

## FILEY TOWN COUNCIL

### ORDINARY MEETING HELD 15 JANUARY 2014

AT 7.00pm

Present : Councillor John Shackleton (Chairman) and Councillors Susan Bosomworth, Kerry Burton, John Casey, Diane Glavill, John Haxby, Eddie Holden, Jeff Meek, John Thurston, Richard Walker, Kevin Wilkie, and Tony Willis.

Also present : Boro Cllr Mike Cockerill, Cty/Boro Cllr Sam Cross, Sgt Chris Gosling, North Yorkshire Police, Natalie Bosomworth, Filey Bay Today editor, Mrs Gina Robinson Town Clerk, Mrs Maureen Prentice Deputy Town Clerk, and 3 members of the public.

Cllr Shackleton reminded everyone present of the emergency evacuation procedure in the event of an emergency taking place. He also went on to remind members of the Town Council as well as the press and public present of Standing Order No 1 (m) – Photographing, recording, broadcasting or transmitting the proceedings of a meeting by any means was not permitted without the Council's prior consent.

Cllr Holden expressed thanks to the members and staff for the Golden Wedding card he had received.

Cllr Shackleton requested that all present stood for one minute's silence in memory of the late Albert Skinner who had been Filey's first Honorary Citizen.

#### NOTICE OF MEETING

**RESOLVED : That Public Notice of the meeting had been given in accordance with Schedule 12, para 10(2) of the Local Government Act 1972.**

**006/014**

#### APOLOGIES

Apologies had been received from Cllr Marion Wright (ill health).

**RESOLVED : That the above apology be accepted.**

**007/014**

#### DECLARATIONS OF INTEREST

The Chairman reminded members of the need to consider whether they needed to declare a disclosable pecuniary interest (DPI) or personal interest, as detailed in Appendix A and Appendix B of the Town Council's Code of Conduct.

**RESOLVED : That it be noted no declarations of interest were made at this point. 008/014**

*Cllr Willis stated that he would need to declare a personal interest whenever the County Council's Contractors Ringway were discussed as his son was an employee.*

**RESOLVED : That Cllr Willis's personal interest in some County Council items be noted. No further declarations of interest were made at this point.**

**009/014**

#### NORTH YORKSHIRE POLICE

Members had been circulated with a copy of the Police Report and Sgt Gosling stated that the crime figures were down significantly on the previous year and they had had a quiet December. He went on to state that a female had been arrested for theft at Tesco's and could not now enter parts of Filey until after the court case had taken place. 5 cars were damaged and two males subsequently arrested. Cllr Casey that he had noticed that caravans had been damaged at the Seadale Camp and Sgt Gosling commented that copper pipe had also been stolen over the weekend from the camp. Cllr Casey commented that he had read a notice which was posted on the Three Tuns and enquired what this was about to which Sgt Gosling stated that at their previous licensing review they had to comply with several conditions however just before Christmas a party with lap dancers had been held as well as several other incidents over the past few months therefore the Police were taking the premises for another review.

Sgt Gosling stated that there had been a burglary on Wharfedale in Filey which was a rare occurrence but also one at Hunmanby and it was believed that a black car was involved.

Cllr Willis commented on a scrap man driving round which had caused him some concern.

There being no additional comments it was :

**RESOLVED : That the Police Report be accepted and additional comments noted. 010/014**

**PUBLIC QUESTION TIME**

A member of the public asked what was happening to the former Wine Cellar shop on Belle Vue Street as it looked awful. The Clerk stated that she could contact North Yorkshire Building Control and request that they inspect the building.

**RESOLVED : That the Clerk contact North Yorkshire Building Control. 011/014**

A further member of the public enquired about further pollarding of the Crescent Gardens trees as 4 had been pollarded approx. 2 years previous and were now showing vigorous growth. Boro Cllr Cockerill stated that he had made enquiries with the Borough Council's Tree Officer, Mr Phil Yardley regarding a further pollarding and had been informed that the trial basis was over 5 years and therefore this would not be undertaken at the present time, however Boro Cllr Cockerill would contact Mr Yardley again on this matter.

**RESOLVED : That this be noted and members await a future report from Boro Cllr. Cockerill on this matter . 012/013**

**MINUTES**

Ordinary Council held 11 December 2013

**RESOLVED : That the Minutes of the above meeting, as circulated and taken as read, be and are hereby approved as a true and correct record of the proceedings thereat with Minutes 855/013 to 891/013 inclusive being accepted by the full Council and action be taken thereon as necessary. 013/014**

Planning Meeting held 12 December 2013

**RESOLVED : That the Minutes of the above meeting, as circulated and taken as read, be and are hereby approved as a true and correct record of the proceedings thereat with Minutes 892/013 to 896/013 inclusive being accepted by the full Council and action being taken thereon as necessary. 014/014**

Planning Meeting held 13 January 2014

**RESOLVED : That the Minutes of the above meeting, as circulated and taken as read, be and are hereby approved as a true and correct record of the proceedings thereat with Minutes 001/014 to 005/014 inclusive being accepted by the full Council and action being taken thereon as necessary. 015/014**

**REPORT OF WORKING PARTY MEETINGS**

Filey Town Guide/Map

Members had previously been circulated with a copy of the Report of the meeting held on the 17 December 2013 and it was :

**RESOLVED : That the above Report be accepted. 016/014**

**TO RECEIVE ITEMS FROM PREVIOUS MINUTES WHICH REQUIRE FURTHER CONSIDERATION**

Min 260/013 Public Toilets

Members were informed that the new public toilets at the rear of the Concert Hall, John Street, Filey were officially opened by the Town Mayor and Borough Mayor on Monday 23 December 2013. Cllr Casey commented that the toilets coin slot machine did not seem to be working satisfactorily however Cllr Shackleton considered that all the contractors involved had done a marvellous job.

Standing Orders were suspended at this point  
to permit Boro Cllr Cockerill to speak

Boro Cllr Cockerill stated that the lock mechanism had been set to a 5 second delay at the factory following the insertion of the 20p however this setting had now been amended to 10 seconds and he had witnessed it working that day. Cllr Meek commented that there were no signs in Murray Street indicating that there were public toilets in John Street and Boro Cllr Cockerill stated that at the present time there were no plans to introduce these and suggested that a letter be sent to the Borough Council requesting signs.

*Standing Orders were re-instated at this point*

**RESOLVED : That the information received be duly noted.** **017/014**

Min 879/013 Country Park Litter Bins and Night Toilet facilities, Filey Bus Station

Members had previously been circulated with a copy of the email reply from SBC Officer Shane Barker regarding the litter bins in Filey Country Park stating that these had been replaced by double litter bins with some being repositioned to improve their potential for litter catchment and that this project was the last part of the 4 year programme to improve and replace litter bins in the Filey area. Cllr Haxby commented that the bin down Arndale had been removed but not replaced and requested that Mr Barker be asked as to where it had gone and why. With regard to the night facilities at Filey Bus Station, members were informed that these were withdrawn a couple of years ago due to persistent anti-social behaviour and abusive behaviour towards staff therefore there were no night facilities during the winter months, however in summer the toilets at Filey Foreshore were available 24 hours. Members wished to query the figures quoted stating that there had only been one incident of anti-social behaviour and request that this night facility be resumed.

**RESOLVED : That the content of the emails be duly noted and further correspondence be sent to the Borough Council with the above queries.** **018/014**

**TO RECEIVE ITEMS FROM PREVIOUS MINUTES WHICH MAY NOT REQUIRE FURTHER DISCUSSION**

**RESOLVED : It be noted that no items had been received.** **019/014**

**FINANCE**

**RESOLVED : That members accepted the financial payment schedules for the following accounts and agreed to pay the amounts detailed thereon.** **020/014**

<b>General Fund :</b>	<b>12 – 31 December 2013</b>	<b>£ 6,915. 95</b>
	<b>1 - 15 January 2014</b>	<b>£ 3,227. 34</b>
<b>Investment Account :</b>	<b>1 - 15 January 2014</b>	<b>£ 48. 00</b>

**NORTH YORKSHIRE COUNTY COUNCIL**

Report from County Councillor

Cty Cllr Sam Cross had submitted an email report which had been circulated to members a copy of which is attached hereto (Appendix 1). Cty Cllr Cross stated that with regard to the cars parking on Cargate Hill, he had arranged with Mr West to install cones on the hill to try and deter the parking and these could be used for a total of 14 days, he had also requested that a traffic order be considered for no parking on both sides of Cargate Hill, should the Town Council members support this. He went on to inform members that the decision would be made regarding the proposed cuts to bus services by the County Council on 21 January.

**RESOLVED : That the contents of the written report and additional information be duly noted.** **021/014**

Updated Highway Report

Members had previously been circulated with a copy of the updated Highways Report from Mr N West, Area Manager NYCC Highways for information. Cllr Casey stated that he had previously requested that the double yellow lines be re-instated on Queen's Terrace and Cty Cllr Cross stated that he would pursue this. Cllr Willis stated that at the last Traffic Management meeting he had drawn attention to the drains being blocked adjacent to the Brig Complex and Station Approach which resulted in rainwater running onto the highway in these locations. Cty Cllr Cross commented that all members received notification of his site meetings with Mr West and were invited to attend to enable them to put such matters forward. Cllr Haxby commented that 3 Police transit vans had been parked on John Street outside the Visitor Centre and considered that in the public interest they should desist in this practice as they are stopping those wishing to shop in the area from parking.

## Filey Town Council 15 January 2014

### Updated Highway Report (cont)

It was agreed that a letter be sent to the Police regarding this parking of Police vehicles. With regard to Murray Street, members were asked to consider whether a TRO to widen the carriageway outside the Spar supermarket and Bank to accommodate a loading bay to permit the free flow of traffic however members considered that what was needed was the parking regulation signs to be correct so that action could be taken by the Traffic Wardens rather than the narrowing of the footpath. It was also suggested that delivery times to the supermarket should be restricted. Members were also requested to consider the introduction of a TRO for double yellow lines on both sides of Cargate Hill which they approved however they requested that the double bar markings be also included to prohibit any parking including disabled.

**RESOLVED : That the above be duly noted and a request be sent for the introduction of a TRO for both sides of Cargate Hill including the double bar markings. 022/014**

### Temporary Prohibition of Waiting by Motor Caravans

Members had previously been circulated with confirmation of Road Traffic Regulation Order on various roads in the Borough including, the Beach Road, The Crescent and Crescent Hill in Filey.

**RESOLVED : That the above be welcomed. 023/014**

### Motor Home Prohibition Signage

Members had also been previously circulated with notifications of the locations of proposed signage for consideration and comment which had been submitted by Borough Councillor Cockerill due to many locations being on Borough Council land. Boro Cllr Cockerill informed members that he had requested a site meeting with County Officers as 4 of the signs were proposed for the seafront where none existed at the present time. Members also agreed with Boro Cllr Cockerill that the signs proposed in the town, whilst needing to be prominent, should not be sited on the kerb side.

**RESOLVED : That members supported the comments of Boro Cllr Cockerill. 024/014**

### Filey Station Level Crossing

Members had been circulated with a copy of the notice of Temporary Traffic Order between 12 April 2014 to 13 April 2014 for essential track maintenance for their information. Cllr Meek informed members that he had contacted Centurian Traffic Management to ascertain the facilities for pedestrian access and had suggested that able bodied pedestrians be permitted to use the bridge in the station to cross the rail line rather than have to wait up to ten minutes for a crossing point to be cleared although disabled would have no option but to wait for this facility.

**RESOLVED : That this be noted. 025/014**

### North Yorkshire Superfast Broadband Programme

Members had previously been circulated with a copy of an email for information from Ms L Walker, Community Project Executive, regarding the forthcoming implementation of superfast fibre broadband in Filey. The Clerk informed members that she had requested further information and had invited Ms Walker to attend a future meeting.

**RESOLVED : That the information be duly noted. 026/014**

## **SCARBOROUGH BOROUGH COUNCIL**

### Report from Borough Councillors

Boro Cllr Cross was asked by Cllr Haxby as to whether they were any closer to getting the fencing removed from Church Ravine roadway and was informed that after the repair work to the wall had been completed then these should be removed which he hoped would be by Easter 2014. If necessary some form of barrier would be placed on the banking to stop any future fall of debris.

Boro Cllr Cockerill had submitted a written report which had been circulated to members a copy of which is attached hereto (Appendix 2) and went on to give a verbal update (Appendix 2A) which included the following topics : Council Tax 2014/15; Funding bids; Evron Centre Toilets; Filey Flood Alleviation Scheme and Bridge Hole.

## Filey Town Council 15 January 2014

### Report from Borough Councillors (cont)

With regard to the Filey Flood Alleviation Scheme he enquired whether members would permit a link from the FFAS web page of progress to the Town Council's website to enable residents to monitor this. Members approved this suggestion.

**RESOLVED : That the reports be accepted and other information noted. 027/014**

### **TOWN CLERK'S REPORT**

#### Outstanding Matters from previous meetings

The Town Clerk enquired as to whether the Evron Centre Toilets item could be removed from the list and replaced with future progress reports and this was confirmed.

**RESOLVED : That the above comments be noted. 028/014**

#### Diary Dates for Members

Members had been circulated with a list of various dates of meetings and events etc. during the forthcoming month. Attention was drawn to the amended date of the next Planning Meeting to 10 February 2014 from 3 February 2014.

**RESOLVED : That members would make a note of the dates submitted plus amendment to date of next Planning meeting. 029/014**

#### Mayoral Engagements

Members had been circulated with a list of engagements for January and early February 2014. Cllr Shackleton informed members that his sponsored cycle ride on Saturday 15 February 2014 would now commence at Driffield and end in Filey. Whilst this was a personal event he requested the support of the Town Council in his endeavours to raise money for local charities.

**RESOLVED : That the list of engagements be noted and full support be given to Cllr Shackleton for his personal sponsored cycle ride in February. 030/014**

#### Honorary Citizen of Filey

Members and staff attended the funeral of Mr Albert Skinner, Honorary Citizen of Filey at 1pm on 15 January 2014 at Filey Methodist Church followed by interment at the Lawns Cemetery.

**RESOLVED : That this be noted. 031/014**

#### Christmas Card Collection

Members were informed that the collection for the local branch of the Marie Curie Cancer Care instead of members and staff sending Christmas Cards had raised £70 and this would be presented to the local branch possibly at the Annual Council Dinner in March 2014.

**RESOLVED : That the above information be noted. 032/014**

#### Report on items raised at Public Question Time

All questions raised had been responded to at the meeting.

**RESOLVED : That this be noted. 033/014**

### **REPORTS FROM COUNCILLORS ON OUTSIDE ORGANISATIONS**

Members were requested to give a report if they had attended any meetings of any other outside organisations between 12 December 2013 and 15 January 2014.

**Cllr Willis** stated that he had attended meetings of Filey Museum and a fire assessment of the building had taken place as well as inspection of the electrics and plumbing. It was also considered that 4 additional finger signs were needed around the town for the Museum although the cost of these needed investigation.

*Standing Orders were suspended at this point*

Boro Cllr Cockerill suggested that finger posts in respect of the new public toilets could be included. Mrs Kath Wilkie stated that the Museum was also applying for re-accreditation in the New Year.

*Standing Orders were re-instated at this point*

**REPORTS FROM COUNCILLORS ON OUTSIDE ORGANISATIONS** (cont)

**Cllr Walker** stated that he had attended a meeting of the Filey Branch of the Royal British Legion who were proposing to hold a candlelit service in Memorial Gardens on the evening of Monday 4 August 2014 in respect of the commencement of WW1 and they had requested that members of the Town Council also take part in this event. After a brief discussion it was agreed that the Town Council support this in principle.

**RESOLVED : That the above report and further comments be noted.** 034/014

**EXCLUSION OF PRESS AND PUBLIC**

**RESOLVED : That under the Public Bodies (Admission to Meetings) Act 1960, members of the press and public are excluded for the following item of business in view of the confidential nature of the business to be transacted.** 035/014

*Cllr Holden and members of the press and public left the meeting at this point*

**Filey Community Sports Club**

Cllr Willis gave a confidential verbal report on his role as Executive Member of the above Club and highlighted his concerns in some areas. Members noted his comments and asked him to keep them informed of future developments.

**RESOLVED : That Cllr Willis be thanked for giving his confidential report the contents of which were duly noted.** 036/014

**REQUESTS TO OBTAIN OR PRESENT INFORMATION**

**RESOLVED : It be noted that no items were raised.** 037/014

*Under Section 17 of the Crime & Disorder Act 1998 members considered that none of the above decisions would impact on crime and disorder*

*The meeting closed at 9.40pm*

Councillor John Shackleton  
Town Mayor & Chairman

**NORTH YORKSHIRE COUNTY COUNCIL REPORT**

**APPENDIX 1**

**From:** S CROSS [mailto:fileysam@btinternet.com]

**Sent:** 08 January 2014 19:48

**To:** Town Council

**Subject:** NYCC Monthly Report

You have received the report on the Roads when Cllr.Shackleton and myself walked round Filey with Nycc officers

One ongoing problem has been the Parking on Carr gate Hill and I have asked Mr West to have cones put down on a temporary basis.

One important matter at County which concerns Filey is the cuts to Bus Services this was postponed on the Executive Meeting on the 7th till the next on 21 st.

There is no NYCC meeting this month.

I have also been asked to be a Trustee of Dial a Ride in Scarborough which I have accepted

If you have any queries please contact me on 07774675194 .

**SBC UPDATE from MJC****1. Bridge Hole**

Work continues with an expected completion date of late February, I am visiting the fabricators prior to your meeting and expect to be able to provide a progress report. The work is progressing well and I believe the new bridge will look very similar to the original built in 1894.

The colour scheme will be very similar to the previous one but the main beams will be in a Battleship Grey, a similar colour to that of the concrete of the deck slab.

The main colour, that used for the handrails and the façade, will be "Filey Blue" – BS 20C40.

**2. Filey Flood Alleviation Scheme**

The monthly meeting of the Project Team took place last month during which we received an update of progress to date.

That evening we met all the owners of land or property in the vicinity of the suggested route of the earth moving to create the swales and temporary storage areas.

The meeting was positive with none raising any objections to allowing access to their land for the purposes of Ground Investigation.

I have also offered the opportunity for one to one meetings for any landowners who don't wish to speak with a wider audience present.

**3. Southdene**

A report is scheduled to go to Cabinet in February recommending the grass courts are marketed.

**4. Tidal Surge damage**

Most of the damage caused during the tidal surge last month has been repaired, the major outstanding work is the replacement of the railings and stanchions near the seafront Crazy Golf.

**5. Motorhomes Signs**

I have been consulted, as the relevant Portfolio Holder, in regard to the location of the new signs along The Beach where the suggested position is on or adjacent to SBC land.

I have forwarded the draft planned locations to your Clerk to allow the Town Council to discuss the current proposals.

I have expressed concerns in regard to the location of some other signs where the posts are positioned on the kerb of the footpath. It has long been the local view that poles should not be on the kerbside.

**6. Funding Bids**

I have submitted 4 funding bids in the anticipation that there will be a capital receipt from any sale of the Southdene grass courts. All are associated with the provision of improved sport / leisure facilities in Filey.

This was raised at CFSG last week and be deferred until the outcome of any potential sale of the Southdene grass courts is known.

**7. Water Quality & rBWD**

I am continue working closely with Yorkshire Water and the Environment Agency to identify a practical solution before having discussions with the householders in regard to existing cross connections.



## **8. Town Bus Service**

I continue in my attempt to ensure the retention of the Olympic bus service.

I have arranged for one of my officers to contact Colin to allow "due diligence" in regard to the financial aspect of the matter.

If the officer is satisfied, it is then likely that that I would be asked to take an Independent Cabinet Member Decision in the matter.

Most of this, with the possible exception of the formal process to allow the ICMD to be processed, should be possible in time to be reported 22 January.

If it assists I could attend the F&GP

I continue in my attempt to ensure the retention of the Olympic bus service, discussions with my officers are ongoing.

## **9. Coble on Coble Landing**

I have suggested to the current owner of the 2 remaining cobses that he has the vessels surveyed. This will allow a view to be taken as to whether it is viable for them to "put to sea" to operate commercially.

When the outcome of this process is known it will allow more focussed consideration of the best way forward to retain the presence of a coble on Coble Landing.

**Borough Councillor M J Cockerill**

## VERBAL UPDATE

### 1. Council Tax 2014 / 2015

The report to Borough Councillors at the end of February will offer 2 options -

- The acceptance of a Council Tax Freeze (i.e. a 0% increase); noting that if Council Tax levels are frozen the Council will receive a freeze grant from the Government equivalent to a 1% increase in Council Tax and that the Government have indicated that the freeze grant will be an on-going source of funding for the Council, rather than the one-off grants announced in previous years.

- A Council Tax increase of 1.94%. This would equate to an increase of £4.10 per annum for a Band D Council Tax payer; noting that the Government has not yet officially announced referendum thresholds for Council Tax increases.

The fact that some earlier Freeze Grants will be consolidated into the baseline budget of the Council is a significant step forward and will, in my opinion, ease the minds of a number of fellow the Borough Councillors, myself included.

2. As I mentioned last month, I have submitted 4 funding bids in respect of sporting facilities for Filey.

These bids have been submitted on the basis that they could be funded from the sale of the grass courts at Southdene; which represents the loss of an amenity for the Filey area. These bids have been deferred at this stage, to be considered at a later date pending the outcome of the Southdene sale.

However there was a significant degree of support for the principle when the matter was raised at CFSG last week.

- Viability report into a gym facility in Filey - £5k
- Relocation of Filey Tennis Club - £100k
- Provision of a gym facility in Filey - £250k to £500k  
(depending on the size and format of the facility)
- Improved drainage at Sports Field on Scarborough Road, Filey - £60k

### 3. EVRON TOILETS

The new toilets have been well received but there have been teething problems with the operation of the doors.

People wishing to avail themselves of the facilities have been finding that they have insufficient time between paying the 20p and being able to open the door.

The time delay was originally set by the factory at 5 seconds, this is a standard setting we are informed.

This was being altered this morning to allow 10 seconds and we will monitor the situation.

Additional surface water drainage has been installed to rectify the ponding at the start of the ramp.

Additionally, I continue to receive expressions of concern about the alleged trip hazards at the entrance to the Evron Centre rear courtyard. This has been checked again, earlier this week, and the difference in level has been confirmed at less than 25 mm, the intervention level.

## **FILEY FLOOD ALLEVIATION SCHEME**

The Project Team met this afternoon to receive a progress report from the consultants, Royal Haskoning.

Basically the work is on schedule except for the loss of 2 weeks over the Christmas period, however, it is believed this can be recovered within the next 3 months.

When the Ground Investigation contractor has been engaged, it is anticipated that individual meeting will be arranged with the relevant landowners.

On completion of the Ground Investigation and receipt of the report I anticipate calling a further meeting with the landowners.

It has been suggested, and agreed by the Project Team, that it would be most beneficial to have a web page for the project, I am sure you will all agree that it is imperative to keep our residents provided with up to date information.

I also hope you will accept that this could be achieved by having a link through the Town Council's own website. This could be added to the existing page for the Flood Working Group.

## **BRIDGE HOLE**

As I mention in my statement, together with Martin Lloyd, I visited the fabricators yesterday.

I saw the complete assembled fabrication although in its self colour condition.

As I hope you will agree, from the photos Martin has forwarded, the overall effect of the work that has been done to date is very pleasing.

I am convinced I took the correct decision to insist that we replicated the original look of the structure as much as practical.

The components will now be disassembled.

The steelwork will then be sent for Hot Dip Galvanising.

On its return it, and the cast balustrade together with the handrail, will be painted in a similar colour scheme before being transported to Bridge Hole.

When the existing decking has been removed and the stonework made good, the main beams and façade will be lifted into place.

The decking slab will then be cast.

The balustrade and handrail are then installed.

The stone pillars will be reconstructed and finishing touches completed.

I expect by your February meeting the project will be well on its way to being complete.