

**MINUTES OF THE COUNCIL MEETING
HELD ON THURSDAY 5 JULY 2007**

Present: Cllr P La Broy - Mayor

Cllrs J Blatchford, J Bryson, P Dolphin, L Emo, E Greenwold,
K Harris, L Moores, P Moores, F Partridge, H F Partridge, H Phillips,
R Rowland, L Sharratt, R Willoughby
Town Clerk – Mrs C Kett

C/93/07 **To receive and accept apologies for absence**

Cllrs W B Garvie, T Macey, N Tucker

C/94/07 **Members Declaration of Interests**

Individual members declared a personal interest in all items on the agenda
Cllr Willoughby requested that his vote against be recorded

C/95/07 **Minutes:**

(i) To receive, confirm and sign the minutes of the Council meeting held on 7 June 2007

C/85/07 delete: 'Cllr Dolphin was invited back into the room' and insert this at the end of C/86/07

C/87/07 amend: 'Cllr Blatchford left the meeting at 10.40pm' to read: 'Cllrs Blatchford and Dolphin left the meeting at 10.40pm'
Pursuant to C/73/07 the Mayor informed the meeting that he had arranged a private meeting with Sgt Hughes and he would report these discussions to the Council

Resolved: That with the above amendments the minutes are a true and accurate record and they should be signed by the Mayor

(ii) Report by Town Clerk on any matters arising from the minutes
None

C/96/07 **To receive & consider reports and minutes of the following committee meetings (acting under delegated authority) and adoption of any recommendations contained therein:**

(i) Heritage & Culture Committee 14 June 2007

Resolved: That the minutes and report be adopted by the Council

(ii) Planning Committee 21 June 2007

Resolved: That the minutes and report be adopted by the Council

Cllr Dolphin requested that it be minuted that she did not vote

(iii) FS&GP Committee 21 June 2007

Resolved: That the minutes and report be adopted by the Council

Cllr Dolphin left the meeting at 7.32pm

(iv) Planning Committee 5 July 2007 (tabled)

Resolved: That the minutes and report be adopted by the Council

Cllrs L Moores and P Moores requested that it be minuted that they did not vote

Resolved: That the Recommendations contained in these minutes be adopted by the Council

C/97/07

Cllr P Moores requested that it be minuted that he did not vote
Correspondence received: for information *copies provided to all members*

- (i) **CCC – Draft Countryside Access Strategy Consultation**
Noted
- (ii) **CCC – Rural Bus Services/Access to Public – Single Issue Panel**
Noted
- (iii) **NCDC: Results of NCDC Poll** Noted
- (iv) **Bude Town Band – notice of appeal for funding for new band hall** Noted

Correspondence received after the agenda was compiled:

- (v) **CCC – Wildlife & Countryside Act 1981: The County Council (Footpath at the rear of Granville Terrace, Bude) Modification Order 2005** *copied to all Cllrs.* Noted
- (vi) **NCDC – Training on New Code of Conduct 19 July 2007 7pm**
Noted
- (vii) **CCC- One Cornwall: supplementary submission by CCC** Noted

The Mayor reported that he had received a copy of the Public Interest Report (PIR) and a separate meeting would be called to discuss this report in more detail

Resolved: That Standing Orders be suspended

C/98/07

Electors questions/observations concerning the business of the Council

Various matters were raised by the electors present and these included: whether the former trustees of BSHT would be invited to the meeting to discuss the PIR; progress of any possible legal challenge to the sale of the land at Higher Wharf; the use of shire horses on the barge canal

C/99/07

CCC issues relevant to BSTC

Mr Whalley (CCC) covered various issues and these included: comment as to the missed opportunity for BSTC to be involved in the Single Issue Panel re rural bus services; the governments desire for councils who have attained Quality Council status to be included in partnerships with local councils. Mr Whalley was asked questions pertaining to the Registration Service

C/100/07

NCDC issues relevant to BSTC

Cllr N Pearce (NCDC) covered various issues, principally the district council's view of the proposed unitary authority – a view which he personally did not support. Cllr Pearce was asked questions pertaining to Blue Flag status; overflowing dog bins; lighting along the Lower Wharf; the refuge at Bencoolen Road roundabout

Resolved: That Standing Orders be resumed

C/101/07

Questions from members

Matters raised included:

- (i) The procedure for dealing with letters received by the BSTC office
- (ii) The status of the councillors elected as 'Concerned Residents' and the source of their election literature

- (iii) The LCAS bulletin emailed to members and the question of vicarious liability – the Town Clerk to send hard copies to all those cllrs without email
- (iv) The PIR
- (v) Blue Flag status of beaches

C/102/07

Permissions to use BSTC land – consideration of overall policy in light of specific requests made to BSTC:-

- (i) **request by RNLI to use Castle Grounds and erection of a tent – Lifeboat Day 2007: update by Town Clerk**
The Town Clerk reported the further discussions with the organisers of the event. It had been agreed that the event would end following the firework display and concerns re the public accessing the building if the Castle Restaurant was open had been resolved
Resolved: That permission be granted for the RNLI to use Shalder Hill as the base for the firework display subject to the required insurances being in place
Resolved: That BSTC request that the RNLI sign the area as being non-smoking
- (ii) **request to ride police cycles on BSTC property: Devon & Cornwall Police**
The Town Clerk précied the emails received
Resolved: That BSTC accede to the request providing cycles are only used on BSTC by on duty police personnel
- (iii) **request to erect marquee in Castle Grounds for wedding and reception**
Resolved: That BSTC do not accede to this request; the use of marquees in the Castle grounds being limited to public events (such as Lifeboat Day) and events related to The Castle or Castle Restaurant
- (iv) **request by Bude Carnival Committee for permission to park vehicle overnight (x3) on land by Fire Station**
Resolved: That permission be granted subject to the commercial rate being paid for the use of this land

C/103/07

FS&GP Committee: election of additional member to committee

Cllr Garvie was proposed (Cllr Willoughby) and seconded (Cllr P Moores)
Cllr Bryson was proposed (Cllr Sharratt) and seconded (Cllr Emo)
Cllr Tucker was proposed (Cllr L Moores) and seconded (Cllr F Partridge)

A vote was taken

Cllr Garvie 2 votes; Cllr Bryson 7 votes; Cllr Tucker 5 votes

There being no absolute majority Cllr Garvie was eliminated and a further vote taken

Cllr Tucker 7 votes; Cllr Bryson 7 votes

The Mayor was called upon to use his casting vote

Resolved: That Cllr Bryson be elected as the additional member of the FS&GP Committee

C/104/07

Financial Report:

- (i) **Schedule of payments made at 29 June 2007**
Resolved: That all payments made at 29 June 2007 (£20,314.06) be approved

- (ii) **Schedule of payments to be made at 29 June 2007**
Resolved: That all payments to be made at 29 June 2007 (£89,267.12) be approved
- (iii) **Schedule of additional payment to be made at 5 July 2007**
Resolved: That all additional payments to be made at 5 July 2007 (£25,312.20) be approved
- (iv) **Direct Debits: approval for the setting up of direct debits for regular utility payments**
Resolved: That, subject to the Internal Auditors agreement, the approval for the setting up of direct debits for regular utility payments be approved

C/105(a)/07 Resolved: ‘That in view of the confidential nature of the business about to be transacted, it is advisable in the public interest that the public and press be temporarily excluded and they are instructed to withdraw. The following items contain matters which involve the likely disclosure of exempt information as defined in the identified paragraphs of Part 1 of Schedule 12A of the Local Government Act 1972’

The following minutes contain ‘exempt’ information and are currently confidential and only available to cllrs