

Clerks report May 18th 2021

5. Formation of Council committees/ working parties

The existing committee. Working parties have been agreed.

Suggestions from Cllrs include the formation of a new committee to replace the community building committee. **Tutbury on-going 5-year Community Facilities Plan'**

A change to the staffing committee has also been suggested.

GPOC

The General Power of Competence ⁽¹⁾ replaced the Power of well-being ⁽²⁾. This power is known as the power of first resort and allows a council to act without restrictions of budget and place, provided it acts in a lawful way. The power can be used where there is no other statutory power applicable.

There are restrictions in using this power. A council eligible to use the power must have.

- 1) A qualified clerk who holds a sector specific qualification e.g., the CiLCA or a Higher education certificate in Community Governance. (Degree in Local Government Administration from eligible awarding bodies.
- 2) Two thirds or more of the councillors have been elected.

The GPC allows a local authority power "to do anything that individuals generally may do (s 1(1))".

The council must pass a resolution at the annual meeting after the election of the chair, setting out that they are eligible to apply the power, and this must be reaffirmed every year to confirm that they are still eligible in the annual meeting.

Examples

Activity	Restriction	Risks
Take over the local post office	Should not trade in competition with another local shop.	In danger of diminishing public money and confidence
Set up a company or co-operative E.g., a sports/youth centre	Must be for the benefit of the community and not set up for profit.	The commitment to run the company outlives the eligible status of the council.

To invest money into a struggling enterprise	Cannot raise the precept to carry out the loan.	Funding must be available to sustain the commitment.
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Legal reference

- 1) Localism Act 2011 s1
- 2) Local Government Act 2000 s2.

Source

www.legislation.gov.uk/

Policies update

The following policies that are on the website need to be ratified at the meeting as being the updated versions. Cllrs should read these policies before voting to accept that they are ratified.

- Publication Scheme 2021 and Model Publication Scheme
- Media Policy
- Social Media Policy
- Grant Award policy
- Covid Grant award policy
- Complaint's procedure
- Equal Opportunities Policy
- Planning Committee terms of reference
- Employer Pension Policy and complaints procedure needs updating with new Chair details.

The following policies will be reviewed in June after data Protection refresher training. Additional policies will need to be added to this area of legislation.

- Data Consent form
- General; Privacy Policy
- Freedom of Information and related legislation

The current policies need updating with the new one listed.

- Grievance Dignity at Work

should be replaced with .

1. TN 22 DiLdisciplinary and Grievance arrangements, and
2. Tutbury Parish Council Disciplinary Policy.

The new Code of Conduct model has been published and will be reviewed in July 2021.

Additional policies should include.

Clerks Exit Policy

Health and safety Policy

Correspondence

A complaint was received regarding litter and plastic bottles left at Cornmill Lane after the men's team had played, although not all the rubbish could be attributed to the footballers a Tutbury Tigers representative did clear it away and assured the parish council that this is done every Sunday morning before the juniors train.

An email has been received with a concern of rats eating bird food left in the trees neat the smaller children's play area. This has been raised with the Borough Council open space team. ESBC are instructing pest control to look at it.

A request has been made from Burton All Stars to hold small child's groups of 4 for sporting activities on the pitch or grass area when the football teams are not training. This has been encouraged by the clerk to use the public space. Changing facilities were not required. However, they found an alternative venue due to their requirements clashing with the football team training sessions.

Fly ripping of garden waste has been reported by the Friends of Elm Lane volunteers when tidying and clearing Elm Lane. A resident of Portway Drive has had their conifers cut back and left the branches in the lane. A letter has been sent by the clerk to ask them to be removed. The debris has been removed.

Concerns have been raised regarding the resurfacing of Mont Street and Cllrs were requested to log a fault so it could be fed back to Highways. Then it can be escalated

Concern was raised by a resident that warning sign for the roundabout had not been erected at near the roundabout, and that speed was still an issue for larger vehicles not slowing for the speed humps, Once logged with Highways this will be escalated with the county council. I am awaiting feedback from the resident who raised it. Could Cllrs investigate and log this if necessary?

A donation request letter was received from Harvey girls and dads 4dads. This will be added as an agenda item for June if a grant application is received. Grant application details have been sent.

Concern has been raised regarding a sycamore tree height in Elm Lane This will be escalated to the correct authority.

The monitoring equipment that has been placed on Green Lane to assist in safety monitoring has been thrown in the hedge, Ric It has been informed, this has also been reported to Highways. Richard Rayson has asked to keep an eye out if this happens again if the police could be informed of the criminal damage and it should also be reported on the Report IT Staffs County App.

An enquiry has been made as to the origin of stone sculpture in Tutbury near the Mill. This enquiry has been sent to the Civic Society.

A Further incident of fly tipping of a gas bottle has been reported on Elm Lane which the clerk is dealing with.

End of Year Accounts and audit.

14.1 To review Auditor Report

14.2 To consider and approve the Annual Governance Statement
2020

15.3 / 2021

See sperate document of the internal audit report and completed document for the AGAR Statement.

18.0 To receive an update on the funding bid to improve the Facilities at Cornmill Lane.

Previous Resolutions

2nd March 2021 Resolution

To investigate erecting a community building and or improving the current facilities at Cornmill Lane. and if appropriate submit grant applications.

7th April Resolution

If the parish council resolved to submit a bid for the £250k Tutbury Fund. Cllrs voted in favour to nominate Cllr Steadman to write a bid on behalf of the Parish Council.

7th April Resolution

Eligible Cllrs voted in favour to allocate the £500 budget to support a funding bid.

The council have resolved to submit a funding bid to improve the facilities at Cornmill Lane and have secured the budget of £500 for initial technical feed in putting a bid together. The architect Egon Hansen will present the plans for the funding bid to be submitted.

19. To approve a funding bid for outdoor gym equipment to be placed on either /or all play area locations within Tutbury.

The working party seek approval for an additional funding bid to be made for the Community Grant fund for an outdoor gym equipment to be installed at either or all play areas in Tutbury. Heritage Park. Ferrers Avenue playing field, and The Mill site. By adding additional equipment to these areas, it would provide extra benefit to the existing sites encouraging people of all ages to be more active and will improve the existing facilities.

The funding bids would all be subject to landowner's permission and collaboration with East Staffordshire Borough Council and Tutbury Charities.

20.To approve Accounts for Payment

See payments list report.