

# At the Ordinary Meeting of Breaston Parish Council held on Monday the 13th of February 2023 which commenced at 7.15pm at the Parish Council Meeting Rooms, Blind Lane, Breaston.

## Present:

Councillors Wrigglesworth, Elliott, Mills, Beeching, Parkinson, McCaig, Miller & Mounsey

Five members of the public

PC Jason Limb

Councillor Wrigglesworth in the Chair.

Councillor Wrigglesworth welcomed everyone to the meeting & thanked them for coming along.

## Police Session

Crime Statistics	December	
Long Eaton Rural Area		<b>38</b>
Risley	2	
Breaston	10	
Draycott	25	
Stanton by Dale	0	
Dale Abbey	0	
Stanton Ironworks	1	
Church Wilne		
	<b>38</b>	
ASB	10	
shoplifting	0	
Violent & Sexual Offences	9	
CDA	0	
Possession of a weapon	0	
Robbery	0	
Bike Theft	0	
Other theft	6	
Public Order	0	
Vehicle Crime	0	
All other crime	13	
	<b>38</b>	
<b>Breaston</b>		
Hind Avenue	VSO	1
Draycott Road	ASB	1
Far Croft	OT	1
The Green (Co-op)	OT	2
The Green (Co-op)	CDA	1
Manorleigh	OT	1
Firfield Avenue	ASB	1

Belmont Avenue	VSO	1
Wilsthorpe Road	PO	1
		<b>10</b>
<b>Key</b>		
Violent & Sexual Offences	VSO	
Drugs	D	
Public Order	PO	
Vehicle Crime	VC	
Anti-Social Behaviour	ASB	
Criminal Damage & Arson	CDA	

PC Jason Limb reported that he had taken over from our PCSO and would be our Police contact for the area moving forward. He'd come along to the meeting to find out any issues in the Parish and how he can help. Cllr Wrigglesworth asked how long he would be in our area and Jason hopes that it will be for a while, recruitment is an issue and many PCSO's have been lost to other forces and moving on to become regular Police Officers so officers can be regularly moved on.

Cllr Beeching reported that we find out from the Clerk about crimes that are reported but unfortunately never hear any follow up on clear up rates and successful arrests etc. PC Limb reported that it was difficult to report on cases with GDPR playing a part however he can follow up on ASB etc. whenever possible.

Cllr Elliott asked if there was any chance of regular patrols of the village on foot? PC Limb said it was extremely difficult as the Safer Neighbourhood Team was short staffed and often were called on to back fill on response all over the borough.

Cllr Mounsey asked if PC Limb would be moved on as previous PCSO's had – PC Limb hopes not but with the issues with staffing he can't be sure.

PC Limb gave the following report for crimes in Breaston in January

Rectory Road 1 x ASB

Hills Road 1 x Road Traffic collision

Carlin Close 1 x Vehicle Interference (where a vehicle is left unlocked and opportunist thieves get in)

Gregory Avenue 1 x theft of motor bike

Woodland Avenue 1 x abandoned vehicle.

2 x neighbour disputes (these are very time consuming)

Sawley Road 1 x commercial theft of diesel

Duffield Close 1 x assault child on child

Duffield Close 1 x criminal damage

Perks Park 1 x criminal damage

Wilsthorpe Road 1 x ASB driver warning S59

2 x Domestic Violence

1 x Sudden Death

Jason also reported that the Sawley Speedwatch team were keen to work together with the Breaston group, the Clerk and Jason to liaise with the Sawley team.

Cllr Wrigglesworth thanked PC Limb for his report and for attending the meeting.

### **Public Session:**

Mr and Mrs McCullagh raised concerns regarding the planned Rock and Bike Festival on Longmoor Lane. Traffic, Noise, will be a problem for residents over the three days and the lateness of the licence for music is poor so close to a residential area. Is there anything that the Parish Council can do about it. Cllr Miller reported that the event has been passed by Erewash Borough Council's Licensing panel and we can only monitor the event and ensure that it is run

in line with the conditions of the licence. Mr McCullagh reported that a lot of residents had not heard anything at all about the event.

Cllrs Mills and Elliott both reported that information had been widely disseminated to residents on both Holly Avenue and Heath Gardens on the 13<sup>th</sup> of December as soon as the Parish Council became aware of the proposed event, a link to the EBC website was shared and hard copy forms were provided also.

Unfortunately, until the event has happened all of the worries are just speculation and nothing can be done about that.

Cllr Miller reported that arrangements will be made to close the car park gates at the cemetery to prevent overspill parking during the event.

Cllr Mounsey confirmed that no funerals will be booked in for the duration of the event.

Cllr Miller confirmed that Cllrs intend to monitor the event to ensure that it is being run in line with the licensing conditions. Concerns have been raised about there not being enough space for the event to run smoothly.

The Parish Council has to represent the whole of the Parish and many people are in favour of the event.

Cllr Parkinson had been asked why the authorities would allow the event at all? The duration of the event means that it does not require planning permission, the licence has been granted for alcohol sale and music and the event will now be considered by the Derbyshire Events Safety Advisory Group (21.02.23) where advice will be given to the organisers on how to run the event safely.

### **Reports from outside bodies:**

none

#### **106/22 Apologies for Absence –**

Apologies for absence were received from Cllrs Fisher & Rowlinson.

#### **107/22 Declaration of Members Interest –**

to enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**.

#### **108/22 Dispensations –**

to report on and consider any requests for dispensation in accordance with S31 of the Localism Act 2011 – **none**.

#### **109/22 Approval of the minutes of the ordinary meeting held on 9<sup>th</sup> of January-**

It was PROPOSED and SECONDED to accept the minutes of the meeting held on 9<sup>th</sup> of January.

#### **110/22 Correspondence**

- a) Mrs Haylett had written and asked if further notices could be installed on verges around the village to try and prevent vehicles driving over the grass and bulbs. It was agreed to ask Cllr Fisher if he was able to make another batch of signs.

#### **111/22 Clerk's Report**

##### **a) Co-option Update –**

to RESOLVE to note that the EBC notices were displayed for the requisite period and a poster asking for applicants has now been displayed on the noticeboards, website and Facebook pages, with a deadline of the 15<sup>th</sup> of February. The Clerk now has four residents interested in joining the Council and will organise dates and times for interview in due course.

##### **b) Gala Update –**

To RESOLVE to note that the Clerk gave a report of progress with the organisation of the Gala and minutes of the latest meeting have been circulated to Cllrs and the Gala Committee members.

**112/22 Highways & Lighting Committee of Breaston Parish Council held on Wednesday 8th February at 8.45am at the Parish Council Meeting Rooms, Blind Lane, Breaston.**

- 1. Agenda Summons –**
- 2. Public Session – none**
- 3. Present:**

Cllr Beeching (Chair), Miller, Parkinson, & Wrigglesworth

**Also Present:**

Cllrs McCaig, Mills, Mounsey & Rowlinson.

**Apologies:**

Cllr Fisher

- 4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – none.

- 5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 - none.

- 6. Potholes/Street Lights/Overhanging Vegetation –**

**a) Highways Report:**

it was RESOLVED to note the information:

Cllr Parkinson has sent an edited version of the report to the Highways Team and the Cabinet Member reporting that responses were short on the ground and information on the system non-existent.

FS CASE 461332789(F845253) Jitty Belmont Avenue/Longmoor Lane - the Clerk has raised a new report to DCC detailing the issues with horses using the path and the problems with the overgrown hedge at the neighbouring property. The system now states that the case is closed email sent to HH 1.2.23 enquiring what has actually been done cc'd C Henning & Barry Lewis.

**Potholes on the Highway**

Surfacing problems have been reported at:

Grosvenor Avenue Pavement deterioration adjacent to no. 16 reported on 14.9.22 FS-Case-451536010 the Clerk chased DCC as the pavement has not been repaired. Marked closed on the DCC system Clerk emailed Highways Hub 1.12.22 no reply as yet. Chased again on the 19th of January.

Stevens Lane/Blind Junction 8.12.22 deteriorated surface – work issued for completion by DCC FS-Case-470663501 Work complete.

Stevens Lane Pothole between the junction with the main road and Blind Lane report date 21.12.22 FS-Case-473140140 Work Complete

Hind Avenue – pothole near no.9 also deteriorated surfacing along the whole of the avenue. Reported 21.12.22 FS-Case-473139629. Job reported completed on DCC System.

Wilsthorpe Road – sunken drain cover between Poplar Road and the service station. FS-Case-475585236 Job reported complete on DCC system.

Main Street – sunken drain cover between Bourne Square and the crossing. FS-Case-475586961 Job reported complete on DCC system.

The Clerk reported that a further 6 reports had been entered on the system relating to Poplar Road.

**Road Signs**

Local finger post at the Navigation junction was reported to DCC 428742194 10.6.22. Work has been issued for completion on the DCC website. Chased 29.9.22 again on the 27.10.22.

Marked Closed on the system. Clerk emailed Highways Hub 1.12.22. The work is scheduled but a date for completion cannot be given.

## **b) Street Lighting –**

A further lamp at the Jitty on Belmont Avenue was reported on the 1.8.22 as a self-set ash tree is blocking the streetlight. The highways team to write to the landowner to ask for the tree to be removed. Awaiting status update on the DCC system. Clerk wrote to Caitlin Garvey 1.2.23. for an update.

FS-Case-463024101 Wilsthorpe Road street lighting column 7393, self-set tree growing out of the bottom of the column – reported 3.11.22. Still awaiting system update 21.12.22. Stet.

## **c) Overhanging Vegetation**

to RESOLVE to note that the following issues have been reported and the Clerk has sent out letters or reported to DCC accordingly.

14 Willoughby Close, letter sent to residents 19.12.22 following a report on Facebook by a resident regarding the narrowing of the pavement on Wilsthorpe Rd outside the property.

28 Harrimans Drive a letter sent to residents 20.12.22 regarding the overgrown hedge on Field Close.

## **Overhanging branch Longmoor Lane –**

It was RESOLVED to note that a further report had been received regarding the dangerous branch on Longmoor Lane – the Clerk had made enquiries with the Highways Hub and Cllr Parkinson had followed up the report with Cllr Cupit, a letter had been sent to the landowner from DCC on 7.2.23.

## **7. Residents Requests- Cycling on Wilsthorpe Road –**

It was RESOLVED to note that the Clerk continues to lobby Mr Chris Henning, Head of Place for a response relating to the cycle network in Breaston, latest email sent 1.12.22. Reply email from Emma Hunt received 1.12.22 she will chase the relevant officers for a response. Following the letter to the ombudsman relating to Bourne Square a number of acknowledgment emails have arrived stating that responses should be sent out shortly – there is no identification on the acknowledgements to state which case they refer to unfortunately!

## **8. Councillor's Reports Feedback:**

### **a) Noise Pollution Airport –**

It was RESOLVED to note that the report for the monitoring was received and a Teams meeting organised for a briefing on the details as some of the graphs were apparently faulty – a glitch when sending on email it transpires. Cllrs Parkinson and Beeching and the Clerk attended. Clerk circulated to Cllrs 25.1.23.

From the previous data available to the team which was from 2016 only 4% of flights over fly Breaston. From the data collected this summer that percentage was 1.4% of flights actually over flew Breaston.

In most areas adjacent to airports complaints about noise increased after the end of lockdown – in most areas the noise levels obviously dipped dramatically when no flights were being undertaken. Obviously, EMA is different in this respect because Cargo flights were increased substantially through the lock down and actually noise levels increased as a result of more and noisier planes being used. They are seeing a return to the normal planes and the noise levels have reduced somewhat as things return to normal.

51 decibels is the measure for daytime adverse effects levels – the reading over the summer was only 35 decibels.

45 decibels is the measure for nighttime adverse effects levels – the reading over the summer was only 42 decibels.

Both measurements are lower than the adverse level standard.

The measurements are of continuous noise not of individual planes. They did note quite a high number of helicopter flights not anything to do with EMA during the monitoring period.

They have noticed a decrease in the number of 747's being used by the freight companies in the last few weeks and hope that this will continue, they are in constant contact with the airlines about noise reduction, improved emissions and other environmental issues and there are penalties for any company who use environmentally unfriendly planes this is fed into the

community funding pot and over £1million pounds has been distributed to local organisations for all sorts of carbon friendly projects (including us!)

The main difficulty with the date provided is that it is standalone and therefore there is no comparison. They would be happy to site the equipment in the parish again at a later date to gather further information so that they can compare and show if there are any improvements or a deterioration in the noise levels.

The team sent a thank you to Julie for hosting the equipment they were extremely grateful for how helpful and accommodating you were throughout the period of monitoring.

They will make some amendments to the report that we had previously seen to amend the problems with the graph and will send through a link so that I can publish it on the website etc in due course, if anyone has any further questions please don't hesitate to let me have them and they will gladly respond.

They are a great team, and the Clerk can't commend them highly enough – very helpful indeed! A replacement report will be circulated in due course.

#### **b) Safer Streets –**

It was RESOLVED to note that the Clerk sent a letter to DCC regarding the reintroduction of the street lighting on Longmoor Lane 1.2.23. The cost implications were:

a) dusk to dawn lighting, the annual increase would be £69.28

b) dimmed dusk to dawn would mean an increase of £25.68 per annum.

#### **c) Bourne Square Yellow Lines – the late Cllr Luke-**

it was RESOLVED to note that the Clerk received a response to the letter to the Ombudsman that stated:

*You will see from the attached final decision statement I have decided we will not consider your complaint further. This is because we cannot investigate complaints made by public bodies, such as parish councils. It is clear from your complaint that you are complaining on behalf of a parish council. This means we have no discretion to investigate your complaint.*

It was RESOLVED that the Clerk would ask the resident from Bourne Square if they would write to the Ombudsman and a letter would be sent by the Parish Council to Maggie Throup.

#### **d) Installation of Cable – Virgin Media Funding**

it was RESOLVED to note that the Clerk contacted the team at Virgin to request funding for the Renew Café project. The response received was:

*My focus for 2023 is something where we can leave a legacy behind in Breaston if possible Nicala, such as some digital inclusion training to the elderly residents around online help or any residents who simply cannot get online around their finances?*

*We work closely with the good things foundation and could delivery something collectively if this appeals.*

*Alternatively, we can still accommodate some of your suggestions and include my suggestions too if there's a good community hub involved?* Cllrs RESOLVED that the Clerk would ask the Renew Café if they needed any resources and then would report back to the team at Virgin. The team at Renew need some new cups, craft materials, biscuits and games, Clerk to get a list organised for Virgin.

### **9. Bulbs Wilsthorpe Road/Draycott Road-**

It was RESOLVED to note that all of the bulbs have been planted either in the verge on Longmoor Lane, the Centenary Garden or Perks Park the remaining bulbs have been set in planters until they can be used in other areas of the village, (perhaps the verge at Mainline see Env Agenda). When weather improves a date to be set for planting some of the bulbs if possible (Cllr Rowlinson)

### **10. Christmas Lights Damage**

It was RESOLVED to note that PC Jason Limb had contacted the plant hire firm and talked to the owner about the damage done in the Green. PC Limb visited the office on the 6th of February and reported that the plant hire company would not release the driver's details. PC Limb to contact the company again in due course. Clerk to liaise with PC Limb. The driver's

details have now been provided and the Clerk has contacted Leisure Lites to get confirmation that the lights were strung at the correct height for the highway.

### **11. Smart Motorway POPE Report**

It was RESOLVED to note that the Clerk contacted the Evaluation Team to seek information on the promised POPE report and was assured that the report would be published in the new year. Clerk chased for an update 1.2.23.

### **12. Blind Lane Highways Issues–**

#### **a) One Way Request**

It was RESOLVED to note that a resident of the west end of Blind Lane had raised concerns about traffic in the lane and requested the Parish Council to investigate the possibility of the road being made one way. The Clerk had explained that the issue had been raised in the past and that the Highways Authority had refused. It was RESOLVED that the implementation of a one-way system was not practical because:

- It would enable even faster driving on the lane.
- It would create problems with the parking bays.
- It was currently an escape route from the Green should there be problems on there.
- It wasn't clear which way the one-way system would operate and would create more traffic problems on Stevens Lane which was already an extremely busy cut through.

Clerk to write to the resident and explain.

#### **b) Parking at the Parish Rooms**

It was RESOLVED to note the concerns raised relating to vans parking on the hashed bay at the Parish Rooms particularly at the weekend and the issues it caused for other road users:

- The hashed bay is often used for a passing place and parking prevents this, leading to vehicles having to reverse the length of the lane
- It also leads to vehicles using the driveway of nearby properties as a passing place which is undesirable.
- Parking on the hashed bay creates issues for disabled residents wishing to use the public toilets.
- The hashed bay is for parking during working hours of Parish Council Staff and Cllrs only and no one should block the entrance to the public conveniences.

Clerk to write to the vehicle owner pointing out the problems he was causing and that the Parish Council would be forced to investigate the implementation of a licence to clamp vehicles if the problem does not desist.

### **13. Tree Planting Longmoor Lane**

It was RESOLVED to note the information. The Breaston in Bloom Team had carried out extensive investigation with utilities companies and the assistance of the Clerk. Mr Barrow had secured approval from both the National Grid and Cadent for the proposed planting and had worked with the Clerk to obtain plans from Openreach. Derbyshire County Council highways team had given conditional approval for the planting and the Clerk had spoken to both Mr Barrow and Mrs Edgar about the need to follow the County Council's stipulations to the letter. The variety of tree to be planted must be Amelanchier Arborea and the guidelines given by all of the utilities must be followed. The In Bloom team have another meeting scheduled for the 2nd of February and will send all of the necessary documents to the Clerk following the meeting. They are equally keen to ensure that this project is not stymied at the 11th hour by any careless mistakes and will be working extremely hard to ensure that all of the specifications laid down will be met. The Clerk had been contacted by the Legal team at DCC and the paperwork was awaited. Documents relating to the purchase of the trees had been provided by the In Bloom Team and a response from the Openreach team was awaited. Clerk to continue to liaise with the Cultivation Licence team at DCC and the In Bloom Team.

### **14. Councillor's Reports**

None

The meeting closed at 9.45am

**113/22 General Purposes Committee held on Wednesday the 8th of February at 9.45am at the Parish Council**

Meeting Rooms, Blind Lane, Breaston.

- 1. Agenda Summons**
- 2. Public Session: none**
- 3. Present:**

Cllr Mounsey (Chair) Cllrs Mills, Rowlinson, McCaig & Wrigglesworth

**Also Present:**

Cllrs Parkinson, Beeching & Miller

**Apologies:**

Cllr Elliott

**4. Declaration of Members Interests –**

to enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct. – **none.**

**5. Dispensations –**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 – **none.**

**6. St Michael's Quinquennial Report –**

It was RESOLVED to note the information:

**a) Churchyard Wall**

The quotation was circulated on the 22.07.2022 grand total £5,634.00 Budget to be set aside for the 2023-4 financial year to build the funds over 5 years to cover the cost.

**b) General garden husbandry to planted areas –**

On hold until the new financial year.(£2,200.00)

**7. Additional Defibrillator**

It was RESOLVED to note that the equipment arrived on the 27th of January and the Clerk to organise a site meeting with the electrician and surgery manager in due course.

**8. Newsletter –**

It was RESOLVED to note that the Clerk sent the articles to the printer and a draft copy of the newsletter was reviewed and sent back to the printers for some additions and amendments one complete the final draft will be circulated to Cllrs to approval.

**9. New Councillors – Impending Elections/Parish Council Publicity**

It was RESOLVED to note that the draft poster was reviewed, and two further amendments were suggested, the Clerk to send the amendments to the printer and an order for 30 prints.

**10. Fire Safety-**

**a) Smoke Alarm System –**

It was RESOLVED to note that the Clerk awaits a date for the smoke alarm system to be installed.

**b) Fire Escape PCMR –**

The Clerk had made various enquiries with the Building Control Team and Mr Fisher – it had been agreed that the best location for the means of escape door would be the rear of the building from the store between the office and the w.c. The width of the door was discussed, and it transpired that none of the internal doors in the office meet the wheelchair requirement of 800mm wide. Therefore, the Building Control team suggested that the escape door could be 750mm in line with the other internal doors. Discussion regarding the possible costs of changing all of the internal doors or the provision of an evacuation chair or sledge was considered and further investigation will be undertaken into the space at the rear of the building, if wide enough to accommodate an 800mm door and the costs of evacuation equipment.



### **c) Fire Safety Assessment –**

The Clerk has printed off an online HSE fire risk assessment template and will organise the fire risk in due course.(Fire assembly point etc)

### **11. Valuation of Parish Buildings**

It was RESOLVED to note that following the recent discussion about the valuation of the buildings the Clerk has emailed the following RICS surveyors inviting quotations:

Chartex, Allied Surveyors, David Seymour Surveying, White Horse Surveyors, Peak Home Surveys & GJS Dhillon. A deadline to respond of the 3.2.23 was given and a deadline for quotes of 3.3.23. The Clerk had received some quotes and information and will report back to the March meeting.

### **12. Dementia Information Session**

It was RESOLVED to note that the Clerk has invited numerous organisations to be involved in the Dementia Information Session and a date of the 2nd of March has been set with the team at St Michael's with a lunchtime set up and start time. To date positive responses to attend have been received from the Alzheimers.org Derbyshire, and Derbyshire Carers Association. Information for dissemination has been received from Playlist for life, and Dementia UK. A promise of information from Derbyshire County Council's Libraries Team including a reminiscence box, Matinee Derbyshire, the Clerk has also been speaking to the "Our Dementia Choir" team with regards to information on setting up a choir. Erewash Voluntary Action to promote the event in their newsletter. Clerk to produce some posters and circulate for display in local shops and at local groups and in Drs surgeries.

### **13. Gala Website**

It was RESOLVED to note the Gala information has been incorporated into the Parish Council website and links have been circulated via the website and Facebook page. (Cost £110.00 plus vat)

### **14. Summer Brass Band Concert – 6th August 2023**

It was RESOLVED to continue with the proposal from Erewash Borough Council they will continue to publicise the event but no longer pay for the band. The band offered by EBC is the Matlock Brass Band who have performed at Breaston in the past. The cost of the band is £300.00. Booked 13.02.2023.

### **15. Electrical Testing of Parish Buildings**

It was RESOLVED to note that the electrical testing of Parish Buildings was last undertaken in 2017 and is due for retesting. The Clerk has sought quotations from three contractors and received quotations as follows:

Breedon Electrical – declined to quote.

Kincade Electrical - £820.00 plus vat

Eagle Security - £800.00 plus vat

It was RESOLVED to accept the Eagle quotation.

### **16. Councillor's Reports**

#### **a) Rock & Bike Festival –**

It was RESOLVED to note the recent correspondence regarding the event, and it was agreed that the Clerk would speak to the team at EBC about the possibility of closing the cemetery gates for the weekend to prevent overspill parking in the cemetery. Concerns raised by residents regarding the organising team looking for extra land for cars to be parked were discussed. Clerk to forward concerns to the contact centre at Derbyshire County Council. The Meeting closed at 10.30am

**114/22 Parks & Cemeteries Committee of Breaston Parish Council held on Wednesday 8th February at 10.30am at the Parish Council Meeting Rooms, Blind Lane, Breaston.**

- 1. Agenda Summons**
- 2. Public Session – none**
- 3. Present:**

Cllr Rowlinson (Chair) Cllrs Miller, McCaig, Mounsey, Beeching & Wrigglesworth

**Also Present:**

Cllrs Parkinson & Mills

**Apologies:**

none

- 4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**.

- 5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 – **none**.

- 6. Risk Management –**

**a) Cemetery Map –**

it was RESOLVED to note that final amendments are being organised to the plan and the Clerk will organise manufacture and installation in due course.

**b) Vandalism Sensory Garden Bench –**

it was RESOLVED to note the damage caused to the bench. The Clerk had organised inspection and repair and Mr Fisher had removed the bench on the 6th of February. The Clerk had reported the crime to the Police and CCTV had been secured of the incident for evidence. Stills of cctv were sent to the Police on the 17.01.23 and PC Limb visited the office to look at the footage on the 6th of February.

**c) Fly tipping Cemetery Soil Pile –**

it was RESOLVED to note the problem fly tippers are back, the caretaker to inspect the rubbish and bag it for removal by EBC. Clerk to install some notices regarding the misuse of the soil pile.

**d) Rocker/See Saw Play Equipment –**

it was RESOLVED to note that maintenance had been carried out to the equipment by Streetscape and various “bungs” have been replaced to equipment. The Clerk confirmed that a similar report had been sent regarding one of the items of gym equipment. This was unlikely to be rust and often in cold weather “dust” can appear at joints, the team will inspect when next in the area.

- 7. Perks Sub-Committee – Feedback.**

It was RESOLVED to note that Cllr Mills had received notification from the Awards for all team that they had mislaid our application and that they were reviewing it currently. Cllr Mills to chase for further information.

- 8. Cemetery –**

**a) Wildflower Lawn – burial plot**

It was RESOLVED to note the site continues to be monitored for any growth and currently looks like a very bad lawn!

- 9. Chapel –**

It was RESOLVED to note the Clerk and Cllr Rowlinson met at the chapel with Julian Owen Architect on the 10th of January and with Simon Gratton from Blair Gratton Architects on the 31st of January. Both architects had their own take on what should be done at the chapel and promised to send through their proposals on email. Cllr Rowlinson gave a full report to the

meeting of their proposals and the discussions on site, and it was RESOLVED that the Clerk would seek advice from the Building Control team regarding the installation of a wc in the building and also ask if Planning permission was necessary. It was agreed that the grids would be removed off the windows when the work was being undertaken at the chapel. The Clerk to ask the Caretaker to clean the chapel up and to air the building weekly. Clerk to provide Cllr Mills with all three architect's reports.

## **10. Johnson's Meadow**

### **a) Lease**

It was RESOLVED to note that a copy of the lease was received on 20.01.23. Photos of the blockage on the watercourse adjacent to the school gates was sent to the land agent on the 21.12.22. no action taken as yet.

## **11. Memorial Bench for those lost to Covid 19 – Cllr Elliott-**

It was RESOLVED to note the request from the member of BIB to have a "Memorial Arbour" this was considered and refused, the Parish Council has already refused numerous other similar requests on Duffield Close. The proposals for shrubs and memorials was rather complicated and it was RESOLVED that the whole garden would be in commemoration of those lost to Covid and that the Clerk would make the necessary arrangements for a plaque.

## **12. Saplings - Field of Dreams**

It was RESOLVED to note that a community planting session had been organised on the 15th of March in the morning and Cllrs Wigglesworth, Elliott and Rowlinson, along with the Clerk and Caretaker would attend.

## **13. Queen Elizabeth Commemoration – Cllr Beeching**

It was RESOLVED to note that the wall plate would be constructed of slate and the wording would be completed in the Fashion BMP upper case font. The plaque for the Rose plant would be constructed of wood and the agreed wording would be in the draft font supplied. The Clerk to make the necessary arrangements.

## **14. MUGA Lighting**

It was RESOLVED to note team from E.on will commence the work in April.

## **15. Grounds Maintenance Contract 2023-4**

It was RESOLVED to note the quotations received for the grounds maintenance contract for 2023/4:

Glendale Countryside Limited - £11,852.86 + vat

Horizon Landscapes Limited - £65,010.00 + vat.

Fox Grounds Maintenance - £13,697.83 + vat.

Following discussion, it was RESOLVED to accept the Fox Grounds Maintenance quote. The team had carried out the work in the previous year to a very high standard with no problems, providing very good value for money.

## **16. Butterfly Garden**

### **a) Edging stones -**

It was RESOLVED to note the proposal to edge the butterfly garden with rockery stones, the stones will be on the flower bed and will hold the plants back from falling on the path, it was RESOLVED to go ahead with the plan.

### **b) Butterfly ornaments –**

It was RESOLVED to note the request to include metal butterfly ornaments in the bed, after discussion it was agreed that it was not a suitable site for such items.

## **17. Tree Inspection Report -**

It was RESOLVED to note the information as circulated by the clerk. The Medium priority work would be organised immediately, and the Low & Very Low Priority work would be reviewed in April.

## **18. Councillor's Reports**

### **a) Memorial to Cllr Luke - Cllr Miller**

It was RESOLVED to add the proposal for a memorial to Cllr Luke to the agenda for March. Cllrs to investigate possible sites for a memorial.

### **b) Reclaiming VAT on Sports Fees – Clerk**

It was RESOLVED to note that the Clerk is investigating the reports from DALC regarding the charging of VAT on sports fees i.e., the Football teams fees. Clerk to report back to the next meeting.

The meeting closed at 11.25am

## **115/22 Environment Committee of Breaston Parish Council held on Monday 13th February 2023 at 9.00am at the Parish Council Meeting Rooms, Blind Lane, Breaston.**

### **1. Agenda Summons**

### **2. Public Session – none**

### **3. Present:**

Cllr Elliott (Chair) Cllrs Parkinson, Mills, & Fisher

### **Apologies:**

Cllrs Wrigglesworth & Miller

Cllr Elliott Welcomed everyone to the meeting and it was agreed that it was excellent to see Cllr Fisher back after his recent operation.

### **4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**.

### **5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011- **none**.

### **6. Village Improvement Programme –**

It was RESOLVED to note the information:

Chevrons & Bollards Sawley Road 392987441 – the work has been completed!!!

Untidy Verge Sawley Road – DCC had confirmed ownership of the land and it was RESOLVED to complete a cultivation licence to plant bulbs at the site. Clerk to complete and return.

Rear School Gates – The head reports that the caretaker is working through a list of jobs and the gates will be painted in due course.

Petrol Station Forecourt - Following several months of lobbying the owners of the garage site it was agreed to remove the item from the agenda due to the lack of co-operation from Total Energies. Cllr Elliott to continue to lobby staff at the garage.

Old chip shop building - Mr Pepios reports that work is due to start shortly. Clerk to enquire on a start date.

Service cabinet Risley Lane Damage and Graffiti – the cabinet remains in the same state with barriers around it, no maintenance or repair work has been undertaken, Clerk to continue to lobby Virgin Media to make the site safe.

### **7. Flood Issues–**

#### **a) Longmoor Lane Flooding/Risley Footpath**

##### **i) Cemetery –**

it was RESOLVED to note that the Erewash Borough Council team had completed the clearance of the ditch by the fallen willow tree. Cllr Mills reported that the bottom end of the Erewash Cemetery also appeared to have improved and that she will continue to monitor it during periods of bad weather.

## **ii) Footpath and land to the North of Longmoor Lane-**

Alex Back (DCC) has written to the landowners again and a response is awaited the Clerk continues to enquire on progress and had sent photos of the highway flooded on the 12.1.23. Clerk to continue to pursue the problem with the Flood Alleviation Team (DCC).

The Caretaker continues to monitor all problem sites in the parish particularly in bad weather to ensure that there are no blockages.

## **b) Flood Warning Session/Wardens – Environment Agency**

The Clerk had made enquiries with the insurers who specified that the volunteers would be required to be working exclusively for, or on behalf of the Parish Council, with the Council accepting responsibility for their actions, they will be automatically covered as employees under the Employers' Liability - £10m, Personal Accident, & Public Liability sections. The Clerk & Cllrs raised concerns regarding the requirements of the Insurer being difficult to meet. The Environment Agency had provided further information relating to the scheme at Bakewell and a copy of their Flood Plan document and confirmed that they would not take responsibility for the flood wardens. It was RESOLVED that the scheme was fraught with difficulties and that the Parish Council would include flood information on the website and Facebook page signposting residents on where to get help in the event of a flood.

## **8. Applications –**

The listed applications were considered by the committee and recommendations were as follows:

ERE/0123/0027 - 28 Mount Street - Single storey and two storey rear extension, 2 x first floor rear extensions, two storey front extension and the erection of 2 outbuildings to the rear garden - No objection in principle but concerns were raised regarding the effect on the street scene of the front extension. A reminder to the applicant of their responsibilities under the Party Wall Act.  
ERE/0123/0047 - 37 Wards Lane - Proposed single storey rear and side extensions - No objections

## **9. Decisions –**

The following decisions have been made by Erewash Borough Council:

ERE/1022/0043 - 8 Wards Lane - Mounting of solar panels on South and East roof elevation of dwelling - No Objections - Approved with conditions 10.01.23

ERE/1122/0059 - 40 Poplar Road - Removal of conservatory, 2 roof lights and 2 x chimneys. Relocation of existing swimming pool shed. Addition of 2 x front two storey extensions, 3 x front first floor dormers, extension with glass link, 2 x flat roof dormers to rear, external render and cladding, roof lights and alterations to existing elevations - No Objections - Approved with conditions 23.01.23.

ERE/0922/0028 - 25 Stevens Lane - Alterations and extensions to bungalow and construct two new residential dwellings - Clerk to investigate the lack of an application form on the EBC website. The Parish Council has no objection in principle but concerns were raised in relation to the following issues:

Loss of outlook to residents of Stevens Lane cottages

Loss of sunlight and over shadowing for no 11 Plackett Close

Concerns about public safety on the public right of way which forms part of the land. - Approved with conditions 12.01.23

ERE/0221/0020 APP/N1025/W/22/3297991 - Land north of Duffield House, Stevens Lane - APPEAL Erection of a new dwelling - Original comments:

Recommend Refusal on the basis of: The development would be overbearing, and dominant in the street scene. The proposed house is too large for the plot leaving insufficient garden space and would cause loss of light and over shadowing to the neighbouring property. Concerns were raised regarding the sight lines for the access onto the highway being insufficient and also no explanation is given for how the roots of trees on the site will be protected during construction. - Amended plans comments - The changes appear to have resolved some of the Parish Council's

concerns, however we are still unsure that the trees are safe and the no dig driveway, construction of the access onto the highway and the foundations of the dwelling in some areas, still present a serious threat to the tree roots. - Refused by EBC 9.12.2021 - Amended plans were refused by EBC 31.03.22 – Applicant appealed against the decision 22.9.2022 - Appeal dismissed by inspector 12.01.23

## **10. Climate Change – Marches Energy Agency – Energy Efficiency Advice -**

### **a) PCMR - Solar Panels –**

It was RESOLVED to note that work to install the panels commences on the 15th of February.

### **b) Energy Efficient MUGA Floodlights –**

It was RESOLVED to note that the work is programmed for April. Cllr Fisher raised concerns regarding the lights being on for 4 hours per evening even when no one is using the court area. This was currently the only light at the Rectory Road end of the park, and it was necessary to keep residents cutting through the park after dark safe. The issue would be revisited when the plans for new lighting on the right of way were investigated as part of the Perks Rejuvenation Project.

## **11. Appeals/Enforcement Issues:**

### **a) Unauthorised Air Conditioning Units 38 Risley Lane – ENF/114357-**

It was RESOLVED to note that the Planning Team had filled the post of Enforcement Officer and the new officer would be joining them in due course. In the meantime an officer's contact details had been supplied and the Clerk had enquired about any progress with the case.

## **12. Councillor's Reports Feedback -**

### **a) Provision of an electric car charging point in the village – Cllr Mills -**

It was RESOLVED to note that the clerk had written to the three original businesses about whether they had made any progress with the scheme and received the following responses;

- Life Charity Shop – not able to use the car parking space all needed for customers.
- Bull's Head – Head office said not enough space to give over to a charging point.
- Litho Factory – no response as yet.

Two further businesses were invited:

Lanes Garden Centre: hard copy letter 26.1.23 (email fails)

Bly & Son Classic Cars Ltd 26.1.23

No responses as yet

### **b) Garage Forecourt Drainage – Cllr Elliott –**

It was RESOLVED to note that the Clerk continues to lobby DCC for an update on progress for the work (7.2.23.)

## **13. NALC Climate Change Report**

### **a) Footpath map –**

It was RESOLVED to note that Cllr Elliott had checked the latest draft for accuracy and passed the amendments back to Mr Wright for the changes to be made. Cllr Elliott presented the latest draft which included the addition of the Derbyshire/EBC logos and the Breaston Boy image. It was RESOLVED that the DCC/EBC logos should be removed and replaced with the BPC logo. Cllrs thanked Cllr Elliott & Mr Wright for all of their hard work on the map.

## **14. Showground Event – July 2023 – Cllr Mills –**

It was RESOLVED to note the proposed three-day Rock & Bike Festival on the Showground on Longmoor Lane, commencing on Thursday the 6th of July. The application was passed with conditions at the Licensing Hearing. Local tenants of neighbouring horse fields had reported that they were being approached to let their fields for extra space following the hearing. The Clerk emailed the Licensing team to find out what could be done – any harassment should be reported to the Police. The event organisers would be advised at a meeting of the DESAG (Derbyshire events safety advisory group) on the 21.02.23 and the Clerk would seek an update following the meeting.

## **15. Councillor's Reports**

### **a) NALC Climate Emergency Zoom Meeting – Cllr Elliott-**

Cllr Elliott reported that he wouldn't be able to attend the meeting but would read the papers in the meantime and report back to the next meeting.

### **b) Buzzing noise, Risley Lane - Cllr Miller**

Cllr Miller had received reports regarding a noise nuisance in the Risley Lane area, the Clerk confirmed that she too had received a report regarding this problem. Cllr Miller to send details to the Clerk in due course.

The meeting closed at 11.00am

## **116/22 Finance Committee of Breaston Parish Council held on Wednesday 8th of February at 11.25am at the Parish Council Meeting Rooms, Blind Lane, Breaston.**

### **1. Summons**

### **2. Public Session: none**

### **3. Present:**

Cllr Mills (Chair) Cllrs Parkinson, Miller, Mounsey, Rowlinson & Wrigglesworth

### **Also Present:**

Cllr Beeching & McCaig

### **Apologies:**

Cllrs Elliott & Fisher

### **4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**.

### **5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 – **none**.

### **6. Working Group for Grant Funding –**

It was RESOLVED to note the information relating to funding possibilities.

Exercise Path - Derbyshire County Council Funding received 27.10.22 £20,000 An Application for £25,000 has been submitted to the Awards for All Team 2.11.22, a decision was due to be received by the end of January, however Cllr Mills had received an email from AFA reporting that the application had been missed and was being processed now. Cllr Mills left a message on Friday 3/2/23 and has been promised that the application will be expedited and expects news in the next week or so. Cllr Beeching had attempted to contact the communities officer at Asda on the phone regarding the new funding round numerous times and had been told that he would have to visit the store. Cllr Beeching is also investigating the possibility of a Sport England funding application.

Wildflower Meadow – The total received in donations and grant funding to date is £2191.96

Donations are still invited and signs are displayed around the cemetery site. Cllr Rowlinson confirmed that the DCC funding claimed by the Forum had been received and the Clerk reported that further donations were still coming in from residents.

Solar Panels - East Midlands Airport funding received £10,000.

CCTV Perks - The Clerk has contacted the OPCC to enquire if a further round of grants for ASB Prevention will be opened. The fund will be reopened in April. The Clerk and Cllr Mills have completed a further application to the Erewash small grants fund for the CCTV Project and have received a request for further information the Clerk has sent through the information and submitted the application in full, with all supporting documentation.8.2.23.

Westend Defib – The funding application by Cllr Parkinson from his DCC Community Leadership Fund was successful and the funds have been received.

## 7. Bank Account Mandate –

It was RESOLVED to note the information regarding the bank mandate, which needs to be altered Cllrs Elliott, Fisher and Beeching had all volunteered and the Clerk would complete the application and report back on progress.

## 8. Councillor's Reports

The Clerk confirmed that the new expenditure limit on Section 137 funding for 2023/4 is £9.93 per head.

The meeting closed at 11.30am

### 117/22 Payments & Receipts February 2023

<b>Payee</b>	<b>Description</b>	<b>Amount</b>
Go Local	Gift Bags Thank yous	3.08
Various	Staff Costs	4,691.71
Waterplus	Charges for Cemetery June-December Following query on billing and various months of correspondence	177.55
People Safe/Sky Guard	Man Down Subscriptions 25.11.22-24.02.23	57.60
Waterplus	Charges for Perks Park 5.12.22-5.1.23	22.76
Smith of Derby	St Michael's Clock service	291.60
Nat West	Bank Charges December 2022	12.71
Defib for Life	Defibrillator & Cabinet	1440.00
Fox Grounds Maintenance	Grounds Maintenance January	1260.00
Amazon Business	Staple Gun	29.00
Website Design Derby	Gala Website Set Up and design	132.00
Excel Office Equipment	Paper & Laminating Pouches	62.32
British Telecom	Broadband, landline, Cloudphone	236.72
Streetscape	Repair work to rocker play equipment	120.00
Waterplus	Cemetery 23.12.22-23.01.23	33.59
Nat West Business	Bank Charges Gala Account	0.35
SGC Solicitors	Representation on Johnson's Meadow Lease	300.00
Leisure Lites	Removal of Christmas Lights	672.00
Sterilizing Services	Legionella Checks January	31.18
British Gas Lite	PCMR Electricity 24.12.22-24.01.23	215.71
British Gas Lite	Chapel Electricity 24.12.22-24.01.23	13.81
British Gas Lite	Pavilion Electricity 22.12.22-22.01.23	30.73
St Michael's Breaston PCC	Breaston & Draycott Village News Subs 2023	6.00
Yu Energy	MUGA Electricity 1.1.23-31.1.23	15.78
Yu Energy	MUGA Electricity 1.1.23-31.1.23	43.44
Fox Grounds Maintenance	Johnson's Meadow Ditch Clearance	420.00
Mr Christmas Tree Ltd	Display Christmas Tree 2022	648.00
<b>Total</b>		<b>10,967.64</b>
<b>Payer</b>	<b>Description</b>	<b>Amount</b>
Derbyshire County Council	Rights of Way Minor Maintenance Agreement Inv 949	385.00
Mrs Flahey	Ground Rent	351.52
Co-op Funeral Care	Foulds Interment JG8	100.00
Co-op Funeral Care	Green Memorial LG6	50.00
Bailey Memorials	Foulds Memorial JG8	100.00
Carousel	Stall Gala	40.00
Jewelbox	Stall Gala	40.00
The White Ribbon Company	Stall Gala Marquee	50.00



Forever Stars	Stall Gala Charity	25.00
N Agrawal	Stall Gala	40.00
Breaston Pre School	Stall Gala Charity	25.00
Mrs Donaldson	Exclusive Rights Ashe 71	10.00
Catherine Salt	Stall Gala Marquee	50.00
Breaston Community Forum	Wildflower Meadow Donation	250.00
Nationwide	Interest January	80.71
<b>Total</b>		<b>1,597.23</b>

It was proposed and seconded that the above accounts for February be accepted.

**118/22 Public Questions**

- a) Mrs Doar enquired about information in the recent finance report in the Breaston & Draycott Village News. Spend on items such as the Summer Climbing Wall Sessions and Dog Poo Bags were of concern. Cllr Mills explained the policy regarding the dog poo bags and issues caused by inconsiderate dog owners and the subsequent decision to reduce spending on the bags and the installation of the dog bag dispensers. Unfortunately, the system is still open to abuse but far fewer bags are purchased and the number of bags is likely to be reduced further in the coming financial year. The Climbing Wall Sessions are weekly sessions held for 4 weeks of the school summer holidays and are generally very well attended and popular with children and parents alike. Mrs Doar thanked Cllr Mills for the information and said it was good to see the careful monitoring of funds.

**119/22 Date of the Next Meeting**

The next meeting of the Parish Council is scheduled for Monday March the 13<sup>th</sup> at 7.15pm

The Meeting Closed at 20.55pm

.....Chairman  
13.03.23