillor A Connell

In an effort to save space, we abbreviate Appleby Town Council as "ATC"; Eden District Council as "EDC"; Cumbria County Council as "CCC"; the Cumbria Association of Local Councils as "CALC" and the National Association of Local Councils as "NALC". We also abbreviate the Finance & General Purpose Committee as "F&GP" and the Responsible Financial Officer as RFO. All other organisations are shown in full when first mentioned and any further abbreviations shown in brackets. The Council and Clerk welcome feedback regarding these minutes.

C1/01/08 APOLOGIES FOR ABSENCE

In the Mayor's absence the Deputy Mayor, Cllr Mrs Patterson, took the chair.

Apologies for absence were received by the Deputy Mayor on Council's behalf.

The Deputy Mayor welcomed Cllr Ian Holloway to his first meeting of the Council.

An adjournment was called, to hear from the Police, County and District Councillors, plus any member of the public on his or her questions for the Council

Police :

No members of the Police were present.

County Council :

District Cllr Mrs Langan reported on behalf of County Cllr Mrs Warburton that work between Rivington Park and Thanet Terrace would be starting very soon.

District Council :

Cllr Morgan reported that EDC would be conducting a further review of public toilets and until that was conducted it may well be that there would be no decision on the Shire Hall Public Toilets. He was hopeful that at next month's Resources Committee final budgetary process this would come up so he and Cllr Mrs Langan could take the opportunity to argue strongly in favour of funding the work. Cllr Harland asked Cllr Morgan to remind EDC that ATC were currently pulling in 70 elderly tourists each week, who needed facilities and could not walk a great distance. He felt every toilet facility was important. Cllr Mrs Patterson agreed to update Cllr Connell for the Public Toilets Working Party. Cllr Budding asked District Councillors for assistance in chasing payment of the second part of EDC's TIC grant, due in October but not yet received.

Members of the public :

A resident asked if the Council intended to put in place a charitable trust and asked how this would effect the Council's 2008-09 budget. The Deputy Mayor confirmed that a written reply would be sent, once Council's response had been approved at its next meeting on February 13.

ACTION

KM

CP

KM/EL

RFO

A resident asked if the Council had a back-up Plan B for funding very expensive repairs to buildings. The Deputy Mayor confirmed that a written reply would be sent, once Council's response had been approved at its next meeting on February 13.

RFO

A resident asked if the Council intended to close the Moot Hall on the grounds of public safety. The Deputy Mayor confirmed that a written reply would be sent, once Council's response had been approved at its next meeting on February 13.

RFO

The Mace was returned and the meeting resumed ...

C2/01/08 PART ONE MINUTES OF ORDINARY COUNCIL MEETING ON DECEMBER 12th 2007

RESOLVED that the Part One Minutes of the ordinary meeting of the Council held on December 12th 2007 be signed by the Deputy Mayor as a true and accurate record, subject to further consideration of minute C30/12/07 in Part Two.

DM

C3/01/08 DECLARATIONS OF INTEREST

None this month.

C4/01/08 MAYOR'S REPORT & COUNCILLORS' QUESTIONS

The Mayor's report (read out by the Deputy Mayor) was received and noted. *(Copies of the Mayor's Report are readily available upon request from the Mayor or Town Clerk).*

C5/01/08 MINUTES OF THE PLANNING COMMITTEE MEETING HELD ON JANUARY 2nd 2008

The Planning Committee Chair, Cllr Mrs Patterson, presented the minutes of this meeting - **copies of which had previously been published with the agenda for this Council meeting.** Cllr Elliott confirmed that work could not start on the new Zebra Crossing on The Sands until traffic orders had been approved, which could take four to six weeks but was in hand.

RESOLVED that these minutes be adopted. No recommendations were contained in this month's minutes.

C6/01/08 MINUTES OF F&GP COMMITTEE MEETING HELD ON JANUARY 2nd 2008

The F&GP Committee Vice Chair, Cllr H Potts, presented the recommendations contained in minutes of this meeting - **copies of which had previously been published with the agenda for this Council meeting.**

RESOLVED that Cllr Mrs Dempster join the **Town Website** Joint Working Party to represent ATC.

RESOLVED that the **Market Arcade lighting** order be placed as soon as possible.

Clerk

RFO

RESOLVED that these minutes **and recommendations contained therein** be adopted.

C7/01/08 CUMBRIA-IN-BLOOM WORKING PARTY REPORT

No report this month.

C8/01/08 PUBLIC HALL WORKING PARTY REPORT

Cllr Mrs Langan reported that a meeting with the Chamber of Trade re. their letter on possible Market Hall improvements would be held on Friday January 18th at 7pm in the Moot Hall.

C9/01/08 PUBLIC TOILETS WORKING PARTY

Cllr Duncan reported that, following EDC's reply to ATC's last letter, a working party meeting had been arranged for January 15.

C10/01/08 TOURIST INFORMATION CENTRE WORKING PARTY REPORT

Cllr Budding reported he had received two expressions of interest, following his newspaper advertisement and article seeking an appropriate possible potential partner for the Exhibition Centre should Council resolve to approve this project. A working party meeting was arranged for the following Monday at 3pm in the Moot Hall.

RESOLVED that further discussions regarding a management committee for the TIC be deferred until the Working Party has reconsidered this project based on more information, since conflicting advice had so far been received.

RFO

C11/01/08 HEART OF EDEN COMMUNITY PLAN WORKING PARTY REPORT

Cllr Budding reported that nothing had yet been heard about the grant application, but that if the application was successful a separate bank account would be needed.

RESOLVED that a separate bank account be set up, with signatories agreed as Cllrs Morgan, Connell, I Potts and Mrs Patterson, with any two signatures required.

RFO

C12/01/08 CHARITABLE TRUST STATUS INVESTIGATION WORKING PARTY

RESOLVED that Cllr Budding invite **Mr Carl Glynn** from **Voluntary Action Cumbria** to attend a meeting at **7.45pm on Monday February 4th** (between the Planning and the F&GP Committee meetings) to discuss charitable trusts and answer Members questions.

RFO

RESOLVED that **Cllr Ian Holloway** join the **TIC** and **Charitable Trust Investigation** working parties.

Clerk

C13/01/08 APPLEBY HERITAGE CENTRE

No report this month.

C14/01/08 APPLEBY NEW FAIR JOINT COMMITTEE

No report this month.

C15/01/08 APPLEBY CEMETERY CHAPEL JOINT COMMITTEE

No report this month.

C16/01/08 APPLEBY GRAMMAR SCHOOL FOUNDATION GOVERNORS

No report this month.

C17/01/08 APPLEBY CHAMBER OF TRADE & COMMUNITY ASSOCIATION

No report this month.

C18/01/08 ANY OTHER MEETINGS ATTENDED BY MEMBERS ON BEHALF OF THE COUNCIL

Cllr Mrs Langan and Cllr Duncan reported on meetings they had attended regarding flooding.

C19/01/08 FINANCIAL REPORT

The Responsible Financial Officer Cllr Budding's report (this month's accounts) was received and noted. Cllr Budding also deferred two confidential items until Part Two of the meeting.

C20/01/08 MONTHLY ACCOUNTS

RESOLVED that the Deputy Mayor be authorised to sign the attached two schedules for payment of monthly accounts (**bills for TIC** and **bills & salaries for non-TIC**) for **December** totalling **£135.98 for the TIC and £6,102.86 non-TIC**.

DM

C21/01/08 COPY LETTER FROM EDC TO CHAMBER OF TRADE

Members noted a copy letter dated December 20th to the Chamber of Trade from EDC regarding their response to flood warnings in the Appleby Flood Warning Area.

RESOLVED that a letter be sent to remind the Environment Agency of the need to ensure a back-up generator for their emergency pumping system in the swimming pool car park in the event of a power cut.

Clerk

C22/01/08 CORRESPONDENCE RECEIVED AFTER AGENDA PUBLISHED (FOR INFORMATION ONLY)

Three late items of correspondence received by the Clerk the day before the meeting were deferred by Council to the F&GP Committee.

Clerk

C23/01/08 TOWN CLERK'S REPORT

The Clerk's report was received and noted. (*Copies of this report are readily available upon request from the Clerk*).

C24/01/08 EXCLUSION OF THE PRESS & PUBLIC

Members **RESOLVED** that under Section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960, the press and public should be excluded from the remainder of this meeting while the following items of business were discussed. *The press & public left the meeting at this point.*

Following an instance of rudeness by a member of the public earlier in the meeting, Members **AGREED** that in future very long questions from the public would be required in writing.

C25/01/08 PART TWO MINUTES OF ORDINARY COUNCIL MEETING ON DECEMBER 12th 2007

RESOLVED that the first three words of Minute C30/12/07 be removed.

RESOLVED that the Part Two Minutes of the ordinary meeting of the Council held on December 12th 2007 be signed by the Deputy Mayor as a true and accurate record once this had been done.

DM

C26/01/08 CONTINUATION OF FINANCIAL REPORT

Following notice received from the Council's tenant at 3 Market Arcade, who would be leaving on February 7th, the RFO Cllr Budding requested a delay before these premises were advertised, stating that he had several options in mind :

- the Appleby-in-Westmorland Society Chairman had approached him about renting space for archive purposes
- if the project to install a trading partner in the Exhibition Centre went ahead then 3 Market Arcade might be utilised as an Exhibition Centre
- ATC may also be looking for space for a Contact Centre if gain agreement from CCC or EDC
- the area currently used by Pippins for storage upstairs in the Market Hall may become vacant and also be suitable for an Exhibition Centre

This temporary delay was **AGREED**. Cllr Budding would meet with the Public Hall Working Party.

RFO

Cllr Budding also sought guidance regarding a request he had received from EDC under the Data Protection Act. It was **AGREED** that the desired tenancy agreement copy would be sent.

RFO

C27/01/08 NEXT MEETING

Members noted that the next **ordinary meeting of the Council** would be held on **Wednesday February 13th 2008 at 7pm** in the Moot Hall.

ALL

There being no further business, **the meeting closed at 8.40pm.**