



SEAMER PARISH COUNCIL

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MINUTES: of the Meeting of the Council held at Seamer & Irton War Memorial Hall, Main Street, Seamer, Scarborough, YO12 4QD on 14 December 2021 commencing at 7.00pm.

PRESENT: Councillor L Wallis (Chairman) in the Chair;
Councillors K Elbourne, V Milner (Vice-Chairman), D Raine, J Stockdale and J White;
4 members of the public and the clerk.

93 APOLOGIES FOR ABSENCE

RESOLVED that:

- (a) apologies for absence given in advance of the meeting by Councillors H Mallory and WH Smith, and County Councillor D Jeffels be received.
- (b) apologies for being late given in advance of the meeting by Councillor Stockdale be received.
- (c) the previously circulated reasons given for absence by Councillors Mallory and Smith be approved.

94 DECLARATIONS OF INTEREST

RESOLVED that it be noted:

- (a) no declaration of interest not already declared under the Council's Code of Conduct or Members' Register of Disclosable Pecuniary Interests was received.
- (b) no application for dispensation from restrictions on participation in discussion and/or voting was received.

95 PUBLIC PARTICIPATION

The following matters were raised by Councillors and members of the public:

- (a) The Chairman reported correspondence received of the sad news of the death of former Councillor ML (Mick) Jefferson, to whom tributes were paid by Councillor Raine and members of the public.
- (b) A quantity of ivy and tree debris left at the side of the B1261 between Centurion Way and the entrance to the old quarry, Crossgates, following removal of a fallen tree.
- (c) A 'fallen' tree leaning against other trees on Eastgate Park, Scarborough Road, Seamer.
- (d) Estate Agent's signs repeatedly blown down and blocking the footpath alongside the B1261.

RESOLVED that:

- (i) the Council's condolences and warmest wishes be sent to Mrs LE Jefferson and family.
- (ii) the Borough Council be requested to remove the ivy and tree debris from the side of the B1261 between Centurion Way and the entrance to the old quarry, Crossgates.
- (iii) the Borough Council be requested to remove the 'fallen' tree leaning against other trees on Eastgate Park, Scarborough Road, Seamer.
- (iv) the Estate Agent be requested to reinforce or remove their signs from the side of the B1261, opposite Crossgates Car Sales.

96 MINUTES

RESOLVED that the previously circulated minutes of the meeting of the Council held on 9 November 2021 be approved as a correct record and signed by the Chairman.

97 CODE OF CONDUCT

RESOLVED that, further to minute 76(v) of the last meeting, this item be deferred for the Council to consider approval and adoption of the updated Code of Conduct at the next meeting.

98 JUBILEE ALLOTMENTS

(a) Matters resolved under delegation

RESOLVED that, further to minutes 17(g) of 4 May 2021 and 27(b) of 10 August 2021, it be noted no relevant matters had been resolved under delegation since the last meeting.

(b) Tenants' Participation

The Council considered the following matters reported by Councillor White and the clerk on behalf of tenants:

- (1) Reports by neighbouring tenants of a repeated nuisance caused by weeds and nettles in the field side of the boundary on the east and south sides of the allotments.
- (2) Further to minute 77(d) of the last meeting:
 - (a) the further suggestion of some tenants to turn off the mains water supply during the period of attendance by Travellers for the Horse Fair, to conserve water.
 - (b) correspondence received from a tenant, requesting:
 - (i) the Council reverse the decision to turn off the mains water supply during the winter months, to conserve water and reduce the likelihood of a burst pipe, or
 - (ii) provide and install water butts for tenants, and/or
 - (iii) reduce the water charge pro rata for any period the supply is turned off.

RESOLVED that:

- (i) James Stockdale Limited be requested to spray the weeds and nettles in the field side of the boundary.
- (ii) it be noted:
 - (1) with thanks, Councillor White had turned off the mains water supply.
 - (2) turning off the mains water supply during the winter months, to conserve water and reduce the likelihood of a burst pipe, was at the suggestion of a number of tenants.
 - (3) many tenants had previously purchased and installed one or more water butts for use on their allotment gardens, which be commended and continue to be encouraged by the Council.
 - (4) further to minute 87(b) of 9 February 2021, the rent charged was only 50% of the professionally assessed market rent for an allotment garden and the water fee only 80% of the average cost of the supply in recent years, notwithstanding the Council investing significantly and committing further considerable expenditure on improvements during the current financial year.
 - (5) the correspondence reported by the clerk was the only adverse response from any tenant to turning off the mains water supply.
- (iii) the request to reverse the resolution at minute 77(d)(i) be not approved.
- (iv) the mains water supply be turned off to conserve water for a period of 10 days before, during and after the next Travellers' Horse Fair to be held:
 - (1) determination of the dates of which be delegated to the clerk in consultation with Members of the Allotments Working Group and then the Chairman & Vice-Chairman.
 - (2) the dates of which to be communicated to tenants in advance.
 - (3) subject to review by the Council thereafter.
- (v) the request for the Council to provide and install water butts be not approved, and such action remain at the discretion of individual tenants in accordance with the tenancy agreement.
- (vi) the request to reduce the water charge pro rata for any period the supply is turned off to conserve and safeguard the supply be not approved.

99 CHRISTMAS**(a) Christmas Best Decorated Property Competition**

Further to minute 61(c)(ii) of 12 October 2021, the Council considered a report by the clerk.

RESOLVED that:

- (i) the report be received.
- (ii) the judging arrangements be approved.
- (iii) given current Government Coronavirus (COVID-19) restrictions and guidance, winners be notified and receive certificates by post before the next meeting, and be announced and congratulated only at the meeting, to limit unnecessary public attendance.

(b) Christmas Leaflet

The Council considered a request from Seamer Methodist Church.

RESOLVED that a contribution of £100 be made towards the printing costs of a small leaflet detailing Christmas services and events in Seamer, Crossgates and Irton.

100 CENTURION WAY COMMUNITY WOODLAND

Further to minute 79 of the last meeting, the Council considered a verbal report by Councillor White.

RESOLVED that:

- (i) the Sirius Minerals Foundation Climate Change Grant application, with successful applicants to be notified by the end of February 2021, be noted.
- (ii) the Terms of Reference for the Centurion Way Community Woodland Working Group be approved.
- (iii) until the next Annual Meeting of the Council, Councillor J White be an appointed Member & Chairman and Councillors K Elbourne & J Stockdale appointed Members of the Working Group.
- (iv) the clerk be delegated to apply for further grant(s) to support the project, in consultation with the Chairman of the Working Group and then the Chairman & Vice-Chairman.
- (v) the Council receive a further report by the Chairman of the Working Group in March 2022.

101 HIGHWAYS**(a) Speed limit B1261 Centurion Way to/from Cayton Low Road/Station Road/Byward Drive**

Further to minute 13(a) of 4 May 2021, the Council considered further correspondence from a resident.

RESOLVED that:

- (i) the correspondence be received.
 - (ii) it be noted:
 - (1) the situation was unimproved and reportedly worse than previously.
 - (2) no update or reply had been received from the County Council Highways service.
 - (iii) the Neighbourhood Policing Team be requested to confirm whether the Headteacher of Lady Lumley's School had been contacted concerning the school bus drop off and pick up arrangements, and any response.
 - (iv) the Chairman and Vice-Chairman's offer to raise the matter again at an informal meeting with the Neighbourhood Policing Team, when they resume on 26 January 2022, be accepted with thanks.
 - (v) an updated response from the County Council's Highways service, concerning the proposed speed survey and consideration of the reduction of the speed limit from 40 to 30mph, be awaited.
- (b) Inconsiderate driving and parking in Pasture Lane, Dennyson Avenue, Bell Close and Eastgate, causing risk to children going to and from Seamer & Irton Community Primary School and inconvenience to residents**

Further to minute 28(a)(iii) of 10 August 2021, the Council considered:

- (1) the observations of the County Council's Highways Customer Communications Officer.
- (2) exploring a 'school street'/'school safety zone', within which access to vehicles at drop-off and pick-up times may be restricted with exemptions for school staff/residents/etc.

RESOLVED that:

- (i) the correspondence be received.
- (ii) the offer of a meeting for a more detailed discussion be accepted with thanks, and this be arranged for Councillor Stockdale with the Highways Customer Communications Officer, Headteacher, Neighbourhood Policing Team and County Councillor Jeffels.
- (iii) the previous advice of the County Council Highways service that restrictions were likely to move problem driver behaviour to a different street rather than prevent it, along with disproportionate impact on other drivers, be noted.
- (iv) a 'school street'/'school safety zone', suggested by a resident, be not further explored.

(c) Vehicle Activated Signs (VAS)

Further to minute 28(b)(ii) of 10 August 2021, the Council considered the advice of the County Council's Senior Engineer, Traffic Engineering.

RESOLVED that:

- (i) the correspondence be received.
- (ii) the purchase and siting of the additional VAS on Lighting Column 133 on the B1261 Musham Bank to the Byways roundabout, Crossgates, for use each way (40mph) be approved, subject to Installation Agreement with the County Council.
- (iii) the siting of the existing temporary VAS on Lighting Column 7 on Stoney Haggs Road, Seamer, for use each way (30mph) be approved, subject to:
 - (1) the further advice of the County Council's Senior Engineer, Traffic Engineering.
 - (2) Installation Agreement with the County Council.
- (iv) the purchase and temporary siting of a second additional VAS on Lighting Column 3 on B1261 Ayton Road, Irton to Scarborough Road, Seamer (30mph) be approved, subject to:
 - (1) the approval of Irton Parish Council, which was next scheduled to meet on 17 January 2022, such that ownership and responsibilities for installation, maintenance and moving of the temporary VAS remain solely with Seamer Parish Council, and
 - (2) Installation Agreement with the County Council.
- (v) deployment of the second additional VAS between Lighting Column 3 on B1261 Ayton Road, Irton and the existing site on Lighting Column 17 on B1261 Main Street, Seamer (30mph) be approved, subject to:
 - (1) the existing resolutions of the Council at minutes 101(c)(iii) & (iv), above, and
 - (2) Installation Agreement with the County Council.
- (vi) speed management procedure surveys be not required for these locations.
- (vii) a further £3,750 of reserves be earmarked into the Road Safety budget for the purchase, installation, maintenance and moving of VAS.
- (viii) the clerk be delegated to undertake the following on behalf of the Council, in consultation with the Chairman and Vice-Chairman, consistent with the resolutions of the Council at minutes 28(b)(iii) of 10 August 2021 [installation of temporary VAS forward from Lighting Column 159 opposite Crab Lane to 164 opposite Southgate] and 101(c)(ii), (iii), (iv) & (v) of this meeting, above:
 - (1) confirm Installation Agreements and Deployment Schedules with the County Council, and subject to these
 - (2) place orders for VAS equipment and installations.

(d) Overgrowing of the footpath on the east side of the B1261 from Musham Bank to the Byways roundabout, impacting on disabled users, most greatly, and parents with children in buggies

Further to minute 81(a)(iii) of the last meeting, the Council considered a verbal report by the clerk, following the response of the Probation Service's Community Payback service.

RESOLVED that:

- (i) it be noted the Community Payback service was unable to assist.
- (ii) the County Council's consent be sought to the Parish Council engaging its Grounds Maintenance Contractor to clear the overgrown grass etc from the footpath.
- (iii) a quotation be sought from the Council's existing Grounds Maintenance Contractor to extend the existing contract in year to clear the overgrown grass etc from the footpath.

(e) Scarborough Road, Pasture Lane, Stoney Haggs Road Traffic Lights

RESOLVED that, further to minute 81(c) of the last meeting, it be noted the signals/queues were monitored by the County Council's Highways Signals team and adjustments made.

(f) Heavy Goods Vehicles inappropriately using Pasture Lane and Chew Lane

RESOLVED that, further to minute 81(d)(ii) of the last meeting, it be noted the location of the proposed signage has been confirmed and was under consideration by the County Council.

102 THE QUEEN'S PLATINUM JUBILEE CELEBRATIONS

Further to minute 82 of the last meeting, the Council further considered arrangements to celebrate Her Majesty's Platinum Jubilee during the extended bank holiday weekend 2 to 5 June 2022.

RESOLVED that:

- (i) it be noted, with thanks:
 - (1) of the local organisations and businesses asked to make suggestions and advise how they would propose to support such celebrations:
 - (a) GW Proudfoot Limited advised they had not yet agreed what promotional activity they would be running in store but would be happy to get involved in any way they could, should suggestions from the village arise, and requested to be kept informed.
 - (b) Seamer & Irton War Memorial Hall Management Committee proposed:
 - (i) afternoon tea or morning coffee in the Memorial Hall on Saturday 4 June 2022.
 - (ii) a tea party on The Green with local charity stalls.
 - (iii) children's fancy dress with two age groups eg 2-6 years and 7-12 years.
 - (iv) the Management Committee would decorate the Memorial Hall.
 - (c) Crossgates Community Centre Management Committee proposed to hold an outside event at the centre.
 - (2) the Chairman of Irton Parish Council proposed to consider joining with Seamer Parish Council for the celebrations at Irton Parish Council's next meeting on 17 January 2022.
 - (3) whilst Seamer & Irton Community Primary School would be on holiday, it had been reported to the Vice-Chairman that the school could contribute, for example by making decorations for the Church and/or Memorial Hall.
 - (4) the Vice-Chairman suggested a procession within the village, for example from St Martin's Church to The Green.
 - (5) if a marquee was required, it could be borrowed from the Friends of Seamer Village.
- (ii) further consideration be given by the Council at future meetings.

103 CORRESPONDENCE

The Council considered the following correspondence/communications received since the last meeting:

- (a) Report of County Councillor Jeffels: PARISH COUNCIL Notes November 26.
- (b) Monthly Police Report.
- (c) Monthly Police Fraud Newsletter.
- (d) County Council briefing on the new Council for North Yorkshire:
 - (i) Presentation.
 - (ii) Frequently asked questions.
- (e) County Council 'FEASTive' programme e-mail and poster.
- (f) Borough Council Consultation - Gambling Act 2005 Statement of Policy.
- (g) Borough Council Consultation - future Cemeteries provision across the Borough.
- (h) Proposals to redevelop the former Argos building in Newborough.

RESOLVED that the reports and correspondence be received.

104 PLANNING MATTERS**(a) Matters not subject to application**

The Council considered a verbal report by the Chairman, following an enquiry by a resident, concerning high scaffolding erected at 20 Curlew Drive, Crossgates,

RESOLVED that it be noted:

- (i) it had been confirmed by the clerk that no application or enquiry had been made in this matter to the Borough Council as the Planning Authority.

- (ii) the scaffolding and covered area were consistent with maintenance, rather than development, of the property.

(b) Planning Applications

(i) Application previously considered and decided by the Planning Authority

- (1) 21/01582/HS Retrospective application for erection of single storey extension to rear, 12 Abbots Garth, Seamer.

Further to minute 84(a)(1)(i) of the last meeting, the Council considered the reply of the Borough Council's Planning Services Manager.

RESOLVED that:

- (i) the reply of the Borough Council's Planning Services Manager be received.
- (ii) the concerned resident be written to, advising of the reply received, with regret that the Council had no power to take any further action and that the resident may wish to take further professional advice.

(ii) Current applications considered by the Council

- (1) 21/02461/HS Erection of single storey rear extension, 20 Burtendale Road, Crossgates.

RESOLVED that this application be responded to under delegation by the clerk, in consultation with Councillor Stockdale, and then the Chairman and Vice-Chairman, on or before 17 December 2021.

(c) Pre-planning Consultation - Beyond Housing Pasture Lane Consultation

The Council considered a verbal report by the Chairman and related correspondence.

RESOLVED that:

- (i) Beyond Housing be written to:
 - (1) advising of the Council's concern and objection to the proposed access road and individual driveways on Pasture Lane, so close to the busy and regularly congested junction with Scarborough Road.
 - (2) advising of the considerable strength of public feeling on this matter.
 - (3) requesting the proposed access to the site and properties be changed before submitting a planning application.
- (ii) Councillor Jeffels and the County Council Highways service be copied into the correspondence.

105 OUTSIDE BODIES

(a) Conference on Local Government Changes and new Council for North Yorkshire

The Council considered a verbal report by the Chairman.

RESOLVED that it be noted the detail of this matter was as contained in the presentation and frequently asked questions at minute 103(d) of this meeting.

(b) Yorkshire Local Councils Associations (YLCA)

The Council considered the frequency with which it should receive bulletins via the clerk.

RESOLVED that YLCA bulletins be forwarded to Members as received by the clerk.

106 FINANCIAL MATTERS

(a) Budget Update 2021/22 April to November

RESOLVED that:

- (i) further to minute 49(b) of 14 September 2021, the actual payments and income received, with a full year forecast against annual budget for the period 1 April to 30 November 2021, be received and noted.
- (ii) further to minute 67(b) of 12 October 2021 and under Financial Regulation 4.4:
 - (1) virements from the forecast underspending budget lines to contribute to the forecast commitments in the other budget lines be approved.
 - (2) the Council receive a report by the Clerk & Responsible Financial Officer confirming the virements and earmarking of reserves [minute 101(c)(vii)] at the next meeting.

(b) Accounts for payment and income received

RESOLVED that:

- (i) the accounts received for payment and income received since the last meeting be approved.
- (ii) further to minute 99(b) of this meeting, the payment of £100 to Seamer Methodist Church be approved.

(c) Model Agreement 2022/23

RESOLVED that:

- (i) the Model Agreement estimates for 1 April 2022 to 31 March 2023 be approved.
- (ii) the Model Agreement estimates 2022/23 be signed by the Clerk & Responsible Financial Officer and submitted to the Borough Council.

(d) Budget Forecast 2022/23

RESOLVED that:

- (i) the budget forecast for the forthcoming financial year be received.
- (ii) the budget for Planters for Crossgates Community Centre be increased to £160 within the existing forecast Services budget.
- (iii) it be noted the precept and budget for the forthcoming financial year would be considered and determined at the next meeting.

107 EXCLUSION OF THE PUBLIC

RESOLVED that, under Section 1(2) of the Public Bodies (Admission to Meetings) Act 1960, the public be excluded from the meeting and no person may report on the meeting for the following items of business, on the grounds that publicity would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted:

- (a) relating to any individual (minute 109, below).
- (b) relating to the financial or business affairs of any particular person (including the authority holding that information) (minutes 108 - 110, below).
- (c) in respect of which a claim to legal professional privilege could be maintained in legal proceedings (minute 109, below).

108 URBAN HIGHWAY GRASS CUTTING 2022/23

The Council considered correspondence from the County Council.

RESOLVED that the Council continue to undertake urban grass cutting in the area in 2022/23.

109 LAND HOLDING

Further to minute 90(ii) of the last meeting, the Council considered a verbal report by the clerk concerning the boundary issues.

RESOLVED that it be noted Pinkney Grunwells Lawyers LLP had been instructed:

- (i) to receive and maintain securely the Council's documents from the Solicitors Regulation Authority within a strong room / archive.
- (ii) to provide initial legal advice concerning the boundary issue.

110 SEAMER & IRTON WAR MEMORIAL HALL KITCHEN

RESOLVED that, further to minute 91(b) of the last meeting, this matter be deferred to the next meeting pending receipt of quotations for the installation of the specified kitchen.

The meeting closed at 9:20 pm

The next meeting of the Council will be held at Crossgates Community Centre, Curlew Drive, Crossgates, Scarborough, YO12 4TL, on 11 January 2022 commencing at 7.00pm