

KILMINGTON PARISH COUNCIL

MINUTES OF THE PARISH COUNCIL MEETING ON MONDAY 14th OCTOBER 2024 AT 7.00PM IN THE CRICKET PAVILION

Present: Cllrs. P. Ball (Chair), S. Seward, N. Bayley, O. Miller,
M. Jones, A. Collier

In Attendance: A Jenkins (Clerk/RFO), DCC/EDDC Cllr. I. Chubb

Members of Public: 3

The Chair welcomed everyone to the Council meeting and outlined / reminded everyone of the Covid-19 measures which had been adopted for Council meetings.

OPEN SESSION

Judith Simpson spoke again about the work of the Kilmington Common Volunteer Group and that they had received further favourable comments from parishioners but said that they were experiencing problems with dog mess on the Common and appealed for dog owners to pick up after their dogs and to dispose of the bagged waste in a bin. This would improve the enjoyment of visiting the Common for everyone.

A resident spoke about the problem of 5 or 6 cars almost continually parking by the phone box library and causing a nuisance. A comment was also made about persons speeding on Shute Road. Councillors noted the matters and said that they would monitor them.

COUNCIL BUSINESS

**24/073 To receive apologies for absence and to approve reasons given
LGA 1972 S.85 (1))**

Cllrs. B. Reed, K. Veberth, A Dare

**24/074 To receive any declarations of interest relating to items outlined
in this agenda (this does not preclude the duty to declare further
interests as applicable)**

Cllr. S. Seward- Item 24/078/6

24/075 Minutes of the Meeting held on 9th September 2024

The minutes were declared a true record of the proceedings, proposed by Cllr. Miller, seconded by Cllr. Bayley, all in favour.

24/076 Matters arising from the Minutes

None

24/077 Planning Applications

a) 24/1934/TCA - St Giles Church Whitford Road Kilmington

Yew: radial crown lift to 2.5m from ground level and overall radial crown reduction by approximately 2m up to a maximum diameter cut of 75mm.

Cllr. Collier proposed that the Parish Council support this planning application, seconded by Cllr. Miller all in favour.

b) 24/2060/FUL – Village Hall Car Park, Kilmington

Proposal to erect new Kilmington Parish War Memorial monument surrounded by a black metal fence

This was the Parish Council's own application.

24/078 Finance

a) Current Financial Position

The Clerk advised that the present balances are:-

Lloyds main account	- £14,179.67
Lloyds Allotments account	- £ 500.00
Lloyds CIL account	- £ 1,185.00
NSI Account	- £38,397.33
Santander Account	- £ 1,095.66

The Clerk advised that he had visited the Santander bank branch in Honiton and had obtained the required reactivation form they required to be completed and signed by the three signatories and which they recommended be returned to their office in person by one of the signatories together with the required proofs of identity for all three signatories. They would then check the documents and forward them onto their remote business office to process and reactivate the account.

The Chair to contact the signatories with the form for completion.

b) Expenditure to be ratified

c) None

d) Expenditure to be approved for which bills have been received

- 1) Payment of £314.52 to A. Jenkins for the Clerk's salary for the month of October 2024 (28/09/2024 to 26/10/2024)
- 2) Payment of £172.20 to HMRC for PAYE for the month of September 2024.
- 3) Payment of £120.00 to DALC for attendance of Cllr. Ball and the Clerk at the DALC 2024 AGM, Conference and Exhibition
- 4) Payment of £32.00 to Kilmington Playing Fields Committee for Pavilion room hire on 09/09/2024 and 14/10/2024
- 5) Payment of £252.00 to PKF Littlejohn LLP for External Auditors Fees for the limited assurance review for year 2023/24
- 6) Payment of £630.00 to CS Garden Services SW Ltd for works on the 03/09/24 at the village greens, play park & village hall, on the 09/09/2024 at the river banks by shop and school green and on the 16/09/2024 at the village greens, play park & village hall.
- 7) Payment of £40.00 to The Information Commissioner for the renewal of the Data Protection Fee.

- 8) Payment of £168.00 to A. Jenkins for Home office allowance for the months of October, November, December 2023, January, February, March, April, May, June, July, August, September 2024)

Payments proposed by Cllr. Miller, seconded by Cllr. Jones, all in favour

d) External Auditors Report & Certificate AGAR 2023/24

The Clerk reported on the external auditors report and their comments that Section 1, Assertion 4 has been incorrectly completed and that the authority did not make proper provision during the year for the exercise of public rights, since the period for the exercise of public rights did not include the first 10 working days of July.

e) Section 106 monies

Nothing to report

24/079

Reports:

a) Police

None

b) District and County Councillors

None

c) Clerk

None

d) Chair's report on the DALC AGM and Conference

The Chair gave a brief report on the conference he had attended along with the Clerk. The Conference had covered a wide range of topics with the Devon County Council Chair, Chief Executive Officer, Senior Highways Officers sharing their priorities and answering questions. Also learning about the role of the Monitoring Officer and the importance of the Code of Conduct from Melanie Wellman (East Devon District Council Monitoring Officer), and hearing about the summer's water crisis in Brixham from their Town Clerk.

The Highways Officers had spoken about the new equipment and maintenance methods they were trialling to improve their road maintenance operations, the consultation which had just been launched on the proposed Devon and Torbay Local Transport Plan 4 (LTP4) which sets out the transport priorities across the county between 2025 and 2040.

A number of priorities are proposed in the Transport Plan across all areas of Devon and Torbay, including enhancement of bus services and supporting transition to lower emission and zero emission buses, providing bus priority on key routes, improving the integration of rail and bus services, establishing a comprehensive network of electric vehicle charging facilities, and expanding pedestrian and cycle networks. All of the proposals are subject to securing funding from a range of sources including Local Transport Plan, Government grants and developer contributions.

The Chair had raised the matter of the difficulties parishioners in the East Devon area from Honiton to Axminster (particularly in parishes such as Kilmington) in being able to cross the A35 safely to get to the bus stops and the ability to use the bus services. Since the conference he had written to the senior Highways Officer asking that they discuss with the bus

operators the possibility of the rerouting of the Honiton to Axminster service, to go via Kilmington village. He had received a reply stating that the rerouting of the Honiton to Axminster service, to go via Kilmington village, is something they have looked at previously in some detail with Stagecoach. It is not something they are able to progress. A route test was carried out at the time, and there were issues not only with the delay in rejoining the A35, but also with the turn from The Hill into Shute Road - parked vehicles and a wall made this very difficult for the vehicles to manoeuvre and on one of the attempts a bus almost got stuck in a ditch. They are sorry they cannot offer a more positive response and do empathise with the difficulties passengers from Kilmington have in using the bus service.

e) Highways Matters

The Clerk advised that he had contacted Devon Highways about the damaged street signs but they had advised that they were the responsibility of EDDC. He had now reported them to EDDC.

1) 30 to 20 mph Speed limit

The Clerk reported that he had contacted the DCC Lead Councillor for Highways to enquire when DCC would be announcing the successful applicants for the Trench 3 scheme. He had been advised that they due to receive the officers report in the next few weeks and that a decision would be made at the cabinet December meeting, and then announced.

2) Speed Watch Scheme

Cllr. Seward advised that Cllr. Veberth is now the new Coordinator of the scheme and that he has scheduled 2 sessions.

3) A35

Nothing to report

4) Other matters

The Chair said that at the DALC Conference Highways had mentioned about the Self Help Road Warden Scheme and asked that an item be put on the agenda for the next meeting so that it can be discussed.

f) Playground

Cllrs. Miller proposed the removal and disposal of the dilapidated old wooden bench, as the new "Sally Huscroft" bench had now been installed in the playground. Seconded by Cllr. Collier, all in favour.

g) Allotments

Cllr. Bayley advised that there are now 3 vacant plots, all of which need completely clearing before offering to someone new. Cllr. Ball proposed that the Council instruct CS Garden Services SW Ltd to clear these 3 plots in order to progress matters, seconded by Cllr. Bailey, all in favour.

The Clerk said that he would arrange a meeting with the Chair and Cllrs. Bailey and Veberth to discuss the allotments in order that he can issue the letters and revised allotment tenancy agreements for November 24-25.

h) Trees & Trees Safety Survey Report

Deferred to next meeting

i) Footpaths

None

j) Defibrillators

1. Defibrillator at The New Inn

Nothing to report

2. Defibrillator at the Village Hall

Nothing to report

k) Hitchcock Trust

None

l) Snow Warden for Kilmingon Parish Council →|

The Chair advised that Martin Cumbers wished to step down from his role as the Snow Warden for Kilmingon Parish Council but had kindly offered to help the new Snow Warden in the transit period. The Chair had thanked him for his service as the Snow Warden over the years and for his kind offer to help the new person taking over the role.

Cllr. Bayley kindly offered to take on the role. Proposed by Cllr. Ball, seconded by Cllr. Collier, all in favour.

m) Any Other Reports

None

24/080 Correspondence

a) EDDC - Dog Control Public Spaces Protection Order

The Clerk advised that he had been contacted by EDDC Environmental Health who advised that when EDDC renewed the existing Public Spaces Protection Orders in 2023, the current Dog Control Order covering Kilmingon playing field was introduced.

It has now been brought to their attention that there has been a drafting error which states that there is a dog on lead requirement at Kilmingon play area. This should state that there is a dog on lead requirement at Kilmingon playing field and a dog exclusion requirement at Kilmingon children's play area.

They have sought legal advice regarding this matter and as a result will need to carry out a short further public consultation to change the original 2023 Public Spaces Protection Order for Kilmingon playing field.

The request to carry out further consultation was approved by Cabinet. The public consultation has now started and opened online earlier in the day. Councillors said that some parishioners had received letters about the consultation but many had not. The Clerk said that he would speak to Environmental Health about this and also the wording on the consultation as comments/reasons were invited if you objected to the PSPO but did not invite comments/reasons if you supported the PSPO. He would ask for the wording to be changed so that comments/reasons could be given for either way.

Cllr. Ball said that many people in the village seemed to be already aware about the consultation but asked Councillors to also let people know about it.

Cllr. Ball proposed that the Parish Council itself respond to the consultation stating that Kilmingon Parish Council support the dog on lead requirement at Kilmingon Playing Fields and the dog exclusion requirement at the

childrens play area. It was felt this was the best compromise to serve all the public who use the amenity.

Dog walkers can use the field whilst keeping their dogs under control, which will allow other users who are wary of loose dogs, particularly children and the elderly, to also enjoy the amenity.

This is important as children must cross the playing field to access the children's play area. Also, Kilmington Primary School use the playing field for exercise as the school does not have its own sports field.

An additional benefit is that, if handlers have dogs close by on a lead, handlers are more likely to see when and where dogs foul the field and will pick it up.

Seconded by Cllr. Seward, all in favour.

Newtons Orchard pathway and adjoining hedge

The clerk reported that a complaint had been received about the hedge obstructing the pathway and the pathway being covered with moss/weeds creating a safety hazard.

Cllr. Ball proposed that Harry Miller be instructed to cut the hedge back clear of the pathway and that he would make enquiries with Devon Highways about cleaning the pathway. Seconded by Cllr. Bayley, all in favour (except for Cllr. Miller who declared an interest and took no part in the discussion and decision)

b) Network Rail - West of England Line Closure between Exeter St David's and Axminster from Saturday 9 to Friday 22 November due to engineering works

Noted

c) Public Consultation on transport plan for Devon and Torbay

As reported earlier by the Chair, the draft Transport Plan has been published and a public consultation has opened and comments can be submitted online.

d) Housing Needs Survey

The Chair gave a brief explanatory report on the draft housing needs report which he had already circulated to all councillors.

24/081 Kilmington War & New Memorial

a) Planning application for New Memorial

The Clerk advised that the Planning application was now live and all the documents and plans could be viewed on the website.

b) Funding for the Memorials

The Clerk reported that the RBL Kilmington had advised that they would be making a donation of £1,916.44 to the fund.

c) New bank account for the Memorial Funds

The Clerk reported that he would be opening a new Lloyds Account specifically for the War Memorials so that any monies donated or received could be held separate from other Council monies and would only be used for that purpose.

- 24/082 KPC Facebook page**
Deferred to next meeting
- 24/083 Agenda Items for Next Meeting**
KPC Facebook page
Grass Cutting contract for February 2025 meeting
Road Warden/Self Help Scheme
- 24/084 Date and Time of Next Meeting**
11th November 2024 at 7.00pm
Cllr. Collier submitted his apologies in advance
- The meeting closed at 9.10pm

Signed *P. Ball*

Date **11/11/2024**