

Botus Fleming Parish Council

www.botusfleming.org.uk



Notice of the Public Meeting of the Parish Council

Members of the Public and the Press are invited to attend all Council meetings

(Public Bodies (Admission to Meetings) Act 1960)

Date: Wednesday 24th June 2020

Time: 7.30pm

Location: Virtual Meeting by remote access Google Meet

To : Chairman & Parish Councillors

Chairman D Edwards

M Ellis, M Fletcher, J Oakes, J Robinson, S White, and D Willey (Vice Chair).

You are hereby summoned to attend the above meeting to consider the items of business.
(LGA 1972 sch.12 para.10(2))

Councillors will be discussing all the items as listed overleaf on the Agenda.

Christopher Cook
Clerk to the Council
15th June 2020

Under the Openness of Local Government bodies Regulations 2014, any members of the public are allowed to take photographs, film and audio record proceedings and report on all public meetings (including on social media). No prior notification is needed but it would be helpful to let the Clerk know of any plans to film or record so that any necessary arrangements can be made to provide reasonable facilities to report on meetings. This permission does not extend to private meetings or parts of meetings which are not open to the public.

Should you wish to record the meeting, you are asked to act in a reasonable manner and not to disrupt the conduct of meetings by, for example, using intrusive lighting, flash photography, or in asking people to repeat statements for the benefit of the recording. Oral commentary may not be made during the meeting. The Chairman has the power to control public recording, and recording must be clearly visible to anyone at the meeting.

Please be aware that whilst every effort is taken to ensure that members of the public will not be filmed, we cannot guarantee this, especially if you are speaking or taking an active role. Members of the public will be permitted to speak for a period of 3 minutes. Please note that members of the public exercising their right to speak during Public Questions Time may be recorded.

The Parish Council recommend that any questions for Members should be submitted in writing to the Parish Clerk 24 hours before the Meeting and that responses may be put in writing at a later date.

Parish Clerk & Responsible Financial Officer
24 Rashleigh Avenue - Saltash - Cornwall - PL12 4NS
Tel. 07523 005414
clerk@botusfleming.org.uk

7.30pm – Item 525 below (Public Bodies (Admission to Meetings) Act 1960 s.1 extended by LG Act 1972 s.100)

Questions and comments from members of the public (limited to 15 minutes in total)

This provides an opportunity for members of the public (who are not usually permitted to speak during the meeting except by special invitation of the Chairman) to participate before the start of the meeting by asking questions, raising concerns or making comments on matters affecting Botus Fleming and Hatt. No decision can be taken during this session*, but the Chairman may decide to refer matters raised for further consideration.

* Councils cannot lawfully decide items of business that are not specified in the Summons/Agenda (LGA1972 Sch.12, paras 10(2)(b) and Longfield Parish Council v Wright (1918)

Agenda | 24 June 2020

524/2020 Chair's Welcome & Announcements

Health and Safety housekeeping announcement,
Recording of Meetings – Please notify the Chair if you are intending to record this meeting.

525 Public participation

526 To receive Apologies for Absence and approve the reasons given.
(LGA 1972 sch.12 para. 40) (LGA 1972 s.85 (1) & (2))

527 Declarations of interest

Parish Councillors will be asked to make any declarations of interest in respect of items on this Agenda. Items A to C accord with the requirements of the Parish Council's Code of Conduct and Item D accords with the Localism Act 2011 s33(b-e). This does not preclude any later declarations.

A. Pecuniary/Registerable Declarations of Interests – Members must declare an interest, which has been declared on their Register of Financial Interests Form, relevant to this Agenda.

B. Non-registerable Interests – Members must declare non-pecuniary interests at the start of the meeting or whenever the interests become apparent.

C. Declaration of Gifts – Members must declare any gift or hospitality with a value in excess of £50.

D. Dispensations – Members to consider any written requests for dispensations.

528 Under the Emergency Scheme of Delegation an Announcement Notice was issued 1st June 2020 to inform residents regarding the Election of a Chairman & Vice Chairman for 2020/2021 until 26th May 2021. This information included Finance, Councillor Reports and Policy review. A separate Notice was placed dealing with Planning Applications.

529 Matters arising from the Minutes for report purposes only.

530 A Report from Cornwall Councillor Jesse Foot

531 Finance

A Accounts for Payment.

Members are asked to note the following items of expenditure for the month of **June 2020**.

Date	Payee	Description	Cheque No.	£
24/06/2020	Christopher Cook	Salary	157	233.32
24/06/2020	HMRC	PAYE	158	58.40
24/06/2020	Christopher Cook	Office allowance contractual	159	52.00
24/06/2020	BMS Landscaping	Grass cutting (June)	BACS70	207.00
24/06/2020	Biffa	Annual Dog Bin cleansing charge	BACS71	259.20
All Cheque & BACs payment amounts today				£ 809.92

B Direct bank Payments & Receipts for information

All bank receipts for this period **£0.00**. Total receipts 2020/2021 are **£9,746.08**.

Date 24th June 2020

Botus Fleming PC Current Year 2020/2021

Period 3

Bank Receipts statement as at 27/05/2020

for Cashbook - Current A/c 1 & Business Reserve A/c 2

Bank Statement Account Name(s)	Statement Date	Amount	Balances
Current Account - Lloyds A/c 1	27/05/2020		9,746.08
Business Reserve Account - Lloyds A/c 2	27/05/2020		0.00
Lloyds A/c 2 = Earmarked Funds *			
Total Receipts			9,746.08

Available General Funds from March		12,548.55
Add - Receipts during April		9,746.08
Less - Payments made April to May		3,082.90
General Funds as per Bank Statement		19,211.73

1st Precept payment due 7/4/20 £8,080.38

2nd Precept payment due 7/9/20 £8,080.38

07/04/2020 Receipt A/c1	Cornwall Council	Precept April 2020	8,000.00
07/04/2020 Receipt A/c1	Cornwall Council	CTS Grant April 2020	80.38
07/04/2020 Receipt A/c1	HMRC	Vat recovery claim	1,665.70
			9,746.08

27/05/2020 Earmarked Funds receipts *			
Big Event / Christmas Fayre	Account 2	Receipts	0.00
Big Event / Assets	Account 2	Receipts	0.00
Sports & Recreation	Account 2	Receipts	0.00
BOTHER Climate emergency	Account 2	Receipts	0.00
Neighbourhood Development Plan (NDP)	Account 2	Receipts	0.00
			0.00

C Bank reconciliation and Earmarked Funds (EMF) balances at 24th June 2020

Date 24th June 2020

Botus Fleming PC Current Year 2020/2021

Period 3

Bank Reconciliation statement as at 27/05/2020

for Cashbook - Current A/c 1 & Business Reserve A/c 2

Bank Statement Account Name(s)	Statement Date	Amount	Balances
--------------------------------	----------------	--------	----------

Current Account - Lloyds A/c 1	27/05/2020		19,211.73
Business Reserve Account - Lloyds A/c 2	27/05/2020		8,085.72
A/c 2 = Earmarked Funds *			
Total balance			27,297.45

Unpresented Cheques (Minus)		0.00	0.00
			27,297.45
Receipts not banked / Cleared (Plus)		0.00	0.00
			27,297.45
		Balance per Cash Book is :-	27,297.45
		Difference is :-	0.00
		Available General Funds	19,211.73

22/04/2020 Earmarked Funds *			
Big Event / Christmas Fayre			3,285.52
Big Event / Assets			1,400.00
Sports & Recreation			1,781.54
BOTHER emergency response			200.00
Neighbourhood Development Plan (NDP)			1,418.66
			8,085.72

D Monthly budget monitoring balances at 24th June 2020

Summary Expenditure Account Year **BOTUS FLEMING PARISH COUNCIL**
 ended 31st March 2021 Monthly Budget
 monitoring

YEAR END 2020-2021

Period 3 - June

Lloyds Current Account A/c 1 - 38772468	Budget 2019 2020 *	Expenditure 2019 2020	Budget 2020 2021 *	Expenditure as at 24/06/20	Budget available
Expenditure :					
Clerk's Salary & Locum expenses	4,000	3,000	4,000	694	3,306
HMRC	0	742	700	174	526
				868	
General & Administration :					
Postage & Admin.	400	446	400	87	313
Legal & Website	650	981	500	160	340
Legal - Recreation Field Lease	0	0	1,500	20	1,480

Elections & Adverts	0	0	0	0	0
Training & Expenses & Subscriptions	1,200	1,043	800	325	475
				592	
Contracts :					
Grasscutting	4,250	2,950	4,250	637	3,613
Insurance	1,000	837	1,000	709	291
Rent	2,150	2,170	2,500	0	2,500
Maintenance & equipment	200	253	500	216	284
				1,562	
Other Payments :					
Grants & Donations	650	325	650	600	50
Projects & Newsletter	300	910	1,000	25	975
Big Event *	1,400	1,657	1,400	0	1,400
Neighbourhood Dev. Plan *	250	0	250	0	250
Budget other *	3,100	2,106	2,850	0	2,850
Vat recoverable amount	0	1,665	0	0	0
				625	
* includes Projects, Bother & (CAT)					
Total Budget £4,500					
Total Payments	19,550	19,085	22,300	3,647	18,653
Vat amount to date 2020 2021				245	

RFO 24th June 2020

E Signing Annual Governance (AGAR) Statements 2019/2020

(Refer to Agenda (AMPC) 27th May 2020 items 514 (b), (c) & (d)

532 Planning

New Planning Applications – One received

Application link <http://planning.cornwall.gov.uk/online-applications>

Application PA20/04514

Proposal Proposed conversion of and extension to redundant farm buildings to provide four units of holiday accommodation

Location Rumbullion Farm Hatt Saltash Cornwall

Applicant Mr J Crocker and Mrs V Lintern

Grid Ref 240294 / 61950

Planning Application Decisions – None received

Planning Application – For Information

Planning Application received after the Agenda issue – To be advised

533 Neighbourhood Development Plan – Cllr Dave Edwards (Chairman)

www.botusflemingandhattndp.com

Report deferred until 22nd July 2020

534 Parish Plan - Cllr Dave Edwards (Chairman)

Report deferred until 22nd July 2020

535 Recreation Field - Cllr Dave Edwards (Chairman)

536 Grass cutting contract - Cllr Dave Edwards (Chairman)

537 Councillors' Reports

- A Asset Audit - Cllr Sally White
- B Bio diversity - Cllr Malcolm Fletcher
- C Climate change emergency - Cllr Malcolm Fletcher
- D Cornwall Network Panel - Cllr Dave Edwards (Chairman)

538 Sub Committee report - Cllr Dave Willey (Chair of Sub Committee)

539 Matters for information purposes only

Return of Acceptance of Office forms to the Parish Clerk in respect to the posts of Chairman & Vice Chairman as appointed 27th May 2020.

540 Cllr Alex Smith resignation - Cllr Dave Edwards (Chairman)

The letter of resignation can be viewed on www.botusfleming.org.uk

541 Correspondence

Correspondence as follows listed on the website www.botusfleming.org.uk

D Morgan letter to the Parish Council 27th May 2020

See Appendix 1

Parish Council letter of reply to D Morgan 27th May 2020

Denis Morgan
15 Fairway Gardens
Sparkwell
Plymouth
Devon
PL7 5FE

27th May 2020

Dear Mr Morgan

Thank you for your letter dated 27th May 2020 and your details for a return postal address.

In order to avoid any confusion, your original letter dated 28th March 2020 (that you have again included in your current correspondence) did not receive a response because you did not furnish us with a return postal address. I hope this reply now rectifies and explains your query.

There have been no public meetings since February 2020 due to social distancing restrictions reflected by the National Guidelines and extended instructions originally issued to Clerks and Councillors on 17th March 2020 by the Cornwall Association of Local Councils (CALC).

Botus Fleming Parish Council notes your concerns and comments and your letter will be included under correspondence for the June 2020 public meeting.

Yours sincerely

Christopher Cook

Parish Clerk & Responsible Financial Officer

Botus Fleming Parish Council

24 Rashleigh Avenue,

Saltash,
Cornwall
PL12 4NS
Tel. 07523 005414 clerk@botusfleming.org.uk

542 Date of next meeting.

The next Meeting of the Council will be the Public Meeting on Wednesday 22nd July 2020.
This Meeting will be held at 7:30pm as a virtual remote access meeting for residents.

543 End of meeting

APPENDIX

Botus Fleming Parish Council
Via the Parish Clerk
24 Rashleigh Avenue
Saltash
Cornwall
PL12 4NS

Denis Morgan
15 Fairway Gardens
Sparkwell
Plymouth
Devon
PL7 5FE

27th May 2020

Re [REDACTED]

Dear Councillors,

Within the body of this letter, I include a copy of my letter of 28th March which was neither acknowledged nor replied to.

I saw, from the parish website, that my letter had not been included on the agenda of the Parish Council meeting scheduled for today (but cancelled).

Having spoken to the Parish Clerk this morning I was somewhat surprised to be told my letter had not been included within the agenda as it did not contain my address. I was unaware of such a regulation and would appreciate you referring me to where I can find that reference? In any case, I have to ask why you didn't just reply to my email and advise me?

I have now included my address and am also sending you a signed hard copy. Once again, I ask that this letter (dated 27th May) is included in the agenda of your next Parish Council meeting and that you attach a copy when publishing the agenda. You have my permission to publish my name. If you require [REDACTED] permission to include [REDACTED] please let me know by return. I am happy to obtain it in writing for you.

To: Botus Fleming Parish Council

28th March 2020

From: Denis Morgan

Re: [REDACTED]

Dear Councillors,

Since my resignation as Chairman of BFPC I have stayed clear of council matters. However, having recently heard that the council have labelled [REDACTED] "vexatious", I cannot stand back and say nothing.

[REDACTED] has explained the events leading to this and I have also seen [REDACTED] reply to you seeking a withdrawal of this 'label'. [REDACTED] reply comprehensively explained why your actions are unjustified and there is no need for me to provide further detail. Suffice to say I firmly believe [REDACTED] is absolutely right to call you to task regarding this recent development.

Without going over events leading up to [REDACTED] I believe every Councillor who served [REDACTED] will agree that [REDACTED] worked tirelessly in support of the wellbeing of the Parish. Furthermore, [REDACTED] did his utmost to ensure that our Council did matters properly, operated within its authority, adhered procedurally to guidelines and principles, and operated within the law.

It seems clear to me that as a parishioner, [REDACTED] has attempted to continue to provide guidance and support in this way; as is [REDACTED] right and perhaps even 'duty'. However, [REDACTED] efforts and advice relating to continued governance issues have apparently either been misconstrued, or alternatively regarded as a barrier to operating ultra vires?

[REDACTED] has made no complaint about individual councillors and [REDACTED] comments actually relate to issues which could have been avoided with effective and proper guidance from the Clerk. I am therefore more than surprised that [REDACTED] discreet attempts to voice concerns have somehow resulted in an inappropriate use of a complaints procedure which, in turn, seems to have been used as an excuse to label [REDACTED] as 'vexatious'. This does look like an attempt to silence inconvenient challenges?

Under the circumstances I would strongly recommend that the Parish Council reconsiders its actions in this matter and perhaps tries to engage with [REDACTED] positively instead of treating [REDACTED] as a nuisance. I think [REDACTED] suggestion of mediation via CALC is a good one.

In any event, I believe that the Parish Council owes [REDACTED] an apology and should withdraw this allegation of vexation, which is obviously untrue and even defamatory.

I am both saddened and disappointed that such a decent group of people cannot collectively be better than this.

Regards

Denis Morgan

P.S. I have today been made aware of your response to [REDACTED] letter and accordingly, I must ask that this letter is included in the agenda of your next Parish Council meeting and a copy attached when publishing the agenda.

Can I ask you to acknowledge this letter please?

Thank you.

Denis Morgan