

Kirkbymoorside Town Council
Information for meeting on 20 November 2017

6. Financial Matters

a. To approve cheque payments according to the list provided

Vchr	Cheque	Cde	Name	Description	Amount
145	103185	8	Yorkshire Water	Water & Sewerage at Moorside Room	169.95
146	103186	39	Moore Stephens	Payroll QE Sept 2017	84.00
147	103187	25	WPS Insurance Brokers & Risk Services	Annual insurance 17/18	2,642.54
148	103188	7	Ryedale District Council	Annual Rent of Ryedale View Land	10.00
149	103189	5	Zip-Clip Limited	Zip-clip, Wire reel and Staple on wall plate	249.82
150	103190	5	Ryedale District Council	Parking concession at town farm car park 25/11/17	75.00
151	103191	13	Sandra Oakins	Design of Moorsider November Issue	145.00
152	103192	17	Friends of Kirkbymoorside Library	Utility bills for kirkbymoorside Library 01/04/17 - 30/09/17	120.25
153	103193	10	P&A Gospel	Roundabout Maintenance & Verge Cut	340.00
154	103193	10	P&A Gospel	Grass Cutting	6,720.00
				Subtotal No. 103193	7,060.00
155	103194	39	Moore Stephens	Bookkeeping 17/18 QE Sept 17	432.00
156	103195	16	Post Office Ltd	PAYE & NIC & ENI	308.46
157	103196	17	Kirby News	Coffee Petty Cash	3.29
158	103196	8	Petty Cash	Moorside Room cleaning Petty Cash	10.00
159	103196	17	Ryedale District Council	Parking Permit 18.10.2017 - 17.01.2018	52.00
160	103196	8	K & J Beecroft	Bin liners Petty Cash	2.00
161	103196	17	Kirby News	Drawing Pins Petty Cash	1.05
				Subtotal No. 103196	68.34
164	103197	9	P&A Gospel	Remove and Replace 'Castlegate' Sign	40.00
165	103197	6	P&A Gospel	The Pound - Strim and weed	60.00
166	103197	10	P&A Gospel	The Weir - cutting Grass and Removing Debris from riverside	100.00
167	103197	10	P&A Gospel	Clearing Undergrowth on A170 verge in proximity to 'Welcome to Kirkbymoorside' sign	100.00
168	103197	7	P&A Gospel	Ryedale View play area repairs to damaged boardwalk	140.00
169	103197	6	P&A Gospel	Manor Vale - removing and re-installing dog bin	60.00
170	103197	7	P&A Gospel	Ryedale View play area repairs removal of rotten stepping posts	70.00
				Subtotal No. 103197	570.00
171	103198	11	HPE Print	Printing Christmas Posters and leaflets	94.00
172	103199	5	Blachere Illumination	LeD Sparklight 24v Lights	187.20
TOTAL					12,216.56

7. Fracking

- a. To consider and agree the format and arrangements for the debate on the motion "This house believes that UK regulations make fracking safe"**
- b. To note the response from NYCC and Third Energy to the policy statement regarding HGV movement relating to the test frack site at Kirbymisperton adopted on 16th October Minute 17101b)ii)**

Response from Vicky Perkin, Head of Planning Services, NYCC:

While the terms set out within the Traffic Management Plan cannot be altered unilaterally by the County Planning Authority once approved, the wishes of your Council can be conveyed to the operator with a view to encouraging them to take your Council's representations into consideration in conducting their activities.

Response, as received, from Mr John Dewar, Operations Director of Third Energy:

"Thank you for allowing us to view and comment upon the letter received by NYCC from the Kirkbymoorside Town Council on 31 October 2017.

As you know, the Traffic Management Plan makes no mention of using the A170 road through Kirbymoorside, nor do we have any plans to do so for the duration of the KM8 operation, so we are somewhat surprised at their request. What we can say however, that may provide some comfort to the Kirbymoorside Town Council, is that Third Energy will honour the speed restrictions mentioned in the Traffic Management Plan for all of our Heavy Goods Vehicles (HGVs) as they drive through any villages in the area of Kirbymisperton"

10. To note information received from NYCC in respect of the annual weed spraying in the Town Centre and consider a response as appropriate

Information received from Peter Garnham, Maintenance Manager, NYCC Highways Area 4, Kirby Misperton:

"I understand that the Town Council has been trying to establish which areas of Kirbymoorside are treated as part of NYCC's annual weed treatment programme.

Having looked into this myself last week I can confirm that our weed treatment coverage includes all footways, back of footways and kerblines within the 30mph limit of any particular community. It seems that our sub-contractor works from a schedule that lists towns and villages subject to treatment but that there are no drawings showing the exact extents: I suspect that this may be the reason you have struggled to get the information you need and I apologise for this.

I noted in your email to Phil Sharp that you listed a number of streets in Kirbymoorside and I have attached two plans, based on our 'highway extents' layer, that show the areas of maintainable highway that would be subject to a treatment; the plans only cover the streets you referred to but of course all other streets that are maintained by NYCC will be covered by the programme. Please bear in mind that weed treatments are limited to the areas listed above namely, footways, back of footway and kerblines and as such will not cover the entire area shaded on the plans."

"The annual weed treatment was completed in June this year - according to the programme Kirbymoorside was treated on 26th and 29th June 2017.

The Highway Officers are made aware of the weed treatment programme and each year add additional areas based on their experience and/or recent reports. I have received no negative feedback from them with regard the delivery of this programme and have seen for myself evidence that the work is being done.

By way of the effectiveness of treatments, it should be remembered that applications are made by spray direct to the weed leaf using a glyphosate weedkiller and that this is not a residual weedkiller: Weeds treated at the time will die off however other weeds can germinate and grow quite quickly especially during warm and wet periods.

Our contractor will try to visit busier shopping streets during quiet periods and using small ATV's can complete areas quite quickly, possibly going unnoticed by the majority of people. Taking on board this point I am happy to provide the Town Council with advance warning of next year's weed treatment so that you can be on the lookout.

My experience of weed treatments both here at North Yorkshire and at previous authorities is that they are not a 'silver bullet' - for example the type/strength of chemicals used has changed dramatically over recent years to satisfy H&S concerns and budgets pressures have affected programme coverage and the number of treatment cycles; all

this in the context of changing weather patterns leading to more warm wet summers that encourage continued growth throughout the season.”

13. To consider the proposal by RDC to join the North Yorkshire Health and Wellbeing Strategy campaign entitled 'Breathe 2025', encouraging play areas in Ryedale to become 'smoke free'

Dear Town and Parish Councils,

I am writing to ask your views on a proposal encouraging play areas in Ryedale to become 'smoke free'. I apologize for the short notice, but views by 29th November would be most useful, as there is a grant deadline of 1st December.

The North Yorkshire Health and Wellbeing Strategy includes reference to making all play areas 'smoke free' and you may be aware that there is a grant scheme available to promote signage, events and community engagement in this respect. The campaign is called 'Breathe 2025' and is about creating smoke free spaces which normalise a smoke free lifestyle. Examples include play areas, school gates and other public areas used by children. There is no enforcement required, it is more related to encouragement.

Funding can be used for community events, signs and events to promote a smoke free lifestyle.

<https://www.northyorks.gov.uk/news/article/new-fund-helps-make-public-spaces-smoke-free>

There is potential for RDC to apply for funding for signage which could then be distributed to play areas throughout the District, be they public or voluntary sector owned. Additional funding for play area community events could also be a possibility.

Could you let me know if your parish or Town would be interested in receiving one or more of the signs - proposed to be A3 size or funding for holding a community event (this could be for anything, but would carry the smoke free message)?

Many thanks, and apologies again for the short notice.
Jos Holmes
Mrs J Holmes, Senior Commissioning Officer,
Ryedale District Council.

Dear Town and Parish Clerks/Chairman

We want to keep you up to date about the next focus for our Don't be a Waster - Reduce, Reuse, Respect campaign.

November is all about what's in your bin. So we're sharing information on our website and social media channels about what goes in your bins, what waste is collected and where your waste goes.

We'll be reminding residents about the different ways to reduce their waste and avoid sending waste to landfill - from composting and using up food leftovers, to recycling unwanted furniture and repairing electrical equipment. Ryedale is lucky enough to have many active community groups that encourage reuse and recycling so we'll be promoting many of these during the month.

We've produced a special A-Z of waste disposal tips too - which starts with asbestos and goes right through to zebras*.

We've attached a poster about this month's theme that may be useful to distribute around your areas and share with your community contacts, display on noticeboards or share on your websites/social media channels.

As ever any questions, please let me know.

Many thanks

The Community Team

*We're not disposing of zebras but we have managed to link them to a way to reduce your waste, but you'll need to wait until 30 November to find out more

Community Team

15. To acknowledge confirmation from the Charity Commission that the Kirkbymoorside and District Sportsfield Committee will be removed from the Charity Registration as it is obsolete

Dear Ms Bolland

Thank you for your email of 26 September.

Please accept our apologies for the delay in responding to your email. This is due to an inordinately large volume of incoming correspondence to the Commission in recent weeks.

It would appear that the land comprising the Sportsfield was originally leased to the charity (i.e., Kirkbymoorside and District Sportsfield Committee) for a term of 35 years. The lease was dated 12 March 2003.

You have advised that back in August 2013 the then Chair and Treasurer of the charity, (who is now deceased), passed the exercise of submitting the charity's annual return to Kirkbymoorside Town Council as he was not prepared to have anything more to do with the Sportsfield. We would assume that there were no other active trustees in office at that time?

It would seem that in order to submit the 2012/13 annual return it was necessary to update the contact information to that of Kirkbymoorside Town Council, which is still currently listed as the contact for the charity.

We note that the annual return was submitted on the basis of accounts prepared by the former Chair and Treasurer of the charity.

You have also advised that the charity dissolved in August 2013 at which time, in accordance with the leasehold agreement between the charity and Kirkbymoorside Town Council, management of the Sportsfield (not the charity) reverted to the Town Council. We would assume that the charity's leasehold interest in the land was effectively surrendered/terminated and that the land reverted back to the Council as the owner of the freehold?

We note that the Town Council has never adopted responsibility for the management and administration of the charity, with the exception of agreeing to submit the annual return.

It would appear that Kirkbymoorside and District Sportsfield Committee is no longer an active charity. You have advised that to the best of your knowledge all members have explicitly or implicitly resigned as

trustees by being deceased or failing to make contact. You have also advised that the residual funds of £241.01 were transferred from the charity's account to a new account set up by the Town Council in October 2013 and used towards the ongoing financial administration of the Sportsfield.

We can confirm that we have not received any communication from the charity trustees since 2012.

Given that the land previously leased to the charity has reverted back to the Town Council the charity is unable to fulfil the purpose for which it was established. The charitable purpose of the charity would therefore appear to be obsolete.

Whilst there is no evidence to show the charity has been formally wound up, the information you have provided does indicate that it no longer operates. We have therefore taken the decision, based on the information available to us, to remove the charity from the Register.

The charity will be removed from the Register with effect from today's date however, please allow at least 48 hours for the update to take affect on the electronic register available through our website.

We trust that this information will be of assistance to you.

Yours sincerely

Barbara Westhead

Charity Commission - Charity Services