# **Ludgvan Parish Council**

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# Minutes – 28 April 2021

Minutes of the meeting of Ludgvan Parish Council held at 7.00pm on Wednesday 28 April 2021, a remote meeting held via *Zoom*.

**Councillors present:** Cllrs R Mann (Chairman), M Parker (Vice-Chairman), N Badcock, A Branchett, S Elliott, J Munday, C Price-Jones, M Squire (until 8.37pm), M Taylor, L Trudgeon.

In attendance: 0 members of the public, for the public participation period

Officer present: Clerk to the parish council

| AGENDA<br>NO. | AGENDA ITEMS  |
|---------------|---|
|               | Chairman's Announcements – the Chairman welcomed all those attending the meeting and thanked all cllrs at the end of the council term, with particular thanks to those leaving the council after the elections. Thanks too to the clerk for her work throughout the year, and to Cllr Elliot for providing IT support to the council. |
| LPC259        | Apologies for absence – were received from Cllrs Miucci (unwell).   |
| LPC260        | Declarations of Interest:   |
|               | Councillor Price-Jones declared an interest in LPC267 (PA21/02948) as a neighbouring landowner, and withdrew from the meeting during consideration of this item (moved to the waiting room facility in the zoom meeting)  |
|               | Councillor Trudgeon declared an interest in LPC267 (PA21/02948) as the manager of the preschool neighbouring the application site in separate negotiations with the applicant, and withdrew from the meeting during consideration of this item (moved to the waiting room facility in the zoom meeting).                              |
| LPC261        | To approve written requests for dispensation – None received.   |
| LPC262        | Public Speaking   |
| LPC263        | Cornwall Councillor report  |
|               | C.Cllr Elliott advised that there were confidential matters to report, deferred to later in the meeting following the exclusion of the press and public, with the Chairman's agreement.   |
| LPC264        | Minutes of the meeting of the Council held on 10 March 2021   |
|               | <b>To resolve</b> – that the minutes of the meeting of the council, as above, having been circulated, be taken as read, approved and signed by the Chairman as a true and accurate record of the meeting.   |
| LPC265        | Clerk's update report   |
|               | Members noted the report circulated prior to the meeting.   |

|        | The clerk updated on Minute LPC242, the Longrock Playing Field Association had been contact   |   |  |  |  |
|--------|---|---|--|--|--|
|        | and will be providing an update on the play equipment inspection plans.  Members took the apportunity to record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks to the clerk for her work over the record their thanks. |   |  |  |  |
|        | Members took the opportunity to record their thanks to the clerk for her work over the past year.   |   |  |  |  |
| LPC266 | Repor   | ts from Councillors as representatives on outside bodies None.  |  |  |  |
|        | PLANI   | NING  |  |  |  |
| LPC267 | Planning Applications   |   |  |  |  |
|        | (a)   | PA21/02878 – Enterprise Rent A Car, The Forecourt, Road from Eastern Green to Roundabout, East of Godolphin Villa, Long rock TR20 8HZ – Advertising consent for 1no. proposed car club band sign to drawing submitted.  |  |  |  |
|        |   | <b>Resolved</b> – that the parish council objects to the application, concerns that the proposed additional signage will cause a traffic hazard, by additional distraction to motorists, and a proliferation of signage clutter at the junction. There is no proven need for the proposed signage.  |  |  |  |
|        | (b)   | PA21/02948 – Land off Lower Quarter, Lower Quarter, Ludgvan – Removal of existing pole mounted transformer, and construction of a tarmac road to form an access to a new GRP substation, the substation will be permitted development which has already been granted (PA17/10062) and fully enclosed in a standard Glass Reinforced Plastic surround. |  |  |  |
|        |   | Councillor Price-Jones declared an interest in this item as a neighbouring landowner, and withdrew from the meeting during consideration of this item (moved to the waiting room facility in the zoom meeting)  |  |  |  |
|        |   | Councillor Trudgeon declared an interest in this item as the manager of the pre-school neighbouring the application site in separate negotiations with the applicant, and withdrew from the meeting during consideration of this item (moved to the waiting room facility in the zoom meeting).   |  |  |  |
|        |   | <b>Resolved</b> - that the application is supported. There is considered to be good access from the road, and that those needing to access the nearby garages should not be affected as the access is sufficiently wide.  |  |  |  |
|        | (c)   | PA21/03088 – Gable Cottage, Station Road, Longrock – Single storey rear and side extension to replace existing rear extension   |  |  |  |
|        |   | <b>Resolved</b> – that the parish council has no objection.   |  |  |  |
| LPC268 | Parish Design Statement   |   |  |  |  |
|        | Members considered the April 2021 version of the <u>Ludgvan Parish Design Statement</u> , presented by Cllr Price-Jones. It was noted that the revisions were proposed to close loopholes which had become apparent following the publication of the initial plan. Cllrs had read the document and agreed that it was a well drafted document which aimed to give good guidance on acceptable designs for development in the area.  |   |  |  |  |
|        | to tak  | ncillor spoke in support of the document, however noting that the parish council needed e care to enable development by local people and not to have policy documents which so prescriptive that they price people out of the market. After considering this point, it  |  |  |  |

was agreed that there was a need for the level of detail which had been included in the design statement. It was noted that the map would be updated when a new map with the village boundary was available. It was suggested that all new-builds should be required to install electric car charging points, as this was more affordable at the point of building rather than retrospective. A recent application which had been built to a high standard was a result of the Design Statement, including a hedge built to a far better standard than any at that location in recent **Resolved** – that the Design Statement as circulated prior to the meeting be approved and adopted, with the amendments agreed at this meeting. Cllr Price-Jones was thanked for all the work he had carried out on this document. LPC269 **Publicity for the Neighbourhood Plan Referendum** To agree publicity to encourage good voter turnout for the referendum, to be held in the early summer. An update was given, reporting that there had been a meeting with the NDP working group and agreement to the council's plan to circulate a leaflet to publicise the work of the parish council, and to encourage voter turnout for the NDP referendum which was expected to be held early in the summer. It was agreed that further work would help to inform a decision: seek quotes for design and print of 3,500 leaflets (based on A4, folded once, colour outside, black & white inside) consider how to deliver – potentially a mix of volunteers and post to outlying areas. **Agreed** – to consider this further at a future meeting. **PARISH ISSUES** LPC270 Contribution to the A30 group towards the case for action to re-route the section of the A30 from Rose An Grouse to Newtown To agree a financial contribution to this project, working in partnership with other parishes and organisations At the 10 March meeting of the council it had been provisionally agreed to contribute £2,000 to the A30 group (hosted by Derek Thomas MP), to help fund the consultant's report – the Case for Action. Minute LPC255 refers. **Resolved** – that the council ratifies the in-principle decision to contribute £2,000 to the A30 Group. LPC271 Speed monitoring devices for Lower Quarter, Ludgvan [Cllr Price-Jones] To consider the parish council buying-in speed monitoring at this location Cllr Elliott reported that for £10,000 a speed monitoring device could be sourced through the Cornwall Council community network. There was scope to submit a bid for a share of the

|        | cameras being purchased by Cornwall Council, for a camera to be sited in Ludgvan Parish for significant periods of time.   |
|--------|--|
|        | Cllr Price-Jones offered to research alternatives which would be approved by the police and could be sourced at a lower cost, if possible.   |
|        | Alternatives considered included physical traffic measures such as village gateways, to physically slow the flow of traffic.   |
|        | <b>Resolved</b> – that this work be included in the work being carried out by Cllr Price-Jones on the traffic survey, to seek a portable and more cost-effective option, which would also meet the approval of the police. Also to look into the options of starting a community speedwatch scheme.                            |
| LPC272 | Phone box at Whitecross – future use   |
|        | It was noted that Cllr Miucci had raised the possibility to use the phone-box at Whitecross as a community library / book-share. A suggestion that the phonebox be used for notices raised the question of monitoring the notices posted.  |
|        | Agreed to defer this item to the next meeting.   |
| LPC273 | Memorial Bench at Longrock bench   |
|        | Agreed – to defer this item to the next meeting.   |
| LPC274 | Longrock Memorial Hall [Cllr Mann / Clerk]   |
|        | To receive an update on steps to transfer the trusteeship of the Longrock Memorial Hall to the parish council, and agree actions to take, if appropriate.  |
|        | Agreed - to defer to the next meeting, pending response from the solicitor.  |
| LPC275 | Footpaths Review   |
|        | To review the footpath network and the LMP Agreement with Cornwall Council, with the potential to request changes for the 2022 season  |
|        | Councillors agreed that all the footpaths need to be walked and assessed. This had started to be carried out, with cllrs feeding back information on paths in their local areas, but this had faltered due to lockdown restrictions.   |
|        | It was noted that the footpaths cutting work had commenced.  |
|        | Cllrs considered areas needing better signage, mainly on the Saints Way. Cllr Elliott advised that there could be funding available for Saints Way signage.  |
|        | <b>Resolved</b> – that the preference is for first cuts to be carried out in June, second cuts in September, to allow time for nesting birds. If paths are cut earlier (noting that the contractor will have a pre-planned schedule of works), to avoid those with nesting birds and habitats valuable to the local ecosystem. |
| LPC276 | Long Rock public toilets [Cllrs Elliott, Munday, Osborne, Branchett]   |
|        | To receive an update on efforts to transfer the Longrock public toilets to the parish council, and agree actions to take, if appropriate.  |
|        | Cllr Elliott reported that regarding the state of the toilets and the need for Cornwall Council to seek bids for the contract to take them on, with the process to be opened soon after the  |

elections. There was good potential for a combined business / public toilet facility at the location, and work is continuing in the background by the legal team at Cornwall Council. A separate tender for a concession at the car park (with no toilet provision) was also underway.

Whoever takes on the toilets (whether a business or the parish), there would be a significant amount of work to be carried out before the toilets could be useable.

The update was noted.

## LPD277 Update on coastal path works – Marazion to Longrock

Cllr Branchett reported on a number of enquiries, asking why the path works were taking so long, with comments about late starts and early finishes. Cllr Elliott advised that in a presentation it had been reported that each section takes time due to the need to transport material to the area of path to be worked on.

Cllr Branchett also reported that the gaps in the double yellow lines between the station and the pub were still there, and so this needed to be rectified. Cllr Elliott reported that this was being raised in weekly meetings at Cornwall Council.

#### Noted.

### LPC278 Noisy motorbikes [Cllr Badcock]

To consider calling on the MP to lobby for controls on noise nuisance caused by noisy motorbikes and cars.

Cllr Badcock raised concerns that many motorbikes seemed to be getting incredibly noisy, causing a nuisance to local residents. He suggested that the parish council contacts the MP asking for restrictions on noise levels caused by motorbikes.

During discussion it was noted that there are already legal restrictions on noise from motorbikes, although there was no recollection of police stopping motorbikes for this reason. Section 8.1 on the motorbike MOT covered this restriction.

**Resolved** – to write to the MP and the Police Crime Commissioner to raise concern at noisy motorbikes and to ask for greater action to be taken in future.

#### LPC279 **Generator at Longrock**

To consider concerns raised by a resident of Longrock, regarding the waste ground that was formerly Cornwall Farmers.

It was noted that there had been advice from Cornwall Council's enforcement team, with the local resident who had raised the concern being advised to keep a noise nuisance diary. There was concern also by the RSPB. The site has permission for industrial use. Action had been taken but there was little scope for action at this time.

**Resolved** – to write to St Aubyn Estate to raise concern at the situation and to ask that in future careful consideration be given to noise and air pollution, and impact on neighbours, with these nuisances to be kept to a minimum.

#### LPC280 Affordable Housing

Cllr Price-Jones reported that the CCLT were still interested in building affordable housing in Ludgvan but that an affordable site had not yet been found. **Noted.** 

| Traffic Survey  |
|---|
| To receive an update [Cllr Price-Jones]   |
| Cllr Price-Jones has a list of willing volunteers and a note-taker, ready to commence a survey in May, once the covid-restrictions had been lifted to enable the safe collection of impirical data.  Noted. |
| Funding opportunity – Community Renewal Fund  |
| To consider submitting an application for funding to re-build the Memorial Hall (Longrock) for a new use  |
| Members discussed the potential for funding, circulated prior to the meeting.   |
| An option for the Memorial Hall was suggested: to sell the site for development and then to build a community café with public toilets, using the proceeds.   |
| It was noted that the funding was geared towards towns, and it was likely that Cornwall Council would be more supportive of those bids which would support town funding initiatives already underway.       |
| There would be a need to demonstrate that the hall rebuild would help with coastal vitality.  |
| Resolved - not to apply for this funding.   |
| Suggested priorities for the incoming council   |
| Members considered priorities to suggest for the attention of the incoming council after the May elections:   |
| - business plan (including the effect of devolution on towns and parishes, including potential for partnership working with neighbouring parishes)  |
| Cllr Squire left the meeting at this point (8.37pm)   |
| PARTNERSHIP WORKING AND CONSULTATIONS   |
| Joint working with Marazion Town Council  To receive an update on the latest joint meeting with Marazion Town Council representatives, and to agree any matters to raise at the next joint meeting          |
| It was noted that that no joint meetings have been held since the last parish council meeting.  |
| Cornwall Council Consultation – European Sites Mitigation Supplementary Planning Document (SPD) adoption draft  To consider a parish souncil response to the consultation :                                 |
| To consider a parish council response to the consultation : <a href="https://www.cornwall.gov.uk/europeansitespd">https://www.cornwall.gov.uk/europeansitespd</a>   |
| Noted.  |
| ACCOUNTS AND GOVERNANCE   |
| Code of Conduct Training  |
| Members considered the report and recommendation from the clerk that all councillors should undertake Code of Conduct training early in the new council year. It was agreed that if                         |
|   |

|        | possible, whole council training to be arranged, and shared with another council if this was practicable and helped to reduce the cost to the council.  |
|--------|---|
|        | <b>Resolved</b> – that the council books a whole-council training session with CALC on the Code of Conduct, to be held soon after the May elections.  |
| LPC287 | 28 April meeting – AGAR approval / internal audit   |
|        | <ol> <li>To receive the report from the Internal Auditor for 2020/2021</li> <li>To approve the Annual Governance Statement for 2020/2021</li> <li>To approve the AGAR Accounting Statements for 2020/2021</li> </ol>  |
|        | This item was deferred to the end of the meeting.   |
| LPC288 | Advertising councillor vacancies, for co-option   |
|        | Members considered the clerk's report and the advice from CALC.   |
|        | <b>Resolved</b> – that an agenda item for the Annual Council meeting be approval for advertising for the co-option of new councillors, and the process to be followed, with a view to then immediately advertising vacancies, for co-option interviews and appointments to be made at the next following meeting of the council.  |
| LPC289 | Agreement of arrangements for Declaration of Acceptance of Office of newly elected Councillors, Chairman and Vice-Chairman  |
|        | Members considered the arrangements for newly elected councillors to sign their Declaration of Acceptance of Office this year, usually carried out with cllrs arriving early and signing them before the annual council meeting. Noting that with the return to physical meetings some cllrs may be cautious about attending, for health reasons, and so it was agreed that there should be provision for this. |
|        | <b>Resolved</b> - that the council agrees that following the May 2021 elections and in view of the ongoing pandemic, Declarations of Acceptance of Office (for Councillors, Chairman, and Vice-Chairman) may be made outside of council meetings, in the presence of the clerk, from 10 May to the date of the meeting following the annual council meeting.  |
| LPC290 | Returning to physical meetings  |
|        | To consider arrangements once the current regulations allowing remote meetings of the council ends, from 7 May 2021   |
|        | Members considered the written report circulated prior to the meeting, along with the draft risk assessment. The outcome of the court ruling earlier in the day was noted, with the finding being that local councils will have to return to physical meetings from 7 May in order to meet the requirements of the Local Government Act 1972.   |
|        | The clerk explained that the risk assessment, and plans for returning to physical meetings, takes account of the various means to help prevent the transmission of covid-19, and that no single type of precaution would provide the complete answer, and so plans should include a range of precautions, such as:  |
|        | <ul> <li>social distancing</li> <li>hand washing / sanitising</li> <li>ventilation</li> <li>adequate space in the venue</li> </ul>  |

- face coverings
- seating, layout, and movement of people around the venue
- whether there could be a way of checking whether people attending had been vaccinated
   noting that this was not likely to be an option
- whether attendees could be encouraged to carry out lateral flow tests for covid-19 prior to the meeting
- signage to make clear that people should not attend a meeting if they have covid symptoms, or had tested positive using a covid-19 test.

During discussion it was noted that there may be a need to consider alternative venues.

Members raised concerns that physical meetings would bring a greater level of risk with attendance by the public, especially if large numbers attended, eg for controversial issues.

It was noted that there continued to be outbreaks of the virus in the community and so arrangements for meetings needed to proceed with some caution, prioritising safety and working to reduce the risk of transmission of the coronavirus.

It was **agreed** that ideas worth exploring further included:

updating the scheme of delegation to enable items which do not require by statute a
decision at a council meeting, to be subject to discussion at a remote consultation
meeting, with the decision to be delegated to the Clerk, thus cutting down the amount of
time to be spent in physical meetings

**Resolved** – the clerk and Cllr Trudgeon to meet at the Oasis Centre to carry out a risk assessment, to report back to council. Cllr Price-Jones offered to help, in view of experience in covid-19 risk assessments for another organisation.

#### LPC291 Review of the Scheme of Delegation

To consider amendments to the Scheme of Delegation, for council decision making.

**Resolved** – that this item be deferred to the next meeting of the council, pending further advice from CALC following today's court ruling.

# LPC292 CALC Subscription 2021/22

To agree the renewal of the annual subscription

Members noted the value of membership of CALC in general, and in particular the value of their advice to local councils over the past 12 months with regard to the changes and decisions that councils had to make in response to the covid-19 pandemic and lockdown restrictions.

**Resolved** – to agree the renewal of the annual subscription and for the payment of £1,110.59 as set out in the payment schedule.

# LPC293 **Schedule of Payments**

To approve the payments to be made, as set out in the schedule appended to this agenda.

#### Resolved – that

- 1) the schedule of payments is approved for payment
- 2) the three payments relating to April salaries and employers costs be approved for payment, with payment date of 12 May 2021.

| Payee   | Purpose   | Amount<br>(inc VAT) |  |
|---|---|---------------------|--|
| Payments by online banking                              |   |                     |  |
| BrightPay   | Payroll licence 2021/2022   | £58.80              |  |
| Mark Ayotte   | Mend of pipe at Church Hill Allotments, and taps checked                    | £90.00              |  |
| Viking Direct   | Stationery supplies   | £41.57              |  |
| ICCM  | ICCM Membership and 2 x training (Cemetery Management and Compliance, EROB) | £419.00             |  |
| Ludgvan Community<br>Centre                             | Use of storage cabinet 1 Apr 20 to 31 Mar 21                                | £120.00             |  |
| Ludgvan Community<br>Centre                             | Use of storage cabinet 1 Apr 21 to 31 Mar 22                                | £120.00             |  |
| CALC  | Annual Membership subscription 2021/22                                      | £1,110.59           |  |
| L Dowe  | Clerk's salary (March) (note 1)   | £1,493.56           |  |
| L Dowe  | Clerk's expenses (March) (note 2)   | £67.70              |  |
| HMRC  | PAYE tax and NI (March) (note 3)  | £552.68             |  |
| Longrock Playing Field Association                      | Onward payment of Community Chest Grant, from Cornwall Council              | £330.00             |  |
| Simon Rhodes  | Final clearance, allotments 2 and 32, Church Hill                           | £224.00             |  |
| HMRC  | PAYE tax and NI (February)  | £553.97             |  |
| L Dowe  | Clerk's salary (April) (note 4)   | £1,493.56           |  |
| L Dowe  | Clerk's expenses (April) (note 5)   | £26.00              |  |
| HMRC  | PAYE tax and NI (April) (note 6)  | £552.88             |  |
| A30 Group (hosted by Derek Thomas MP)                   | Contribution to the consultant report – A Case for Action                   | £2,000              |  |
| Direct Debits   |   |                     |  |
| NEST pension scheme                                     | Pension contribution (March)  | £99.22              |  |
| Source for Business<br>(previously South West<br>Water) | Water, St Paul's Cemetery 22/1/21 to 8/4/21                                 | £10.74              |  |
| NEST pension scheme                                     | Pension contribution (April)  | £99.22              |  |

| LPC294 | Finance report and bank reconciliation  |
|--------|---|
|        | <b>Resolved</b> – to note the budget monitoring report and bank reconciliation. |
| LPC295 | Correspondence/communications None (circulated throughout the previous month)   |
| LPC296 | Agenda items for a future meeting   |
|        | i. Community Emergency Plans (first meeting after the Annual Meeting)           |

|        | ii. Review of Cemetery Regulations  |
|--------|---|
|        | iii. Annual Council agenda items:   |
|        | a. appointment of Chairman and Vice-Chairman  |
|        | b. appointment of committees and representatives to outside bodies                                      |
|        | c. update to bank mandate   |
|        | iv. To adopt the updated Code of Conduct  |
|        | MATTERS FOR DECISION, INFORMATION EXCLUDED FROM THE PRESS AND PUBLIC                                    |
| LPC297 | Exclusion of the press and public   |
|        | <b>Resolved</b> - that in accordance with s.1(2) of the Public Bodies (Admission to Meetings) Act 1960, |
|        | the Press and Public be excluded from the meeting during the consideration of the following             |
|        | business owing to the confidential nature of that business.   |
|        | business owing to the confidential flature of that business.  |
|        | CONFIDENTIAL ITEMS FOR DECISION   |
| 100000 |   |
| LPC398 | Cllr Elliott gave a report on confidential matters, as Cornwall Councillor for the area. <b>Noted.</b>  |
|        | Meeting adjourned at 9.25 pm, with the remaining item of business (LPC289 – AGAR approval)              |
|        | to be considered when the meeting is reconvened at 7pm on Wednesday 5 May 2021                          |
|        |   |
|        |   |
|        | Signed by Chairman:   |
|        |   |