**DRAFT**

**MARLDON PARISH COUNCIL MEETING**

Minutes of the Meeting of Marldon Parish Council held on

Monday 9TH September 2019 at 7.15pm

**PRESENT:** Cllr S Veasey, Cllr. Page, Cllr M Oliphant, Cllr J T Pennington, Cllr Webber, Cllr. Ward. Clerk to the Parish Council, Mrs S J Watt. Cllr. Hawkins (County)

**ALSO PRESENT:** 7 Members of the public.

A member of the public expressed disappointment at the way the Council was conducting its meetings. They requested that apologies were issued and that Cllrs. and others who left should also apologise. They also requested that the Chairman take control of the meeting to stop this kind of discontent which also affected the members of the public present. The Clerk tried to explain but was ignored. The Chairman apologised saying that he was new to the position. It was later explained to the public that those who had left the meeting had requested to do so and had been given permission by the Chairman to take a short break. That the heated discussions were regrettable but because a Cllr. had made personal statements the item had to be discussed.

A member of the public brought to the Councils attention that they had not been contacted by SHDC regarding the bonfires. It was suggested that James Kershaw be contacted to create a flyer which could be distributed to the community in Westerland. The Clerk will look into this.

There were new residents who requested information about TPOs in Poplars Drive/Weekaborough House.

**1. (09.19) APOLOGIES**.

Apologies received from Cllr. Clarke, Cllr. Palk & Cllr. Thorp

**2. (09.19) DECLARATIONS OF INTEREST:** None

**3. (09.19) APPROVAL of MINUTES 12/08/2019 -** approved as a true record of the meeting and duly signed by the Chairman after an amendment was made to the minute that Cllrs. Webber & Veasey had declared an interest.

**4. (09.19) MATTERS ARISING**. Cllr. Pennington requested the names of those who voted regarding the s106 funds should have been named. Therefore, an amendment to those minutes was recorded.

**5. (09.19) POLICE MATTERS**. Police not been in contact.

**6. (09.19) FINANCE.**

The Clerk/Responsible Financial Officer read out the current state of finances. Cllr. Pennington yet again, refused to sign the Clerk’s salary cheque and requested this was discussed during confidential matters. The Clerk insisted it was discussed immediately as members of the public were present and the Clerk did not want the public to think there was any misrepresentation or discrepancy. Cllr. Pennington claimed the Clerk’s wages were too high, it was explained to him that it had been agreed that the Clerk’s hours were increased from 6 to 8 hours per week when her Contract of Employment was agreed in May. It was further agreed in May that the Clerk would claim an additional 8 hours per month to cover the Audit, policy writing and ensuring all paperwork was in order, this was agreed as on-going. The Clerk again confirmed her salary was worked out by the Payroll Office of SHDC to confirm her wages, which also included a tax rebate. The Clerk repeated what she had said at the last meeting and was highly embarrassed and that she actually gave over 30 hours a week to the Council for which she did not put in for payment. The Clerk unfortunately had to leave the room with the Chairman’s’ ok. Two other Councillors also left in disgust at the proceedings. All returned within 5 mintues. Cllr. Pennington also questioned the other payments; he was informed that they were regular contracted services to which the Council had signed up to. The Council voted in favour of all payments to be actioned. Cllr. Pennington requested his name was minuted as voting against the payments.

Further, Cllr. Pennington was again requested to handover The Clerks Contract of Employment, he stated that he had spoken to the Monitoring Officer who had said he could retain a copy. The Parish Council requested the Clerk gain confirmation of this as it was contrary to GDPR rules. It was explained to Cllr. Pennington that the Monitoring Officer had agreed to him only having SIGHT of the document and if the Contract had been signed off and minuted then Cllr. Pennington was breaking GDPR laws if he continued to retain a copy. Cllr. Veasey (the Chairman) requested that Cllr. Pennington hand over the document to him and if he failed to do, a report would be sent to the ICO (Independent Commissioners Office).

It was proposed by Cllr. Pennington and seconded by Cllr. Webber that the Finance Report was sent to all Cllrs. prior to the meeting. The vote was 5 – 1 in favour.

The Clerk reported that there was on-going problems relating to the additional signatories on the Bank of Ireland accounts. The BOI was now requesting a new mandate was agreed, as they had wanted the Cllr. from 2007 to confirm the new signatories. The Clerk had explained to the Bank that this was a Council and that members changed. The Bank insisted on a new mandate being minuted. Therefore, Cllrs. Veasey, Page and Oliphant were duly proposed as additional signatories by Cllr. Webber and seconded by Cllr. Ward. All voted in favour of the new mandate.

The Clerk further reported that she was going to be speaking to Kirk Fencing and A.R. Hood regarding the cliff repairs and would report at a later date.

The following payments were submitted for approval:

**Payments- Main a/c:**  £

Clerks Salary, expenses, office allowance and stationery sundries **£670.78**

Plandscape – Grass Cutting for June **£119.70**

**BANK ACCOUNTS as at 30 July 2019**

Main Account as at 30 August 2019: £21,223.74

P3 Account as at 30 August 2019: £580.64

Environment Account as at 30 August 2019: £172.83

NS&I Investment Account Balance at 31/12/2017 £21,018.72

**Total Balances held by Marldon Parish Council at 30 May 2019: £42,995.93**

**7. (09.19)**  **Committees**  - Personnel: this item was again deferred to the next meeting.

**Neighbourhood Development Plan**:

Brief update given by the Clerk. Documentation now received. Dates to be considered to review the current situation and establish a Working Group to assist in moving the NDP forward.

**8. (09.19) PLANNING:**

**2404/19.HHO:** 1 Moorview Crescent, Marldon. APPROVAL

**9. (09.19)MEG REPORT**

MEG report is attached.

**10. (09.19)**  **Highways:**  Cllr. Oliphant requested the Clerk find out why the road was closed at Compton Pool Cross and an entrance created into the field which appears to be a site entrance. It is believed this is a Devon Hedge and should not have been removed.

**11. (09.19) Committee Reports/ District & County Reports:**

**Allotments** – No report.

**Public Grounds:** No report.

**District Report:** Cllr. Pennington reported that the application for Westerland Dale had been refused. The refusal was at the request of Highways as it was not in keeping with the area.

**County Report:**

Cllr. Hawkins reported that Totnes Town Council would like to work with Marldon on a joint project regarding the lengthsman. The Clerk reported that she had been approached by Totnes Town Clerk and that a meeting was being arranged with the Clerks from surrounding Parishes to establish a way forward for this project. The Clerk will report in due course.

Cllr. Hawkins commented that it would be a good idea to contact Stevie Rogers of Dartmouth Green Community Partnership for ideas for MEG.

20 is Plenty – forms from P3 (The Clerk to contact)

Cllr. Hawkins also made a Point of Order: Cllr. Pennington cannot vote on Planning Applications on Marldon Parish Council as this conflicts with his role as District Councillor and District’s decisions on planning applications.

This was duly noted and will be monitored accordingly.

**12. (09.19) MARLDON VILLAGE HALL :** This is on-going, the Village Hall Council are aware of the situation and the Clerk is meeting the Caretaker in the next couple of weeks to discuss funding for the Village Hall and also have sight of the cliff repairs.

**13. (09.19) COMPTON REPORT:** Cllr. Oliphant reported a long standing resident, Bee Thomas aged 95yrs had sadly passed away and her funeral will be held on 27/09/2019 if anyone wished to attend. Cllr. Oliphant reported that residents in Compton had problems with parking in Widdicombe Lane which is being used as a layby. It was requested the Clerk writes to Torbay Council and the Police.

**14. (09.19) s106 FUNDS UPDATE:**  Date arranged to discuss options for use of remaining funds i.e. Broomfield Meadow and Tor Field is Wednesday 16th October 2019 at the Village Hall. This is an informal working group meeting. All suggestions will be discussed for approval at the November Parish Council Meeting. The Clerk reported that she had walked around Broomfield meadow and found dog fouling which was fresh in quite a few places. Cllr. Hawkins suggested contacting Dai Antill at SHDC who may be able to provide Dog No Fouling signs. The Clerk also reported she was still in the process of obtaining designs and ideas and quotes for Tor Field and it all looked extremely exciting.

**17. (09.19) CLERKS REPORT:** GDPR – it was again requested that Cllrs. ensure they destroy any paperwork which conflicts with the GDPR laws. The Date for the Cllr. training had been confirmed as Tuesday 22 October 2019 at 7pm in the Village Hall. Budget needs need to be sent to the Clerk as soon as possible. Cllr. Veasey stated that stone walls and fencing is required. The Clerk will be holding the first surgery next month. The Clerk informed the Council that there was currently a grant for War Memorials, it was agreed unanimously that the Clerk apply for a grant to maintain Marldon’s War Memorial.The grant was up to a maximum of £250.00. The Clerk reported that there needed to be an analysis of the work carried out by the Lengthsman, Plandscape and MEG – this would be discussed at length at the MEG working group meeting scheduled for October. It was also unanimously agreed that Chapter 8 training be sought for members of MEG and possibly another potential lengthsman. Proposed by Cllr. Veasey and seconded by Cllr. Webber

**18. (09.19) BUSINESS AT DISCRETION OF CHAIR (for noting only)**.

The Chairman, Cllr. Veasey again requested the Clerks Contract of Employment was handed to him by the next meeting; failure would result in the ICO being informed.

**20. (09.19) DATE OF NEXT MEETING.**

Monday 14th October 2019 @ 7.15pm

The meeting closed at 21:45hrs

Signed By.................................................. Cllr. Veasey (Chairman) – 14th October 2019