

FILEY TOWN COUNCIL

ORDINARY MEETING HELD 8 MARCH 2017 at 7.00pm

Present : Councillor Susan Bosomworth (Chairman) and Councillors Marilyn Anthony, John Casey, John Haxby, Robert Horley, Jacqui Houlden-Banks, Jeff Meek, John Shackleton, John Thurston, Richard Walker, Marion Wright and Kevin Wilkie.

Also present : Boro Cllr Mike Cockerill, Sgt Chris Gosling North Yorkshire Police, Mr A Tomlinson SBC Countryside Manager, Rev Nigel Chapman, Mrs Gina Robinson, Town Clerk, Mrs Maureen Prentice, Deputy Town Clerk and 8 members of the public.

Cllr Bosomworth reminded everyone present of the emergency evacuation procedure in the event of an emergency taking place. She went on to state that the filming and recording of the meeting was taking place and enquired whether anyone else did not wish to be filmed, and further enquired whether anyone else wished to record or film the meeting and no response was made. At this point the Reverend Nigel Chapman introduced himself as the new Vicar of St Oswald's Church and St John's Church in Filey and thanked the Town Mayor for the invitation to the recent Town Council Annual Dinner which he and his wife had enjoyed. As he had another appointment he left the meeting at this point but hoped to attend future meetings.

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. 214/017

APOLOGIES

Apologies had been received from Cllr Diane Glanvill (family commitment) and Boro/Cty Sam Cross (holiday) and it was :

RESOLVED : That the above apologies be duly noted. 215/017

RESOLVED : That the above reasons for absence be accepted. 216/017

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. It was

RESOLVED : That it be noted no declarations of interest were made at this point. 217/017

NORTH YORKSHIRE POLICE

Members had been circulated with a copy of the Police Report and Sgt Gosling went on to report the following incidents:

- Report of a theft of a dishwasher from outside premises on John Street and Police trying to trace a car in relation to this.
- Theft from Boots on Murray Street where the offender took a large quantity of razor blades. Enquiries were still ongoing.
- Domestic incident on Brooklands between husband and wife, male arrested and charged to court for assault.
- There had been a large uptake in the users of the community link radio system and it was hoped the scheme would be expanded further to some of the town centre shops.

Sgt Gosling stated that there was a person sleeping rough and the Street Triage team were trying to get him somewhere to stay but he was quite happy where he was.

There being no further comments it was ;

RESOLVED : That the Police Report and additional comments be duly noted. 218/017

Filey Youth Project – Ravine Skatepark

A further meeting was planned for 20 March and PcsO Vicki Leeson had some more contacts for funding as well as more joining the Committee. Sgt Gosling went on to state that some grants had already been applied for.

RESOLVED : That this information be duly noted. 219/017

FILEY & DISTRICT SAFETY COMMITTEE

Mr C Hodgson, Chairman of the above Committee had previously submitted a letter which had been circulated to members informing them that the Safety Fun Day would not be taking place at Country Park this year. As Mr Hodgson was not in attendance, Cllr Bosomworth stated that a Committee meeting was being held the following week to decide on the future of the Committee and that Mr Hodgson had been coming to thank the members of the Town Council for their support over many years. Cllr Bosomworth stated that the Committee were reliant upon grants from various bodies to stage this event and costs such as Public Liability Insurance were increasing year on year. Cllr Haxby expressed his sadness at this news as the event was attended by all the Emergency Services each year and was their way of informing the public of safety measures both inside and outside the home and was attended by thousands of supporters who would sorely miss this event. The event had also raised large sums of money for the Yorkshire Air Ambulance over the years.

RESOLVED : That a letter of thanks be sent to the Committee for all their hard work over many years in putting on this event which would be missed. **220/017**

SALMON LICENCES

Mr R Harrison was welcomed to the meeting and he informed members that as from 2022 Salmon fishing in Filey from May to September would cease, he stated that the Salmon fishermen had been to see the Minister in London regarding the withdrawal of their licences and were receiving support from the BBC and media and it would be made national in due course. Mr Harrison stated that he would like to have the support of the Town Council 'in principle' against the withdrawal of these licences, they already had the support of the RSPB. Comment was made that upon the loss of these salmon licences Filey would not have any working fishing boats, which were a tourist attraction, and therefore would no longer be known as a fishing resort.

RESOLVED : That members unanimously supported 'in principle' the salmon fishermen in their fight against the withdrawal of their licences and a letter be sent stating this. **221/017**

PUBLIC QUESTION TIME

A member of the public commented that she watched the meeting recordings and considered that the Town Council should either take things on or put up with the Borough Council's bad service. Cllr Bosomworth stated that no decisions had been made with regard to taking on the toilets. The member of the public considered that the public needed to know about the costs involved to which Cllr Shackleton stated that it would cost the Town Council at least £70k per year and Cllr Haxby commented that members of the Town Council as custodians of public monies could not base their decisions on erroneous figures. The same member of the public commented on the recent council dinner and was informed by Cllr Shackleton that this was a reciprocal event to host civic guests and recognise the hard work of community volunteers. A further member of the public voiced his support for Mr Harrison regarding the salmon licences and enquired whether the Borough Council had been lobbied to which Boro Cllr Cockerill stated that he had tried to fight for Filey on this matter. Another member of the public then informed members of an incident which had occurred at the Whitby Town Council meeting the previous evening which he considered should be reported to the Standards Officer at the Borough Council and quoted the Nolan principles which form part of a Town Council's Standing Orders.

RESOLVED : That these comments be noted. **222/017**

TO RECEIVE ITEMS FROM PREVIOUS MINUTES WHICH REQUIRE FURTHER CONSIDERATION

Min 130/017 Tree Management

Mr A Tomlinson, SBC Countryside Manager was welcomed to the meeting together with Mr J Hodgson of the White Lodge Hotel who showed some of the historic views which he considered should be re-instated including one in front of the White Lodge Hotel as the majority of these trees were self-seeded saplings which blocked views of Bempton Cliffs etc.

Ordinary Council Meeting 8 March 2017 (cont)

Mr Tomlinson stated that he had an ecology background and liked to plant trees not remove them and did not normally remove trees for views unless the community wanted this and would not impose it on anyone. He stressed that it was the Borough Council's policy to not create any new pollards but would rather have coppicing which entailed cutting the tree above ground level keeping the root system so the trees were not destroyed, the trees were then easier to manage and suggested that if there was local support why not try this as a pilot scheme on the trees behind the White Lodge Hotel although only the trees at the top of the bank would be coppiced. After some discussion on the pros and cons of this process it was proposed by Cllr Casey that the Town Council support the pilot scheme

as suggested by Mr Tomlinson and if successful look at undertaking other areas with historic views, this was seconded by Cllr Wright and on being put to the vote it was :

RESOLVED : That the Town Council accept the pilot scheme as discussed and explained by SBC tree expert Mr A Tomlinson and ask that it be monitored by the Borough Council and if successful then other areas of historical viewpoints be seriously considered.

223/017

Mr A Tomlinson and Mr J Hodgson left the meeting at this point 8.17pm

Min173/017 Vote of No Confidence

Members had previously been circulated with a copy of the letter of response from Mr J Dillon, Chief Executive and Cllr D Bastiman, Leader of Scarborough Borough Council which they considered to be a scant response and did not address any of the points contained in the five page report and queried whether in fact the Town Council's letter had been brought before and discussed by members of Scarborough Borough Council.

It was suggested that a council meeting be arranged between members of the Town Council and the Leader, Chief Executive and all members of the whole Cabinet of Scarborough Borough Council to address the problems contained within the five page report and discuss ways to redress the balance and ways of improving the relationship between the two Councils. Members requested that in the interests of openness and transparency the council meeting be held in public session in Filey, possibly the Conference Room at the Evron Centre, and that the meeting be filmed and recorded. Members stressed that they did have confidence in Officers of the Borough Council and other members of the Borough Council with whom the Town Council enjoys a close working relationship and would wish this to continue.

RESOLVED : That the Town Clerk send a letter to the Chief Executive and Leader of the Borough Council to include all of the above points.

224/017

Sgt C Gosling and 4 members of the public left at this point 8.35pm

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

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

225/017

MINUTES

Ordinary Council meeting held 8 February 2017

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 Minutes 119/017 to 166/017 inclusive be accepted by the full Council and action be taken thereon as necessary.

226/017

Special Council meeting held 13 February 2017

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 Minutes 167/017 to 178/017 inclusive be accepted by the full Council and action be taken thereon as necessary.

227/017

Ordinary Meeting held 8 March 2017 (cont)

Planning Committee meeting held 27 February 2017

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 Minutes 179/017 to 184/017 inclusive be accepted by the full Council and action be taken thereon as necessary. 228/017

Finance & General Purposes meeting held 1 March 2017

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 the recommendations made in respect of Minutes F191/017, F194/017, F195/017, F199/017 and F200/017 that Minutes F185/017 to F200/017 inclusive be accepted by the full Council and action be taken thereon as necessary. 229/017

Staffing Committee meeting held 2 March 2017

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 the recommendations made in respect of Minutes 205/017, 206/017, 207/017, 209/017 and 210/017 that Minutes 201/017 to 213/017 inclusive be accepted by the full Council and action be taken thereon as necessary. 230/017

REPORT OF WORKING PARTY MEETINGS

Filey Town Centre Working Party

Members had been circulated with a copy of the report of the meeting held on 28 February 2017. Cllr Casey stated that the Coastal Community Fund proposals/outlines were now ready and would be forwarded to Mr D Kelly at the Borough Council. It was :

RESOLVED : That the Report of the meeting be accepted. 231/017

Filey Town Guide Working Party

Members had been circulated with a copy of the Report of the meeting held on 28 February 2017. Cllr Wilkie stated that articles were required for this next edition. It was :

RESOLVED : That the Report of the meeting be accepted. 232/017

FINANCE

RESOLVED : That members accepted the financial payment schedules for the following accounts and agreed to pay the amounts detailed thereon. 233/017

General Fund:	9 - 28 February 2017	£ 6,682.51
	1 - 8 March 2017	£ 5,894.25

ANNUAL COUNCIL MEETING

Cllr Shackleton informed members that the Town Mayor would be absent from the Annual Council meeting which was provisionally scheduled to be held on Wednesday 24 May 2017 due to a personal commitment but he considered that in view of this the date of the meeting should on this occasion be moved to Monday 22 May 2017 to enable her to attend. Standing Order 5b does state that the date can be altered by resolution of the full Council therefore it was :

RESOLVED : That the Annual Council Meeting, provisionally scheduled for 24 May 2017, be amended to take place on Monday 22 May 2017 and this revised date be highlighted in the council newsletter. 234/017

REPORTS FROM COUNCILLORS ON OUTSIDE ORGANISATIONS

Filey Southdene Bowling Club

Members had previously been circulated with a copy of the letter from Mrs M Buckley, Secretary stating that the Club had every confidence in the Town Council reps being Cllrs Shackleton and Meek who were both very interested and informative when present at their meetings and sent their apologies when unable to attend.

RESOLVED : That the contents of the letter be duly noted. 235/017

Ordinary Council Meeting 8 March 2017 (cont)

Cllr Shackleton had submitted a written report in respect of the Filey Southdene Bowling Club's recent meeting which had been duly circulated and in which he commented regarding a recent complaint which had been passed to the Town Clerk from a fellow Councillor following a chat to someone allegedly acting on behalf of the Bowling Club regarding the commitment of the Town Council representatives to their meetings. This had been discussed at the meeting and committee members were outraged at this complaint, hence the reason for the above letter from the Club in support of the Town Council representatives.

Cllr Casey had submitted written reports in respect of Filey Chamber of Trade; Filey Tourism Association and Yorkshire Coast Expo 2017 which had all been circulated to members previously and he stated that all were self-explanatory.

Cllr Houlden-Banks had also submitted a copy of a letter from a Flat Cliffs resident which expressed thanks to the MP and *Cllr Houlden-Banks* together with Borough Council Officers for all their involvement and assistance with regard to achieving funding for the stabilisation of the slope to the seaside of their roadway ensuring them a further 20 years or more access to their properties.

Cllr Wilkie reported that he had attended a meeting of the Community Sports Club who had had challenges with the pitches/weather this year. He went on to state that the Club had been approached by two developers with a view to purchasing their land however this was being disregarded. The Clerk reminded *Cllr Wilkie* that the Town Council and the Borough Council each had a 12.5% stake in the land together with a larger stake held by the Football Foundation.

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

Boro *Cllr Cockerill* stated that the Club's land was outside the Development Limits of the Town and therefore could not be built on.

Standing Orders were re-instated at this point

RESOLVED : That Cllrs be thanked for their informative reports

236/017

NORTH YORKSHIRE COUNTY COUNCIL

Report from County Councillor

As *Cty Cllr Cross* was on holiday his written report, which had only been received that afternoon, was read out by the Clerk and this is attached at **Appendix 1**.

A report had also been received from *Mr A Santon*, Highways Customer Communications Officer giving an update on the Crescent Hill setts scheme which stated that as the scheme was going to exceed the £150k threshold, above which schemes had to go out for tender, this would delay the start of the scheme they were therefore intending to start the works in early September once the tender process had finished and the contract had been awarded.

RESOLVED : That the above information from *Cty Cllr Cross* be noted and members hoped that the Crescent Hill scheme would commence as planned in early September 2017.

237/017

A165 Royal Oak Crossing

Members had been previously circulated with a copy of the notification of the planned road closure from 23.00hrs on 2 April 2017 to 06.00hrs on 3 April 2017 for information.

RESOLVED : This road closure be duly noted.

238/017

SCARBOROUGH BOROUGH COUNCIL

Report from Borough Councillors

Borough *Cllr Mike Cockerill* had previously submitted a report to members of the Town Council which is attached at **Appendix 2** and he gave a verbal update to members, which is attached at **Appendix 2A** regarding various areas needing improvement on the Foreshore, the Paddling Pool was to be open from 1 May and the Crazy Golf from 1 April: the lobster to be repainted; deckchairs and Council Tax.

Ordinary Council Meeting 8 March 2017 (cont)

Cllr Wilkie enquired whether Boro Cllr Cockerill knew if the banks would be cut on the seafront this year however Boro Cllr Cockerill did not know and suggested that the Town Clerk write and enquire.

A written report from Boro Cllr Cross had been received earlier in the day and was read to members by the Town Clerk, a copy of which is attached at **Appendix 3** regarding his monthly meeting with the Chief Executive when he spoke on the no confidence vote; requesting the herring gull deterrent in Filey and he spoke of the no confidence votes by both Whitby and Filey Town Councils in the Borough's full council meeting. It was:
RESOLVED : That the above information be duly noted and the Borough Councillors be thanked for their informative reports.

239/017

TOWN CLERK'S REPORT

Outstanding Items and Actions Log 2017 to date

Members had been circulated with a copy of the updated outstanding log which gave a potted history of any outstanding items and the Clerk went through these giving updates where necessary.

TIC Lease – discussions were still ongoing

Dog Signage – Other Town and Parish Councils now erecting these signs.

Southdene site – properties now being erected.

Public toilets – the Borough Council would make no further decisions for a few months.

Evron Centre Maintenance – no further figures received.

It was

RESOLVED : That the contents of the outstanding log be noted.

240/017

Diary Dates for Members

Members had been circulated with a list of various dates of meetings and events etc. during the forthcoming month and were requested to note these in their diaries. Attention was drawn to the date of the next Planning Committee meeting which had been moved from 20 March to Monday 27 March 2017 at 7pm in the Council Chamber. The Chief Executive Liaison Meeting was to be re-scheduled in due course. It was:

RESOLVED : That these dates be duly noted.

241/017

Mayors Engagements

Members were circulated with the list of engagements for March and early April 2017. Cllr Bosomworth commented that she and the Mayoress had had a wonderful night at the recent Council Dinner.

RESOLVED : That the information and further comments be noted.

242/017

Annual Parish Meeting – Wednesday 5 April 2017

The Chairman of the Council, Chairman of Committees and Working Parties were reminded that reports for the above meeting were now overdue and needed to be submitted as soon as possible to the office.

RESOLVED : That the above request be noted.

243/017

Events Attended by the Clerk and Members of the Town Council

The Spring Walkabout took place on 1 March 2017 attended by the Clerk, Cllrs Shackleton, Meek and Anthony with SBC/NYCC Officers and Cty Cllr S Cross.

RESOLVED : That this be noted.

244/017

Newsletter

The draft newsletter had been circulated to members for their approval and following some slight amendments this would be printed and circulated to residents in the Parish.

RESOLVED : That the draft newsletter, after amendments, be approved

245/017

Continued overleaf

Ordinary Council Meeting held 8 March 2017 (cont)

Grant Awards

Members had previously been circulated with letters of thanks from Filey Festival of Music and Filey Sailing Club in respect of their grants.

RESOLVED : That these letters of thanks be accepted. **246/017**

Reports on Items Raised at Public Question Time

The questions raised during Public Question Time at the last meeting were responded to at the meeting.

RESOLVED : That this be noted. **247/017**

REQUESTS TO OBTAIN OR PRESENT INFORMATION

Filey Lions

Cllr Casey informed members that the Filey Lions 10k beach race was to take place on 3 September 2017.

Filey Sailing Club

Cllr Shackleton stated that he had visited the Sailing Club and the refurbishment was almost complete.

Ladies Lifeboat Guild

Members were informed that the Guild had been nominated for a Queens Award for Voluntary Service.

RESOLVED : The above information be duly noted. **248/017**

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 9.35pm

Councillor Susan Bosomworth
Chairman & Town Mayor

MONTHLY STATEMENT FROM CTY CLLR SAM CROSS

Gina

1 New sign outside First Catch to hopefully point cars in the right direction?

2 the trees that need pruning has been passed on to Andrew Santon thanks Cllr.Meek

3 Both Junior and Infant Schools are going to the Ebor Academy Group

4 Newts on Silverwood this was discussed with Cllr Meek and Andrew Santon and awaiting a response.

5 Thanks to those who attended and a new list has been done with the Clerk I will take any further queries up with the officers members put forward

rgds Sam

County Councillor Sam Cross

NO CONFIDENCE

The vote last month has brought my efforts in regard of Double Taxation into the wider arena. Cllr Joe Plant from Whitby and I took the opportunity of speaking about this at the Cabinet meeting last month and secured the commitment for it to be investigated once again.

Cabinet Members agreed that in the current financial climate, it was both fair and consistent that this tier of local government was created with precept raising powers to make financial contributions to projects specific to the town, as other town and parish councils did in other areas of the Borough.

However, as I understand the situation, there needs to be a community wish to create a Scarborough Town Council, such an authority cannot be created by SBC.

To this end I continue discussing other practical ways by which the establishment of a Scarborough Town Council could be achieved.

Some of the other areas of concern expressed by the Town Council were conveyed to Cabinet members and senior SBC officers during meetings following Cabinet.

FILEY FLOOD ALLEVIATION SCHEME

Work continues to progress agreements with the landowners. I have become directly involved as progress has not been as I would have wished.

RNLI

I am in contact with the new Area Lifesaving Manager in regard to the development of plans for the new lifeboat and its house.

I understand a meeting is scheduled to take place at RNLI HQ later this month at which Filey will be discussed.

Following that meeting the new manager has promised to be in touch.

A handwritten signature in black ink, reading "Mike Cockerill". The signature is written in a cursive style and is underlined with a single horizontal stroke.

Borough Councillor M J Cockerill

VERBAL UPDATE from MJC

I arranged for the Tourism Portfolio Holder and Director together with a senior officer to visit last week to walk along our shop window.

As we walked along the “front” I pointed out a number of areas where I was not satisfied with certain aspects.

Crazy Golf, Fountain, grass in paving, cobbles around the anchor, we also discussed ways in which improvements might be achieved.

In the meantime some work is planned to be carried out prior to the main season.

The Paddling Pool will open 1st May and the floor will be cleaned and painting of the pool.

The Crazy Golf will open daily from 1 April to 31 August and on weekends and half term into October.

The area will be cleaned with some painting of the main putting areas and some of the obstacles – basically a spruce up.

The lobster will be repainted.

I have raised the issue of the cost and consideration will be given to introducing a family ticket.

Routine maintenance will take place on the fountain and chalets.

The deckchairs will not be operated by the Council this year, the same company that operates the deckchairs at Scarborough will look after them.

During the debate on the Budget and setting of the Council Tax on Friday I intend asking about the premium levied on Class C properties. These are properties that have been empty and substantially unfurnished for more than 2 years. The recommendation in the report is to continue with a 50% premium.

I am asking that this is increased to 100% as I feel this may help reduce the number of neglected properties in Filey

Borough Councillor M J Cockerill

APPENDIX 3

SBC Report from Boro Cllr S Cross

From: Cllr.Sam Cross [<mailto:Cllr.Sam.Cross@scarborough.gov.uk>]
Sent: 08 March 2017 14:24
To: Filey Town Clerk <mail@fileytowncouncil.co.uk>
Subject: Monthly Report

Gina

1 At my monthly with Chief Executive,I spoke about the no Confidence vote and the letter sent to yourselves and SBC should be coming back to redress the problem caused by themselves and Cabinet.

2 I have asked if we can have the Herring Determent programme in Filey. its seems to be 3 days Scarboro and 2 Whitby and the 3 whitby and 2 Scarborough not fair for Filey we are paying as well. copy email attached

3 I spoke about the Votes of no confidence by Filey and Whitby in Full Council

regards Sam

Sam Cross