

## FILEY TOWN COUNCIL

### ORDINARY MEETING HELD 9 APRIL 2014

AT 7.00pm

Present : Councillor John Shackleton (Chairman) and Councillors Susan Bosomworth, Kerry Burton, John Casey, Diane Glanvill, John Haxby, Jeff Meek, John Thurston and Richard Walker.

Also present : Boro Cllr Mike Cockerill, Sgt Chris Gosling, North Yorkshire Police, Natalie Bosomworth, Filey Bay Today editor, Mr Lee Storey and Mr Jez Lee of Fake Festivals, Mr Chris Robinson, Vice Chairman, North Yorkshire & Cleveland Coastal Forum, Mrs Gina Robinson Town Clerk, Mrs Maureen Prentice Deputy Town Clerk, Mr Ken Leathley, Health & Safety Risk Advisor and 19 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.

A minutes silence as a mark of respect for late Tommy Johnson was held. He was a former Chairman of the Filey Urban District Council and a former Town Mayor of Filey from 1980 – 84 (4 consecutive years). Following this Boro Cllr Cockerill gave a small tribute to Mr Johnson as he was unable to attend the funeral on the Friday.

### GRANT CHEQUE PRESENTATIONS

Prior to the commencement of the meeting the Chairman presented grant cheques/letters to representatives of the following organisations :-

Filey Bay Traders; Filey Brigg Angling Society; Filey Childcare; Filey Community Sports Club Ltd; Filey & District Safety Committee; Filey Festival of Music; Filey Folk Festival; Filey in Bloom; Filey Lions Club; Filey Performing Arts Supporters; Filey Southdene Bowling Club and Yorkshire Coast Titans. A group photograph was then taken.

*The majority of the above representatives left the meeting at this point*

### 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.**

**291/014**

### APOLOGIES

Apologies had been received from Cllrs Eddie Holden (ill health) Marion Wright (ill health), Tony Willis (ill health) and Kevin Wilkie (ill health) also Cty Cllr Cross (prior meeting).

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

**292/014**

### 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.**

**293/014**

### NORTH YORKSHIRE POLICE

Members had been circulated with a copy of the Police Report and Sgt Gosling stated that crimes were down 74 for the year and not much had happened the previous month. Tesco had been hit once again by Eastern Europeans who stole large quantities of alcohol. Also targeted were charity shops and hairdressers. Cllr Shackleton commented on the broken San Marco windows and Sgt Gosling stated that the first breakage was caused by children jumping onto a mattress which was leaning on the window and the second breakage was accidental damage, he went on to state that they were still waiting for the CCTV camera at Chapel Corner to be fitted.

*Continued overleaf*

Natalie Bosomworth enquired about instances of sniffing aerosols however Sgt Gosling was unaware of this and suggested she talk to him at a convenient time regarding this. Cllr Burton stated that he had been informed of a bicycle theft from West Road although he was unsure as to whether this had been reported but Sgt Gosling suggested that he did. A member of the public commented on joy riders on Country Park including scrambler bikes and quad bikes normally at approx. 10pm Sgt Gosling stated that he would make his staff aware of this. There being no additional comments it was :

**RESOLVED : That the Police Report be accepted and additional comments noted. 294/014**

**PUBLIC QUESTION TIME**

A member of the public stated that he wished to discuss the next item on the Agenda being the proposed Fake Festival at Country Park but would wait and comment later.

**RESOLVED : That the above comment be noted.**

**295/014**

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

Min 243/014 Proposed Filey Fake Festival – Filey Country Park

The Chairman welcomed Mr Lee Storey and Mr Jez Lee from Fake Festivals to the meeting and Mr Lee went on to state that they had been holding these events for over 6 years and were to hold 32 Festivals this year. He stated that they maintained the same layout for all their Festivals with the music being played in a large marquee with a stage at one end and a bar at the other therefore all noise should be contained within the marquee. All attending had to enter through the main marquee entrance and those not wishing to stay in this area could exit via a door at the other side of the marquee into an enclosed fenced area for concessions as well as local stands. The whole event was fully self-contained with their own security staff continually circulating as well as staff undertaking litter removal. It was proposed to have 3 tribute bands and 5 local bands who would take turns to play on the stage and it was anticipated that between 800 and 1,000 persons would attend during this event which was scheduled to take place on Saturday 30 August 2014 from 12.30pm to 11pm. Music would not be played for the full time as there would be periods of stage changes etc. Members enquired about measuring the noise levels and Mr Lee stated that they monitored this every hour and were allowed up to 65 decibels however they would have no objection to the Borough Council also monitoring this if they so wished. Cllr Burton enquired as to the cost of the tickets and was informed that up to end July they cost £15 each and these would be available at the Tourist Information Centre in Filey. Cllr Haxby stated that this event was what Filey had been wanting for many years and hoped they made a great success of it.

*Standing Orders suspended to permit members of the public to join in the discussion*

Mrs Briggs of Filey Bay Traders enquired as to whether they had any statistics on money spent in the various towns in the Bed & Breakfast establishments however Mr Lee replied that they did not have this information.

Mr Anderson, a close resident to Filey Country Park commented that he still felt that it was the wrong place to hold such a Festival but noted that they had security on site but was apprehensive regarding the security of personal property in the surrounding areas. Mr Lee replied that at past Festivals there had been no crime or disorder ever reported and were aiming at the 35-45 age group who had attended Festivals in the past.

Sgt Gosling stated that the Police had had positive feedback from the areas where the Festivals had been held in the past and that their security were all trained personnel and therefore personally he had no problems with the Festival.

Mr Leathley reminded Mr Lee that a cliff top location could get very windy and trusted that the marquee etc would be well anchored to which Mr Lee stated that it would be.

Cllr Haxby hoped that this Festival would attract other events for families and hoped that it would be the first of many.

*Continued overleaf*

Filey Town Council 9 April 2014

Min 243/014 Proposed Filey Fake Festival – Filey Country Park (cont)

Boro Cllr Cockerill stated that there was a large climbing frame in close proximity to the Festival and did not want anyone hurting themselves however Mr Lee stated that the security personnel would monitor all situations.

Mr Anderson stated that he was a bit more confident after having heard the presentation and hoped that they would do Filey proud and get more people back again in future years.

*Standing Orders were re-instated at this point*

There being no further questions it was :

**RESOLVED : That Mr Storey and Mr Lee be thanked for their informative presentation and the Borough Council be informed that the members voted unanimously to agree 'in principle' to the staging of this event.**

**296/014**

*Sgt Gosling, Mr Storey and Mr Lee left the meeting at this point*

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

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

**297/014**

*Cllr Walker declared a personal interest in the following item as a Council representative on the NY & C Coastal Forum Group*

**FRACKING**

The Chairman welcomed Mr C Robinson, Vice Chairman, North Yorkshire & Cleveland Coastal Forum to the meeting who stated that he was also Chairman of the Filey Coastal Issues Group. Mr Robinson informed members that horizontal drilling was not a new technology as this had been carried out in Pennsylvania for years, it was the practice of forcing water and chemicals by hydraulic pressure and extracting gas although this could result in the contamination of ground water. He stated that areas to the West of Filey had been licensed but none in this area, in 2007 one hundred wells had been licensed to be drilled but hardly any had been, the nearest was at Haxby near York. He went on to state that any kind of mining had hazards but he was keeping a watching brief both locally and nationally on this. It was hoped that a fracking company would be coming to give a presentation to the NY & C Coastal Forum Group in the future.

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

Boro Cllr Cockerill enquired as to what chemicals were used and Mr Robinson stated that there were over 200 such as sodium bicarbonate, hydrochloric acid and starch etc.

The question was asked as to whether the fracking company would be responsible for any future subsidence and Mr Robinson stated that he would raise this with them at a future meeting.

Boro Cllr Cockerill enquired as to whether land-owners would be able to sell the mining rights for fracking on their land similar to the Potash Mining to which Mr Robinson replied that they could.

*Standing Orders were re-instated at this point*

There being no further questions it was :

**RESOLVED : That Mr Robinson be thanked for his very informative presentation.**

**298/014**

**DISCOVER FILEY DEVELOPMENT TRUST**

Members had previously been circulated with a copy of the letter of resignation from Cllr J Shackleton as a council representative from the Board of the Discover Filey Development Trust.

**RESOLVED : That Cllr Shackleton's resignation be accepted and the vacancy not be filled until the Annual Council meeting on 28 May 2014.**

**299/014**

*continued overleaf*

**MINUTES**

Property Meeting 11 March 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 211/014 to 217/014 inclusive being accepted by the full Council and action be taken thereon as necessary. 300/014

Ordinary Council held 12 March 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 218/014 to 264/014 inclusive being accepted by the full Council and action be taken thereon as necessary. 301/014

Planning Committee held 17 March 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 265/014 to 270/014 inclusive being accepted by the full Council and action being taken thereon as necessary. 302/014

Finance & General Purposes Committee 26 March 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 and after due consideration of recommendations made in respect of Minutes F275/014, F277/014, F278/014, F279/014, F283/014 and F284/014, Minutes F271/014 to F284/014 inclusive be accepted by the full Council and action be taken thereon as necessary. 303/014

Planning Committee held 7 April 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 285/014 to 290/014 inclusive being accepted by the full Council and action being taken thereon as necessary. 304/014

**REPORT OF WORKING PARTY MEETINGS**

**RESOLVED** : It be noted no meetings had been held although Cllr Haxby stated that there had been a meeting of the Flood Alleviation Group that afternoon and the work was on track and going well, it was hoped to undertake the GIS survey next month. 305/014

**FINANCE**

**RESOLVED** : That members accepted the financial payment schedules for the following accounts and agreed to pay the amounts detailed thereon. 306/014

General Fund :	13 – 31 March 2014	£ 8,547. 72
	1 - 9 April 2014	£24,536. 94

**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). Also circulated was a copy of the updated highway report for information. Cllr Meek stated that he had attended the walkabout and it was proposed to undertake the work on Sandhill Lane and the fence and rubbish on Church Ravine would be removed for Easter. It was also proposed to re-fence and resurface Sandhill Lane. Cllr Casey considered it was a positive meeting and re-iterated that it would be a sad loss when Mr West retired. He went on to state that they had visited Queen's Terrace to view the lineage problems and that the cones would remain in place for the time being on Station Avenue.

*Continued overleaf*

## Filey Town Council 9 April 2014

Cllr Meek commented that the double yellow lines on the roadside outside the former Gas Showrooms site was the boundary of no parking therefore any vehicles parking beyond these lines should not have their wheels over these lines otherwise parked illegally. With regard to the current building works at the rear of the former Police Station, the one way system would again be enforced once the properties had been built. Members were then shown samples of the setts proposed for Crescent Hill and all agreed that they preferred the tumbled setts in buff and that Mr West be informed of this.

**RESOLVED : That the contents of the written report, updated highway report and additional information be duly noted.**

**307/014**

## **SCARBOROUGH BOROUGH COUNCIL**

### Report from Borough Councillors

Boro Cllr Cross had submitted a written report which had been circulated to members, a copy of which is attached hereto (Appendix 2),

Boro Cllr Cockerill had submitted a written report which had been circulated to members, a copy of which is attached hereto (Appendix 3), and went on to give a verbal update (Appendix 3A) which included the following topics : Parking on verges of Scarborough Road; work by Yorkshire Water to rectify cross connections; Draft Tourism Strategy and Sports Provision. Cllr Haxby commented that the repair work on Herring Hill looked awful as there was now a concrete toe then one metre of setts then further concrete followed by setts again. The setts which had come out should have been put back and not replaced by concrete, he went on to propose that a letter be sent to the Borough Council demanding the setts be reinstated. Boro Cllr Cockerill stated that work was purely down to financial restraints. Cllr Shackleton enquired whether the work to the grassed area around the Varley fountain would be undertaken before the Britain in Bloom and Boro Cllr Cockerill stated that he would follow this up.

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

**308/014**

**RESOLVED : That the letter be sent to the Borough Council requesting the re-instatement of the setts on Herring Hill slipway.**

**309/014**

2 members of the public left at this point

### Chief Executive's Liaison Meeting

Members had previously been circulated with a copy of the report of the meeting held on 19 March 2014 and it was :

**RESOLVED : That the report be accepted and contents noted.**

**310/014**

### Draft Visitor Economy Strategy and Capital Bids

Members had previously been circulated with a copy of the report of the informal meeting which had been held on 31 March 2014.

**RESOLVED : That the report be accepted and contents noted.**

**311/014**

## **FILEY BEACH NAMED 11<sup>th</sup> BEST IN COUNTRY**

Members had previously been circulated with a copy of the newspaper extract for information and Cllr Haxby commented that this was a greatly deserved accolade and felt that thanks should be sent to Yorkshire Water to acknowledge their part in achieving this. Cllr Susan Bosomworth stated that she had been interviewed by Radio York early one morning about this award.

**RESOLVED : That this be welcomed and a letter be sent to Yorkshire Water as suggested.**

**312/014**

## **TOWN CLERK'S REPORT**

### Outstanding Matters from previous meetings

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

**313/014**

*Continued overleaf*

**TOWN CLERK'S REPORT** (cont)

Diary Dates for Members

Members had been circulated with a list of various dates of meetings and events etc. during the forthcoming month. The Clerk reminded them that they would shortly be issued with forms to fill in for nominations for committees and outside organisations which they would like to serve on. Cllr Shackleton stated that it would be appreciated if all members could assist in the division of workload of the Council.

**RESOLVED : That members would make a note of the dates submitted and noted the comments with regard to the workload.** 314/014

Mayoral Engagements

Members had been circulated with a list of engagements for April and early May 2014.

**RESOLVED : That the list of engagements be noted.** 315/014

Grant Awards

Members had been circulated with copy of the letter of thanks from Filey Town Festival.

**RESOLVED : That the letter of thanks be accepted.** 316/014

Council Dinner

Members had been circulated with copies of letters of thanks received from the Secretary of the Friends of Filey Parks for the donation from the proceeds of the raffle held at the Council Dinner as well as one from the President of the local branch of the Marie Curie Cancer Care group for the donations from members and staff in lieu of sending Christmas cards.

**RESOLVED : That the letters of thanks be accepted.** 317/014

Yorkshire Local Councils Associations

Members had previously been circulated with copies of the 7 March edition of the White Rose Update and the 24 March edition of this publication, both of which contained interesting and informative articles.

**RESOLVED : That the contents of these publications be noted.** 318/014

Bank Holidays

Members were informed that the office would be closed on Good Friday and Easter Monday, 18/21 April 2014 and also May Day Bank Holiday Monday 5 May 2014.

**RESOLVED : That the above information be noted.** 319/014

Staff Update

Members were informed that the Clerk would be unavailable from 14 April 2014 – 2 May 2014.

**RESOLVED : That this be noted.** 320/014

Reports on Items Raised at Public Question Time

**RESOLVED : It be noted that no questions were raised at the last meeting.** 321/014

**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 13 March and 9 April 2014.

**Cllr Walker** commented that in respect of the Museum, the fire alarm system was to be fitted on the following Tuesday and he and Mr Fearon were to meet the contractors on site. He was also to enquire at their meeting later in the week as to when the electrics were to be checked. Cllr Shackleton commented that the exterior of the building had been painted. Mrs Robinson expressed thanks to Mr Ken Leathley, Health & Safety Risk Advisor for all his assistance in this matter which had been given in his own time.

**RESOLVED : That the above report and further comments be noted.** 322/014

**REQUESTS TO OBTAIN OR PRESENT INFORMATION**

**RESOLVED : It be noted that no items were raised.** 323/014

Filey Town Council 9 April 2014

*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 9pm*

Councillor John Shackleton  
Town Mayor & Chairman

You should have my Highways report to pass to members.

1 The Trees have been trimmed on Wharfedale and have had good feedback from the locals.

2 The Little Bus Service is now running and I am urging shopkeepers and local businesses to support Mr Galway. Also he starts his runs to Morrisons in May ( can we put in Newsletter)

3 I have appointed a new governor at Filey Junior School Mrs Joyce Clibbens

4 I am attending the Yorkshire Coast & Moors today in Whitby .

5 Can we put on agenda the changes to Grass Cutting on the Highways next month

6 I will be visiting the Youth Club after Easter.

**COUNTY COUNCILLOR SAM CROSS**

**SBC UPDATE from SAM CROSS**

Apologies

1 The Filey Grants Committee will be seeking a grants from local organisations shortly and bids will be requested to the committee.

2 Filey Sports Association are having a meeting with the Borough regarding the Future running of the Association on the 17th and have asked me to attend.

3 The trees on the Cliff. top have been cut as a result of the Walkabout and the residents are happy , but more importantly they are happy with the Staff who worked Saturday with no overtime to get the job finished.

Regards Sam

Sam Cross  
07774 675194

## **SBC UPDATE from MJC**

### **Filey and District Amateur Swimming Club**

As a founder member of the swimming club and having attended the very first session it held when the club used the new pool at the Senior School I felt it appropriate to attend the very last session. It was an emotive evening and a number of presentations were made by the swimmers to coaches and officials of the club.

A very sad day.

### **Flood Relief Schemes**

I attended a seminar to inform businesses of the various flood relief schemes instigated by the Government following the flooding of recent months.

Following the various presentations I raised the possibility of the Insurance Companies contributing to the provision of flood defences. The representative from the insurance sector was somewhat taken aback by the suggestion but eventually saw the logic and promised to raise it with colleagues at an industry wide gathering.

### **Bridge Hole opening**

The reopening of the bridge took place as planned, despite the weather on the day.

Since the opening, I have received a number of very complimentary remarks about the work that has been undertaken.

### **Varley Fountain grass area**

I have been discussing the area around the Varley Fountain with Cllr David Chance and officers as a large part of the grass had suffered from the salt spray. We are looking at different options, mainly on the possibility of hard landscaping to allow a more productive use of the area. I will keep you informed of progress.

### **Crazy Golf**

I am pleased that David Chance has agreed with me that the whole of the rope around the Crazy Golf ropes should be replaced.

I had been asked to show how the end of each rope can be whipped to reduce fraying. Consequently I was dismayed to see the methods employed when the work started. As this sits within the portfolio of David Chance I was pleased to receive his support when I raised my concerns with him, he is discussing the issue with officers.

### **Filey Special Protection Area**

Following the presentation to the Town Council, the Environment and Economy Scrutiny Committee received a similar presentation from Natural England. There was support for the proposal.

Once again, I took the opportunity to suggest that the new and separate area around the Brigg should have its own title. I am pleased that, following the expression of strong support for this by the Chairman, Cllr Allanson, the committee also supported my suggestion and that it would be included in the reply to the consultation.

It was left to Cllr Allanson and myself to suggest an appropriate title – I have put forward Filey Brigg and Coast SPA as my suggestion which has been supported by Cllr Allanson and will be included in the consultation reply from SBC to Natural England.

### **Memorial Gardens**

The installation of the small area of block paving to allow the placing of the poppy crosses without having to stand on the grass has been completed and has received favourable comment.

### **Country Park**

As I promised, a document has been sent to Discover Filey requesting specific answers to specific questions before consideration can be given to their wish to undertake work, and indeed retain the work carried out without permission, at the top end of Country Park. When I consider that proper and complete information has been provided by Discover Filey I will ensure that consultation takes place with the Town Council.

### **Domestic cross connections**

I am pleased to be able to report that contractors working for Yorkshire Water have started work to rectify a major cross connection. It is envisaged that this will make a significant contribution to Filey regaining a Blue Flag.

I have confirmation from Yorkshire Water that the work to rectify the cross connection will be complete before the Environment Agency start their regular sampling.

### **Draft Tourism Strategy**

I attended the informal meeting last week to discuss the draft Tourism Strategy, I consider it was a useful meeting. In addition to representatives from FTC and SBC both the Tourism Association and Filey Traders were in attendance.

I am sure a report of the meeting will be presented to you so I won't go further into the discussions save to say that it became clear to me that a wider discussion could be of benefit to Filey and my suggestion was accepted.

Therefore, I have contacted other relevant SBC personnel with a view to a meeting being arranged to include, at least initially, FTC, SBC, Filey Traders and Filey Tourism Association.

I say initially as, if the concept is acceptable and progresses, future meetings could see others invited as necessary.

I am pleased to have received the support for this initiative from the relevant SBC Cabinet Members.

### **Sports Provision**

I am very pleased that Cllr David Chance has agreed to my suggestion that the update to the Filey Sport and Leisure Assessment is funded from his budget. This will be essential when submitting any funding bids to external funders.

**Borough Councillor M J Cockerill**

**VERBAL UPDATE**

**Parking on the verge**

Cllr Haxby raised the matter at your March meeting. I am informed by officers that “If there is an associated control of waiting adjacent to the verges, i.e. Yellow line, then our enforcement officers can issue a Penalty Charge Notice, otherwise we are powerless”. There are no restrictions on this stretch of Scarborough Road so, under present circumstances, no one has any power to take action. County highways did look at introducing restrictions on verge parking some time ago but this is considered to be of a low priority.

**Domestic cross connections**

I have received draft details of the work planned by Yorkshire Water to rectify the cross connections on Pinewood Avenue.

The work could involve laying a new pipe to connect a manhole near the bend in Pinewood Avenue to another at the head of Wooldale Drive cul de sac. Much of the pipe will be laid under the grassed area between the 2 streets.

The work was supposed to have started today but there has been a delay due to technical reasons.

**Draft Tourism Strategy**

Following discussions with Cabinet colleagues I have asked officers to arrange the wider meeting referred to in my written statement.

**Sports Provision**

I am pleased that Cllr David Chance has confirmed to you that, following my telepathic suggestion, he has agreed to fund the update to the Filey Sport and Leisure Assessment.

**Borough Councillor M J Cockerill**