



KIRKBYMOORSIDE TOWN COUNCIL

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Minutes of a meeting of the Kirkbymoorside Town Council held at Church House, Kirkbymoorside, on Monday 16th July 2018 at 7.30 pm

Present: Councillors A Ashworth (Chairman), D Chapman, J Cossins, J Coughlan, C Dowie and J Watson.

Also present: District Councillor Bob Gardiner and 9 members of the public.

Councillor Ashworth opened the meeting and welcomed all present.

18057 APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllrs Brampton and Wells and County Councillor Val Arnold.

18058 DECLARATIONS OF INTEREST

Cllr Chapman was asked to declare an interest in agenda item 15 as an active member of Frack Free Kirkbymoorside, Frack Free Ryedale and Frack Free United.

18059 TO RECEIVE REPORTS FROM REPRESENTATIVES ON OUTSIDE BODIES

None

18060 MINUTES & MATTERS ARISING

- a) The minutes of the Meeting of the Ordinary Town Council dated 18th June 2018 were **received** and **signed**.
- b) The minutes of the Play Area & Sports Committee meeting dated 28th June 2018 were **received**.
- c) The minutes of the Manor Vale Management Committee held on 9th July 2018 were **received**.
- d) There were no matters arising.

18061 PUBLIC SESSION

Members of the public reiterated their concerns about the proposal to install a bus shelter at the eastbound bus stop on the A170. It was apparent that the residents had not familiarised themselves with the supporting documents. The Town Clerk gave a precis of the situation summarising that the bus shelter licence had been suspended by NYCC Highways and will not be reconsidered until a consultation exercise of the properties in the vicinity of the bus stop has been carried out. Further consideration of the matter will be made at agenda item 7 and information in response to all the questions raised at the June meeting are detailed in the supporting documents.

18062 DISCUSSIONS WITH DISTRICT AND COUNTY COUNCILLORS

None.

18063 FINANCIAL MATTERS

- a) The cheque payments were **approved**, according to the list provided.
- b) The Financial Summary to 30th June 2018 was **received**.
- c) It was **noted** that the 2018/19 budget for Grants has been allocated and consideration of grant applications will resume in April 2019.
- d) It was **agreed** to continue paying for the Yorkshire Post at a quarterly subscription charge of £80.08.

18064 BUS SHELTER ON THE A170 EASTBOUND

- a) Receipt of correspondence from residents opposing the installation of the bus shelter was **noted**.
- b) It was **noted** that NYCC Highways Authority have suspended the street furniture licence pending reconsideration upon completion of a public consultation exercise of the properties in the vicinity of the bus stop.
- c) Information on the procedures involved and considerations made by NYCC Highways Authority when determining approval of the licence issued on October 2017 was **received**.
- d) Information from Northern Ryedale Transport Group was **received** in respect of the proposed bus shelter.
- e) It was **agreed** to satisfy the requirement for public consultation as stipulated by NYCC Highways and to invite Northern Ryedale Public Transport Group to include a feature about the proposed bus shelter in the next issue of the Moorsider inviting comments on the proposal. The response will then be submitted to NYCC Highways Authority to determine the validity of the proposal.

The public consultation was agreed by Councillors A Ashworth, J Cossins, J Coughlan, C Dowie and J Watson and opposed by Cllr Chapman.

18065 TRAFFIC CONCERNS ON WEST END

- a) Pursuant to Minute 18044 dated 18th June 2018 the response from NYCC Highways to the Town Council's correspondence regarding traffic concerns on West End was **noted**.
- b) It was **noted** that a petition, signed by 164 residents in support of the proposal to introduce a one way traffic system eastbound on West End has been received by the Town Council and submitted to NYCC Highways Authority. Cllr Chapman applauded the members of the public for their participation through petition.
- c) Information on the cost implications of installing bollards on the pavement along West End in order to prevent vehicles mounting the pavement in the interest of pedestrian safety was **received**.
- d) The installation of bollards on West End, in collaboration with NYCC Highways Authority, was **agreed**. Cllr Dowie proposed that the Council proceed with the initiative and undertake an informal consultation with the residents on West End informing them of the proposal and inviting comment. Agreed.
- e) It was noted that the proposed project cost will not exceed £3,000 and in the absence of a meeting of the Town Council in August, consideration of a ceiling budget would allow the Town Council to initiate the project without the additional delay of receiving specific project costs at the meeting in September. A ceiling budget of £3,000, to be allocated from the development fund, to contribute to the cost of supply and installation of bollards in collaboration with NYCC Highways Authority was **agreed**.

18066 18/00599/CAT | Notice to Fell Trees in a Conservation Area | Fell 2 Silver Birch | 43 Penny Piece & 48 Piercy End Kirkbymoorside YO62 6DQ

- a) Correspondence issued to residents by the Town Clerk on 26 June was **noted**. Additional submissions by residents and a petition of 127 signatures were also received. The response by the community clearly demonstrates support by the community for retention and protection of the trees. The Town Council would like to thank all residents for their participation. Members of the public thanked the Town Clerk for informing them of the situation and providing an opportunity for the community to respond to the Notice.
- b) In response to Application 18/00599/CAT | Notice to Fell Trees in a Conservation Area | Fell 2 Silver Birch | 43 Penny Piece & 48 Piercy End Kirkbymoorside YO62 6DQ it was **agreed** to reiterate the Town Council's concerns, and support those of the residents, strongly objecting to the proposal to fell the trees. Retaining the trees is of great importance and the possibility of increasing the number of trees in the town should be pursued.

The Town Clerk confirmed that she had received additional information provided by RDC as the Local Authority as follows:

"I have inspected the trees and do not fundamentally disagree with the description of either tree, there is decay, there has been poor pruning to the canopy limbs and there is damage to bark on the main stem.

However, I do not agree that both trees need in the interests of safety to be felled immediately

To clarify these are the options following the notification to fell:-

1. RDC has to determine the case by the 23th of July
2. RDC serves a Tree Preservation Order on the Tree owners (NYCC). We have then 6 months to confirm the order, if we do not confirm the order it lapses, but the felling cannot go ahead until the order lapses. The TPO can be appealed against. If they do appeal they may well win as the trees are not in great shape despite having an important visual public amenity.
3. RDC does not serve the TPO notice, this gives NYCC 2 years in which to carry out the removal of both trees. RDC does have the power to require replanting
4. Kirkbymoorside Town Council agrees to adopt the trees taking on their liability from NYCC and a properly thought out plan can be developed to manage the existing trees and at the same time find finance and locations to instigate a street tree replacement/ planting programme in the town.

In my opinion the previous idea to plant trees in boxes is not a viable option if the Town wants all the benefits of mature street trees.

Don Davies
Tree and Countryside Officer
Ryedale District Council"

Cllr Dowie proposed that the Town Council ask Ryedale District Council to serve a Tree Preservation Order on the tree owners (NYCC) in the first instance. In the event that the Order is appealed against the Town Council will revisit the matter. **Agreed.**

Cllr Coughlan proposed that the suggestion to instigate a street tree replacement/planting programme in the town should be pursued. **Agreed.**

18067 PLAY AREAS & SPORTS COMMITTEE

- a) Recommendations of the Play Areas & Sports Committee pursuant to the meeting on 28th June 2018 were **received**.
- b) Old Road Play Area
 - I. The recommendation of the Play Areas & Sports Committee to carry out repairs to the skatepark as detailed in the Annual Play Area inspection were **agreed**.
 - II. The Play Areas & Sports Committee bid for funds to be allocated from the Development budget to cover the expense of repairs to the skatepark, the cost of which are in excess of the Play Area & Sports Committee budget was **agreed**. The quotation provided by Contractor 2 was **agreed**.
 - III. The recommendation of the Play Areas & Sports Committee to consult with the local community via The Moorsider to determine the preference for new play area equipment and the amount of grant funding required was **agreed**.
 - IV. The purchase of 10m3 of 8-40mm Play Grade Bark at a cost of £656.70 + VAT for the Playdale climber bark pit at Old Road play area was **agreed**.
- c) Sportsfield car park
 - I. Quotations for resurfacing the car park at the sportsfield were **received**.
 - II. The recommendation of the Play Areas & Sports Committee to consult with the sports clubs to determine the feasibility of applying for monies via the S106 and Community Grant Fund collectively with the Town Council to cover the costs of the project was **agreed**.

18068 HALF BASKETBALL COURT AT OLD ROAD PLAY AREA

- a) The need for fencing at the half basketball court was **agreed**.
- b) Information on the options and cost implications of fencing at the half basketball court was **received**.
- c) Fencing option 3 to install plastic netlon fastened to the inside of the wooden fencing 2m to L.H.S of the wooden gate and 12.5m to the R.H.S of the wooden gate at a cost of £120 including labour and materials to be carried out by the Town Council Grounds Maintenance Contractor was **agreed**.

18069 It was agreed to submit a written response and make representation in person at the examination of the Ryedale Plan - Local Plan Sites Document. The content of the submission will be agreed at the September meeting.

18070 COMMUNITY PUBLIC ACCESS DEFIBRILLATOR (CPAD)

- a) The request by the proprietors of the George & Dragon to adopt the Community Public Access Defibrillator (CPAD) in response to notice provided from Yorkshire Ambulance Service NHS Trust regarding the transfer of ownership and sustainability of the CPADs back to the Communities was **agreed**.
- b) It was **agreed** to relocate the CPAD and install it on the exterior wall of the Moorside Room at a cost of £268.00 + VAT.

18071 It was **agreed** to renew the 3 year Service Agreement with Smith of Derby for servicing of the Church Clock at a cost of £470.00 net & vat, to be invoiced in advance.

18072 The proposal by Cllr Chapman to offer support to Michael Hill C.Eng MIET and resistance to those who look to denigrate him again was considered. It was **agreed** to express regret that any participants of the debate arranged by the Town Council should be subjected to criticism and defamation of character and the Town Council condemns the attack on any speaker and the chair of the debate event that is based on malicious campaigning. It was agreed to communicate the council's views in writing to the professional body involved.

The Town Council reaffirms its policy adopted on 15th December 2014 as follows:

"We have a number of unresolved concerns about important aspects of fracking, and therefore are opposed to any fracking activities in our locality until such a time as satisfactory answers are forthcoming".

18073 Information on progress of the review of NYCC's policy towards Vehicle Activated Speed signs was **received**.

18074 It was **noted** that the #DontBeAWaster – Reduce, Reuse, Respect campaign is turning its attention to the theme of environmental crime throughout July.

18075 It was **noted** that RDC has formed a fly-tipping task force 'Operation Eyeball', to tackle fly-tipping in rural parts of North Yorkshire and Ryedale

18076 Receipt of an invitation by Next Steps Norton to celebrate their achievement of The Queen's Award for Voluntary Services on Friday 10th August was gratefully **received** and Cllr Ashworth confirmed his availability to attend. Cllr Watson proposed that a letter of congratulation be sent. **Agreed**.

18077 It was **noted** that the Town Council's Community First Yorkshire membership is due for renewal and **agreed** to renew the same at a cost of £35 + VAT

18078 The Town Clerks attendance to the SLCC 2018 Darlington Regional Training Seminar at a cost of £75 + VAT was **agreed**.

18079 It was **noted** that the Town Clerk's SLCC membership is due for renewal and **agreed** to renew the same at a cost of £185.

18080 It was **noted** that the Town Clerk's ALCC membership is due for renewal and **agreed** to renew the same at a cost of £30.

18081 TOWN MAYOR'S REPORT

The Town Mayor has communicated with two residents with regards to the planning application at the Tesco site and a matter concerning the Allotment Association.

The Mayor confirmed that he has been invited by the WI to present the awards at the Annual Ryedale Show on 31st July.

18082 REPORTS FROM REPRESENTATIVES OF THE COUNCIL

Cllr Chapman attended a plastics recycling event at Ryedale District Council.

18083 TOWN CLERK'S REPORT

The Town Clerk's Report was **received**.

18084 QUESTIONS TO THE CHAIR

Cllr Chapman asked if StreetScene could be made aware that the bins in the Old Road play area and outside the Co-op are frequently over filled and require more frequent emptying. Additionally he hoped that the street sweeper will be in more frequent attendance in Kirkbymoorside to address the cobbles and highways.

A member of the public confirmed that the annual weed spraying had been carried out in the town.

District Councillor Gardiner confirmed that he will be attending the Memorial service to the late Lord-Lieutenant for North Yorkshire Barry Dodd CBE at York Minster on 20th July 2018.

18085 The date of the next ordinary meeting of the Town Council on 17th September 2018 at 7.30pm in Church House was **noted**.

The meeting ended at 8.57pm.