

ILLOGAN PARISH COUNCIL

Minutes of the Devolution Committee held at Penwartha Hall, Illogan on Monday 8th December 2014 at 7.00pm in Penwartha Hall, Voguebeloth, Illogan.

PRESENT: Councillors Ekinsmyth (Chairman), Pavey (Vice Chairman), Ms Cadby, Mrs Ferrett, Holmes, Mrs Loxton and Miss Pollock and Mr Rowe

ALSO PRESENT: Ms S Willsher, Clerk

The Chairman explained the safety procedures.

DC14/12/1 TO RECEIVE APOLOGIES FOR ABSENCE

Apologies were received from Cllr Ford and Mr Bowman, Mr Maddern and Mr Simons.

DC14/12/2 MEMBERS TO DECLARE DISCLOSABLE PECUNIARY INTERESTS AND NON-REGISTERABLE INTERESTS (INCLUDING THE DETAILS THEREOF) IN RESPECT OF ANY ITEMS ON THE AGENDA AND ANY GIFTS OR HOSPITALITY OVER £25

There were no interests declared.

DC14/12/3 TO CONSIDER APPLICATIONS FROM MEMBERS FOR DISPENSATIONS

There were no applications from members for dispensations.

DC14/12/4 TO RECEIVE AND APPROVE THE MINUTES OF THE MEETING HELD ON THE 14TH OCTOBER 2014 AND THE CHAIRMAN TO SIGN THEM

It was proposed by Cllr Holmes, seconded by Cllr Miss Pollock and:

DC14/12/4.2 RESOLVED: that the minutes of the meeting of the Devolution Committee held on the 14th October 2014 are received and approved and signed by the Chairman

On a vote being taken the matter was approved unanimously by those entitled to vote.

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DC14/12/5 MATTERS ARISING FROM THE MINUTES AND A REPORT ON PROGRESS OF ACTIONS, FOR INFORMATION ONLY

There were no matters arising.

DC14/12/6 PUBLIC PARTICIPATION (MAXIMUM OF 15 MINUTES – EVERY SPEAKER A LIMIT OF 3 MINUTES UNDER COUNCIL STANDIG ORDERS)

There were no comments from the public.

DC14/12/7 TO RECEIVE A LETTER FROM THE COUNCIL'S SOLICITOR DATED 17TH OCTOBER 2014 REGARDING ILLOGAN PARK AND AGREE ANY FUTURE ACTIONS

Cllr Holmes believed that the lane leading to Illogan Park was an adopted highway. He remembered it being adopted and repaired at the District Council's expense whilst he was a District Councillor.

Cllr Pavey reported that he had spoken to Mr Simons, who reported that the documents were what he expected and he didn't foresee any problems as they were fairly standard terms.

Mr Rowe said that he knew the owner of one of the bungalows and offered to speak with him.

Further to discussion:

It was proposed by Cllr Holmes, seconded by Cllr Pavey and:

DC14/12/7.2 RESOLVED: that the Clerk writes to the Council's Solicitor thanking him for his letter, noting the memories of the members that the lane leading to the Park is already an adopted highway and it had previously been repaired at the County Councils expense and to request that the solicitor clarified and confirmed with Cornwall Council that the lane was an adopted highway.

On a vote being taken the matter was approved unanimously.

DC14/12/8 TO RECEIVE A LETTER FROM THE COUNCIL'S SOLICITOR DATED 21ST OCTOBER 2014 REGARDING ILLOGAN PARK AND AGREE ANY FUTURE ACTIONS

Members felt happier regarding the funding agreement from Cornwall Council now that it had been explained by the solicitor. the terms of the agreement would be considered when planning the project and the use of the funding from Cornwall Council would be identified towards a particular aspect of the project.

It was proposed by Cllr Holmes, seconded by Cllr Miss Pollock and:

DC14/12/8.2 RESOLVED: that the letter from the Council's solicitor dated 21st October 2014 is NOTED.

On a vote being taken the matter was approved unanimously.

DC14/12/9 TO RECEIVE A LETTER FROM CORMAC REGARDING TUPE IMPLICATIONS AT ILLOGAN PARK AND AGREE ANY FUTURE ACTIONS

Cllr Pavey reported that he had spoken to Mr Simons who had been through all of the paperwork and reported that it was worded as he would expect.

It was proposed by Cllr Ms Cadby, seconded by Cllr Miss Pollock and:

DC14/12/9.2 RESOLVED: that the letter from the Cormac regarding TUPE is NOTED.

On a vote being taken the matter was approved unanimously.

DC14/12/10 TO CONSIDER THE LEGAL AGREEMENT FOR THE TRANSFER OF ILLOGAN PARK FURTHER TO THE ADVICE RECEIVED, AGREE ANY FUTURE ACTIONS AND ANY RECOMMENDATIONS TO FULL COUNCIL

It was proposed by Cllr Pavey, seconded by Cllr Mrs Ferrett and:

DC14/12/10.2 RESOLVED: to recommend to Full Council that the Legal Agreement for the transfer of Illogan Park is signed subject to the clarification on the status of the lane leading to the Park.

On a vote being taken the matter was approved unanimously.

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DC14/12/11 TO RECEIVE AN EMAIL FROM CORNWALL COUNCIL REGARDING THE DRAFT FUNDING AGREEMENT, AND AGREE ANY FUTURE ACTIONS

It was proposed by Cllr Holmes, seconded by Cllr Mrs Loxton and:

DC14/12/11.2 RESOLVED: to recommend to Full Council that the Draft Funding Agreement for Illogan Park is accepted and signed.

On a vote being taken the matter was approved unanimously.

DC14/12/12 TO CONSIDER AN ACTION PLAN FOR ILLOGAN PARK ONCE THE FREEHOLD HAS BEEN TRANSFERRED, AGREE ANY FUTURE ACTIONS AND ANY ASSOCIATED EXPENDITURE

Members discussed the initial plan, future project, essential works to existing changing rooms, grass cutting schedule and future public consultations.

It was proposed by Cllr Mrs Ferrett, seconded by Cllr Mrs Loxton and:

DC14/12/12.2 RESOLVED: that the Devolution Improvements Working Group consider an action plan for Illogan Park once the freehold has been transferred and that the Working Groups recommendations are considered at the next meeting of the Devolution Committee.

On a vote being taken the matter was approved unanimously.

DC14/12/13 TO CONSIDER FURTHER PUBLIC CONSULTATION ON ILLOGAN PARK, AGREE ANY FUTURE ACTIONS AND ANY ASSOCIATED EXPENDITURE

It was agreed that further public consultation would be deferred until there was something definite to consult on.

DC14/12/14 DATE AND TIME OF NEXT MEETING

It was agreed that the Devolution Improvements Working Group would meet week commencing the 12th January 2015 and the Devolution Committee would meet as soon as practicable after the Working Group had met.

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There being no further business the Chairman closed the meeting at 7.45pm.

Signed: Chairman

Date: