

## **DRAFT MINUTES**

**At a future meeting the council will consider the accuracy of these minutes, so they may be subject to change. Please check the minutes to that meeting to confirm whether or not they have been amended.**

### **MINUTES OF A MEETING OF FOWEY TOWN COUNCIL HELD ON WEDNESDAY 21<sup>st</sup> APRIL 2010 AT FOWEY TOWN HALL**

#### **09/240 Present**

The Mayor Cllr Mrs A Boosey (arrived late due to representing FTC at the Cornwall Council Area Planning Meeting)  
The Deputy Mayor Cllr J Berryman  
Councillors K Alexander, A Baker, Mrs S Gudmunsen, N Mason, J Penprase, Mrs J Vincent and T Vincent

#### **In Attendance**

The Town Clerk, Sally Vincent  
4 members of the public  
1 member of the press

In the absence of the Mayor (Cllr Boosey) the Deputy Mayor (Cllr Berryman) took the chair for this meeting.

Katherine Alexander recited and signed the Declaration of Acceptance of Office and was welcomed as a member of FTC.

#### **09/241 Apologies**

Apologies were received and accepted from Cllr Mrs R Finlay (work commitment)

#### **09/242 Declaration of Interests**

- a. In items on the agenda.  
Cllr Penprase declared a prejudicial interest in Accounts for Approval and all matters concerning the Town Hall Cleaner/Caretaker.
- b. Of gifts to a value in excess of £25.00.  
None

#### **09/243 Public Questions/Police Report/ Cllr Participation/ Police Report**

Police Report – full report attached at appendix 1.

PC David Lea introduced himself as the new Neighbourhood Beat Manager for Fowey and Lostwithiel and reported 14 crimes and 37 incident logs in the period 19<sup>th</sup> March – 20<sup>th</sup> April 2010.

##### **Public Questions**

A resident from Windmill asked for FTC's support for the residents of Windmill House as he considered that the quality of service provided by Ocean was inadequate and did not ensure a safe environment for the residents. It was agreed that the Clerk should write to Ocean to clarify the position.

Mr Jim Fisher advised the meeting that he had been operating his boat from Town Quay and providing river trips since 2004. However, the right to trade from the quay was restricted by means of advertising boards and Restormel Council and now Cornwall Council had limited this to 6 boards. He was keen to work from the quay during 2010 and asked FTC to consider

increasing the number of licences/boards when the property was returned to the town; Cornwall Council had advised him that it would not be making any changes to the current arrangements because of the imminent transfer. The Clerk confirmed that Mr Fisher was at the top of the waiting list and that she had received a letter from his solicitor querying the position. She had advised him that currently FTC had no power to make any decisions with regard to the use of the quay and that Cornwall Council had given a verbal undertaking that no changes to existing licenses would be made without consultation with FTC.

**09/244 Minutes of Meeting of 17<sup>th</sup> March 2010**

Proposed Cllr Mrs Vincent, seconded Cllr Vincent and RESOLVED that the minutes be confirmed and signed by the Chairman.

**09/245 Matters Arising not on the Agenda (for report only)**

09/232. The Clerk confirmed that she understood that Cornwall Council would be securing the seats in the forward position and including the area of the quay in front of the Waterfront in Mr Billingsley's 2010 license. Cllr Baker requested that it be minuted that, in his opinion, this would make Cornwall Council complicit in breaching planning regulations.

**09/246 To receive and note the minutes, if any, of FTC Committees**

**Planning** - minutes noted.

**FAC** – no report.

**Environment** – Cllr Baker notified members that path from Torfrey to the parish boundary was an unclassified road - U6143. The same unclassified road, U6143, then continued from Lanherriot to Penventinue Lane. However, the track joining these two sections was not defined as a right of way, although walkers and horse riders had regularly used it over many years. St Sampson parish council had identified the problem and it was possible that one of its members would undertake the work required to have it classified but, if not, Cllr Baker considered that it should be followed up by FTC. He proposed, Cllr Mason seconded and it was RESOLVED that the matter should be passed back to the Environment Committee to take whatever action necessary.

**Town Hall** – It was noted that the redecoration of the main Hall had been completed.

**Finance** – minutes noted. Cllr Mason clarified further under agenda item 09/258.

**09/247 To receive the Mayors Report – *report attached at appendix 2***

The Clerk read the Mayors Report on behalf of the Mayor

**09/248 To receive the Report from the Cornwall Councillor**

No report.

**09/249 To receive and consider reports from representatives of the Town Council on other bodies**

**Fowey Estuary Partnership** – no report.

**du Maurier** – no report.

**Forum** – report under agenda item 263.

**Chamber of Commerce** – no report

**Community Network Panel** – no report

**Cornwall Towns Association** – no report

**09/250 To receive the Town Clerks Report**

The Clerk reported that:

- A quote had been received from Robert Morcom to supply stone and regrade the grass verge to create a safe, flat footpath between the Tristan Stone and Hillhay. Cllr Mason confirmed that the work had been put on hold because the Fowey in Bloom committee would need to resite the daffodils before the work could commence.
- Sponsorship/advertising on litter-bins on Town Quay. Cornwall Council had advised that Mr Perrin should apply to the CC planning department with regard to the possibility of sponsoring/advertising on a litter-bin; FTC would then be automatically consulted. Cllr Gudmunsen advised that she had already secured 6 sponsors for bins throughout Fowey and one in St Austell. Also, in conjunction with Sam Brett (Serco), it had been arranged that Mr Perrin would be permitted to sponsor a bin on the quay. The Clerk expressed disquiet about this information as, not only did it go against the advice she had been given by Cornwall Council with regard to Mr Perrin's request, if it was correct it would mean that Cornwall Council had acted without proper consultation with FTC in respect of TQ as promised, merely with an individual Cllr, which was unacceptable. The Clerk was asked to clarify the position with Serco.

**09/251 Accounts for Approval**

Cllr Vincent proposed, Cllr Mrs Vincent seconded and it was RESOLVED that accounts to the value of £4135.49 be approved. Copies of the Budget Tracking Report and the Current Assets Report had been circulated before the meeting.

**09/252 Adoption of Annual Accounts to 31<sup>st</sup> March 2010**

Cllr Mason confirmed that he had carried out an internal audit of the accounts and noted that the council had come in under budget for the year, although this was only because the budgeted monies for the purchase of TH/TQ and an election had not been called upon. Having supplied further clarification of the figures Cllr Mason proposed, Cllr Mrs Vincent seconded and it was RESOLVED that the Annual Accounts should be adopted by FTC

**09/253 Adoption of Statement of Assurance to 31<sup>st</sup> March 2010**

Members having responded to the questions in the affirmative, Cllr Mason proposed, Cllr Mrs Vincent seconded and it was RESOLVED that the Statement of Assurance to 31<sup>st</sup> March 2010 should be adopted by FTC.

**08/254 Nominations for Committees for the Civic Year 2010/2011 (for ratification at the Annual Meeting of the Council)**

The following nominations were made for Committees:

- Planning – Cllrs Alexander, Boosey, Gudmunsen, Penprase, Mrs Vincent
- Environment – Cllrs Baker, Finlay, Mrs Vincent, Vincent
- Finance – Cllrs Boosey, Gudmunsen, Mason, Penprase
- FAC – Cllrs Alexander, Baker, Berryman, Vincent
- Town Hall – Cllrs Gudmunsen, Penprase, Mrs Vincent, Vincent
- Webmaster – Cllr Baker

**09/255 Correspondence**

The correspondence file was left 'on the table'

**09/256 Resolutions from Councillors**

None.

**09/257 Arrangements for Mayor Making 2010**

Cllr Berryman confirmed that the invitations were in the process of being printed and the Civic Service would be held in St Fimbarrus Church on 30<sup>th</sup> May at 11am. It was agreed that Cllr Boosey would nominate Cllr Berryman as Mayor with Cllr Penprase to second and Cllr Mrs Vincent would nominate Cllr Boosey as Deputy Mayor with Cllr Berryman to second.

**09/258 Town Hall/Town Quay Complex**

The Clerk reported that the transfer was still moving forward, with pre-contractual enquiries completed by Cornwall Council. The matter was now with legal; several issues had been identified and were in the process of being resolved. With regard to the survey commissioned by FTC, Cllr Mason referred members to the minutes of the meeting of the Finance Committee dated 16<sup>th</sup> April and noted that FTC must accept that there would be some defects in a building dating from 1790 and would need to budget for ongoing maintenance work. Details of the urgent work identified in the survey had been passed to Cornwall Council with a request for rectification and a response was awaited. Cllr Baker highlighted that clarification was needed with regard to the presence of asbestos and the need for a Fire Risk Assessment and an electrical survey. Cllr Mason responded that the Finance Committee had recommended that FTC commission an independent electrical survey and the Clerk reported that the surveyor had verbally confirmed Cornwall Council's assertion that, if asbestos was present in the aquarium roof it would be considered safe unless disturbed/damaged, although it had not been possible to carry out a visual inspection because the roof was boxed in. Cllr Mason continued by noting that the Finance Committee recommended that the Town Clerks hours should be increased by 2 hours per week from 1<sup>st</sup> April 2010 in order to implement the takeover, to be reviewed after 12 months. Overtime should continue to be paid if it proved necessary. Additionally, the current Town Hall Cleaner contract should be terminated and a dedicated Cleaner should be employed in the Town Hall for 2 hours per week. It was proposed by Cllr Mrs Vincent, seconded Cllr Gudmunsen and RESOLVED that the actions/recommendations contained in the Finance Committee minutes should be adopted by FTC.

**09/259 St Catherines Castle Lights**

Cllr Baker reported that the proposals put forward by the lighting specialist had been unacceptable and he had asked for revisions.

**09/260 'What Fowey Means to You' Murals**

Cllr Mrs Vincent reported that an 8 x 4 board had been completed and would be erected early in May.

**09/261 FTC Website**

Cllr Baker reported that the situation was unchanged.

The Mayor, Cllr Boosey, arrived and apologised for her unavoidable late arrival.

**09/262 Squires Field Play Area**

Cllr Penprase reported that an exhibition had been staged at the Community College with children and young people invited and asked for feedback on their preferred equipment. Work

was now being undertaken to finalise the report on the consultation and then the project would go out to tender.

**09/263 Questions under Standing Order 21**

The Mayor reported on the Forum AGM

- Chris Varco of Imerys had reported on the Eco Town development
- The King Harry Ferry Company in Falmouth had started an Oyster Card system and would like to roll the same system out in Fowey
- The Forum was ready to begin the updating of the Parish Plan. The Mayor had offered to join the working group and had suggested that the Mayor Elect should also be involved in the project.

Cllr Mrs Vincent requested leave of absence from FTC during June/ July 2010.

**09/264 Date of Next Meetings**

Planning – to be confirmed

Annual Parish Assembly – 28<sup>th</sup> April 2010

Annual Meeting of the Council/Mayor Making – 26<sup>th</sup> May 2010

**Meeting Closed**      8.25pm