

TUTBURY PARISH COUNCIL (TPC)

Due to the outbreak of Corona Virus remote meetings have been permitted according to the regulations that came into force on 4th April 2020 The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020

A virtual meeting of the Parish Council was hosted by ZOOM 27th July 2020. Those present were Cllrs, R Lock (Chairperson) K England (Vice Chair), C Smedley, T Spencer Smith, L Anderson, P Steadman, F Crossley, W Crossley, L Evans, M Upton,

Borough Councillors S Gaskin, G Raybould, County Councillor P White in attendance Karen Duffill (Clerk)

4 members of the public.

07/20 1. Apologies

Cllr D Morris

07/20 2. Minutes of the meeting held on 15th June full parish

The minutes were agreed as a true record and signed by the chairperson. However, Cllr W Crossley did not attend the June meeting due to illness. Apologies could have been accepted on those grounds.

07/20 3. Declarations of Interest & Dispensation requests:

3.1 None declared

07/20 4. Public Participation:

4.1 A member of the public wanted to speak regarding the use of the bus service through Heritage Park, he presented two photographs. The first photograph was showing two buses passing each other with one mounting the kerb. The second photograph was of a bus collision with a supermarket delivery van. Residents were concerned of the safety of school children walking to school on this main route through the estate. Residents reported that the road was not wide enough to cater for the buses and the traffic using it. This was causing unnecessary pollution. There were cars frequently parked along the bus route. It was not safe for a bus route past the allocated open space that is assigned as a children's play area.

The road was not finished as there are still raised iron works, as the road has not been adopted, there is no formal speed restrictions or bus stops.

Residents stated that the bus service starts at 6.15 am and runs until 19.30. The frequency is every 30 minutes with hardly anyone using the service on the estate.

Double decker and large buses were too large and not required for the passenger numbers using it.

Residents thought that the short walk to the nearest bus stops on Burton Road were sufficient.

One resident raised concern of the dangerous exit from Heritage park and the overgrowth of vegetation at the entrance to Heritage park was dangerous due to the speed on the A511. He requested that the vegetation was cut back that was reducing the footpath. Accidents and near misses have increased on the A511 and on Heritage park. The footpath on Burton Road from the furthest exit on Heritage Park is inadequate.

07/20 5. Clerks Report including correspondence

Updates

5.1 The Borough Council have taken ownership of the overgrown tree problem on Portway Drive.

5.2 The County Council have written to residents that are affected by the proposed Traffic Regulation Order relating to the installation of speed cushions and changed in parking restrictions around the village. The deadline to respond to the consultation is July 22nd

The bench has been installed into the High Street Bus Shelter.

5.3 The clerk has instructed the Triangle contractor to remove the large tree stump left on the Triangle.

5.4 Large groups of young people have been reported to be gathering at the weir and leaving large amounts of rubbish. Local residents have been clearing the rubbish and the land owner has been collecting it. The clerk has informed the police and the Borough council and requested that the large amounts of rubbish are left at the Mill site to be removed by the Borough Council. The cricket club have also requested larger bin collection at the Mill site. Cllr G Raybould and S Gaskin have been assisting with the issues. Police Officer Lee Parden will try and provide police presence when the next warm spell of weather is forecast to try and ask people to take their rubbish home and conform to social distancing.

5.5 Additional car parking lines have been painted in Duke Street carpark, following the removal of the bins.

5.6 The strip of land that was causing concern for residents in Queens Rise was owned by resident in Norman Road and he reported that a dropped kerb has been requested. Once installed parking across it will not be possible.

5.7 The remaining tree work removal from the closed churchyard will take place on Monday 3rd August.

5.8 The complaint logged with Lloyds bank is now resolved and we now have the necessary processes in place to start online banking. Due to the time and the amount of phone calls taken in resolving this compensation of £220 has been awarded to the parish council.

Correspondence

5.9 Mill Fleam concern

The Civic Society have worked hard in trying to get work done and [to get the Fleam](#) flowing again over many years and sadly, due to so many issues, still no work has been done. [Back in 2014 Andy Mason](#) (ESBC?) had been in touch with the Environmental Agency. The Civic Society understand that the Fleam should be maintained by the Borough Council and should be allocated annual financing. At that time reeds were one of the biggest problems as they grow and then fall and produce silt.

There is stagnant water in places which is causing concern.

Following the Facebook shout out, a lot of response and pictures have been shared on how it used to look and I, as do many others, feel something must be done. Would the parish council be in agreement that something needs to be done?

5.10 Football Grant Application

Tutbury Tigers have submitted a preliminary £7600 grant from the Football Foundation for portable floodlights and a storage container. A minimum of 25% of this value needs to be contributed by Tutbury Tigers

The plan is to allow for some partial winter training at Cornmill lane (pitch condition and weather permitting) to reduce the annual training costs at St Georges Park .This accounts for approximately 70% of annual outgoings of Tutbury Tigers. With the financial savings the club could then reinvest this into pitch improvements / maintenance and training kit / equipment.

The details of this grant for 10 x LED battery powered portable floodlights and a 4m x 2.1m container for secure storage. Battery powered will mean that no generator is required to eliminate noise pollution. The positioning and illumination of the floodlights will also mean negligible light pollution. The football club sought a statement of agreement in principle to this project and has permission and no objections to the siting of a container (location to TBC by TPC)

The clerk has sought the relevant permission from Parish charities and the Borough Council. Planning permission is not required for a portable structure under 4m high. It will be covered by permitted development. The charities committee agreed to the proposal asked that the container was the same colour as the existing one (green) and consideration of the residents was made.

5.11 An email has been received requesting the parish council to consider a skate/ pump park. This will be added to a future agenda.

07/20 6.0 Borough and County Council Report

6.1 County Councillor P White reassured the council that the Covid 19 spike in cases in the Shobnall and Anglesy area had been dealt with. The County council were a leading authority in getting the virus under control to avoiding a local lockdown.

6.2 The deadline for public response to the speed cushions and parking changes had been extended until the 4th August due to the omission on a response slip in the original correspondence.

6.3 A member enquired if Burton Albion community support were still involved in the Covid provision for food parcels delivery etc. Cllr White had said that the demand for the parcels had dropped and was aware that Burton Albion community trust were returning to their normal summer activities and community work. However, he would clarify the situation.

6.4 Speeding on A511 This has been raised with Highways, their response suggested that reducing the speed limit with signs probably would not be effective and needs a more comprehensive solution. A resident has witnessed a number of accidents and near misses.

The overgrown footpath and overhanging trees are increasing the problem of pedestrian having to go onto the road, and motorists not being able to see the road signs. The footpath is not adequate and could be cut back and made considerably wider, allowing pedestrians and cyclists more room.

The inadequate pavement not being laid all the way from the exit on Bluebell Way into the village. has been raised on many occasions with the developers and the County Council.

• Mill Fleam response

Borough Councillor S Gaskin has visited the sluice gates and believes they are open as much as they can be. However, for the water to flow it requires to be dug out where the fleam joins it. This will require grants to make this possible. It would be better with the water flowing through and return this area to its former glory.

Licensing update taxi drivers can use a drive through Covid testing facility .

No Fly tipping has been reported in Duke Street car park since the bins have been removed. Cllr Gaskin has requested that the remaining bins are emptied more regularly with the increase in public use of open spaces.

ESBC cannot install bins on Heritage Park until the roads have been adopted by the cCounty Council. A member reminded the Borough Councillor that new dog bins were required at Elm Lane.

A member asked if there will be a food collection facility. This will be guided by the government scheme for next year 2021.

A request for additional schedule collections for larger items in Duke St car park was made from two members. However, there is a small charge for this to be collected from kerbside households rather than a separate free collection from the carpark.

A member enquired if selective licences for landlords will be implemented in this area. It was though it is being looked at but not for this area at the present time.

07/20 7.0 To consider and approve the signing of the additional statutory declarations and new lease or Ferrers Avenue.

The Parish Council resolved to renew the existing lease in December 2019. The lease term was from November 2018 for three years. However, when the request was submitted to the Duchy instead of a supplementary lease being issued to be signed as previously carried out. The Duchy's solicitor has issued a new lease with additional

TENANT'S STATUTORY DECLARATION IN RESPONSE TO LANDLORD'S NOTICE THAT SECTIONS 24-28 OF THE LANDLORD AND TENANT ACT 1954 SHALL NOT APPLY TO A BUSINESS TENANCY.

The chair summarised the situation of the dealings with the Duchy. The clerk sought legal advice ,who suggested that the parish council position will be weakened and the lease is very short. The Duchy would be able to reclaim the land more easily.

The declarations required a legal witness. Given the unwillingness of the Duchy to negotiate the term of the lease and their insistence that the Statutory Declarations are signed to weaken the councils' tenancy rights. The future of Ferrers Avenue playing fields is in jeopardy and the Duchy may want to reclaim the land for development.

A member reported that this piece of land was put forward for development but was rejected at the last local plan hearing. It has always been the Parish Councils' belief to protect this land. Other members greed that there was a risk of the land being sold for development.

A member suggested that the MP should be alerted to help protect this land.

Members suggested a meeting to discuss this matter further was required as some members did not think that this should be signed.

07/20 8.0 To review the usage of the bus service and the adoption and safety of the roads on Heritage Park

8.1 Members listened to the public speaking regarding he issues on Heritage park. Members noted that the issue of the inadequate footpath had been raised with the developers, Borough Council and County Council many times and that if the footpath was improved a bus stop on Burton Road nearer the estate might be a safer option.

8.2 A member informed the council a car had collided into his fencing on Bluebell Way and had safety concerns resulting from other accidents on Heritage Park.

8.3 Members commented on the bus use prior to the Covid 19 lockdown period that they were bus users utilising these bus stops, especially elderly users who require a bus stop nearer their properties on the estate. Members were aware that there were early morning passengers using these stops.

8.4 Members reported that the design of the road layout was not suitable for a bus route and have previously commented on the road design, and inadequate services resulting from the road not being adopted.

8.5 The chair proposed that the Parish Council could contact the bus companies and reiterate the residents' concerns and request the usage data prior to further decisions being made. The County Councillor had previously requested this information and appreciated the Parish Council support in following this up. It was noted that the bus service is not a Parish Council matter. However, it was proposed that the Parish Council represent the residents' concerns.

Resolution

Cllrs voted in favour to contact the bus companies and request usage data of the bus services through Heritage park on Bluebell Way.

07/20 9.0 To review the feedback and approve the purchase of picnic benches for playing fields sites

9.1 Feedback from the letters to residents regarding the installation of picnic tables highlighted four main issues

1. Antisocial behaviour
2. Noise
3. Parking
4. Litter
- 5.

Insufficient bins were reported as being the main issue for both sites.

The litter provision is a small bin at Ferrers Avenue. The bins at Cornmill Lane are often overflowing. A larger bin is required before the benches could be considered. A request was made to the Borough Council to increase the bins and collections of these.

Cllr Gaskin would contact the open space team to install more bins and get them emptied more regularly. The clerk suggested a recycling bin for the plastic bottles waste.

9.2 Members raised concern that the users would not use the bins if they were installed. Craythorne Lane in Rolleston was brought up as an example that the installation of benches was a precursor to antisocial behaviour.

9.3 The sample of residents were the close neighbours of the facilities who reported objections. This is not representative of the whole village who may want to use the facilities. Two members suggested that a certain level of usage of the facilities with noise and litter is to be expected from a playing field and residents should accept that if they chose to live near a playing field. However, more enclosed spaces are seen to be more of a problem, it is how they are monitored and managed that can make a difference as shown in other areas such as Eton Park. The chair suggested that the PCSO should be contacted to find out about anti social behaviour related to benches in the area specifically at the Mill site.

07/20 10.0 To Review the exit from Ferrers Avenue onto Redhill Lane and approve necessary maintenance.

- 10.1 The chair had produced a document with suggestions to repair the boundary of the playing field. This was to address safety concern and prevent the informal exit from the playing field onto Redhill Lane. The council had resolved to re-establish the hedge and remove the earth bridge exit.
- 10.2 Some members suggested that it may be safer to keep the exit for pedestrians to use the exit to escape the danger of the blind bend on Redhill Lane, this exit is well used by walkers, therefore were not in favour of closing the access as there is no room for a footpath on that road.
- 10.3 The condition of the lease is to maintain the boundary.
- 10.4 There is an earth bridge with a drainage pipe through it that will need to be removed. A member queried if this was Parish Councils' land responsibility to remove. The clerk will clarify that with Highways.
- 10.5 A member suggested that a sturdier post and rail fence should be used as opposed to chestnut fencing. To keep the cyclists out. Members were concerned that it would get knocked down and the exit remade like it has done previously. With a sturdier fence there was a danger it could be climbed over, but not if chestnut hedging was next to it. It was also worth noting that the lease term had not been decided and therefore not secure to spend a large amount of money on.
- 10.6 A member suggested that signage should also be installed.

Resolution

Cllrs voted in favour of the proposal to remove the earth bridge, subject to highways approval and get quotes to re-establish the field boundary, with combinations of hedging and fencing.

107/20 11. 0 To review and respond to Standards in Public Life: Proposals on a new Code of Conduct.

The clerk requested that councillors completed the online survey that was included in the clerk's report by the deadline of 17th August.

07/20 12. 0 To review Rights of Way maintenance.

12.1 The clerk distributed a summary document of the issues that she has recorded after walking the footpaths for Tutbury some routes are still outstanding. The overall conclusion was that the footpaths have not been maintained for a while. There is insufficient way markers. The stiles are worn but not broken. There is lack of signage from the road for footpaths and excessive use of electric fencing which is off putting for walkers to our parish. The Rights of Way officer has suggested there are three ways of addressing the issues raised.

1. To log all the faults for the public Rights Of Way team to address, however with only two rights of way officers for the whole of Staffordshire there would be no guarantee that all issues could be addressed.

2. Form a volunteer group and the County Council would provide the stile kits, finger posts way markers etc for the volunteers to install.
3. Employ a contractor to install the footpath improvements and claim a grant through the community path initiative towards the cost.

12.2 A member suggested that the Ramblers Association sometimes undertake volunteer work. An ex councillor could be contacted to help but councillors should be doing more to address this problem. More faults should be logged to get issues resolved.

Resolution

The clerk will log the issues raised and the council should put a proposal together for the community path initiative to improve the network.

07/20 13. To approve Accounts for Payment.

The payment list issued was approved and the payments will be made by online banking. The chair and the vice chair will approve the online accounts.

Description	Supplier	Net	VAT	Total
Clerks Salary	Karen Duffill	928.11	0.00	928.11
Clerks Employer Pension	Staffordshire County Pension Fund	289.54	0.00	289.54
Clerks Expenses	Karen Duffill	31.00	0.00	31.00
Legionella Control	Sterilizing Services Ltd	36.00	7.20	43.20
Employee Pension Contribution	Staffordshire County Pension Fund	162.21	0.00	162.21
National Insurance	HMRC	95.74	0.00	95.74
Changing Room Electricity Supply	Opus Energy	4.29	0.00	4.29
Street cleaning and maintenance	M Guest	338.00	0.00	338.00
Mowing contract	RB Landscaping	150.00	0.00	150.00
Chatsworth Drive Footpath Maintenance	RB Landscaping	50.00	0.00	50.00
Zoom Meeting Software	Karen Duffill (ZOOM)	11.99	2.40	14.39
Joint food bank fund	Horninglow and Eaton Parish Council	100.00	0.00	100.00
bus shelter bench	Glasdn Ltd	326.02	65.21	391.23
Signs	Viking Signs Co Uk	19.07	3.81	22.88
Signs	Amazon	7.10	0.00	7.10
Signs	Amazon	4.49	0.00	4.49
Maintenance works	RB Landscaping	50.00	0.00	50.00
Maintenance works	RB Landscaping	50.00	0.00	50.00
Maintenance works	M Guest	52.00	0.00	52.00

07/20 14.0 To review the Draft Boundary Review report.

14.1 The Clerk distributed the proposed ward information as a result of the initial consultation and asked for the working party to read the information and report back with comments for the meeting. The clerk has put details of the consultation onto website for the public to access.

The request for Tutbury to be in its own ward has not been adopted, Outwoods parish has been split and the proposal includes only part of it in the Dove ward. Rolleston has joined the Dove ward. The proposed number of Cllrs for the new ward is now three for the larger

ward. This will mean that Tutbury will be less likely to be represented as a parish from a person from Tutbury, and that Tutbury's unique requirements will be diluted by the other two parishes. The members of the working party recommend that the parish council resubmits the request for one representative for Tutbury as an independent ward and not to be included in the newly created Dove ward and resubmit another response.

Resolution

Cllrs voted in favour to submit a counter response to the consultation by the September deadline. The working party would submit a proposal to the clerk.

07/20 15.0 Items for the next Agenda

- Mill Fleam
- Speeding on A511
- Skate Park Provision
- Picnic Benches provision at Playing Fields sites
- Boundary repair Ferrers Avenue Playing Field
- Transfer of open space from the Borough Council to the Parish Council.
- Plans for the Triangle.
- Budget

07/20 16.0 Date of Next Meeting

3rd August Planning Meeting

Ferrers Avenue Lease meeting

21st September Full Council

Meeting ended 9.45