



Stanley Town Council

NOTICE OF MEETING

I hereby give notice that an Ordinary meeting of the Stanley Town Council will be held on Tuesday, the 15th November at 6.30 pm at Shield Row Education Centre, King Edward VIII Terrace, Stanley DH9 0HQ.

TO ALL MEMBERS of STANLEY TOWN COUNCIL

J. Nicholson (Chair)	A. Clegg	G. Graham	C. McKee	C. Thompson
W. Nixon (Vice-Chair)	T. Davinson	R. Harrison	D. McMahon	D. Tully
C. Bell	L. Elliott	D. Marshall	D. Mills	D. Walker
J. Charlton	R. Ferris	L. Marshall	B. Nair	M. Wilkinson

You are hereby summoned to attend an **ORDINARY MEETING** of the **Stanley Town Council** to be held in **Shield Row Education Centre, King Edward VIII Terrace, Stanley**, on **Tuesday the 15th November at 18.30** in order to transact the following business:

Yours sincerely,

Alan Shaw
Town Clerk
10th November 2016

Please turn off all mobile phones or set to silent mode
Please refer to the Policy for recording proceedings

A G E N D A

1 APOLOGIES FOR ABSENCE

To **RECEIVE** any apologies and reasons for absence.

2 DECLARATIONS OF INTEREST

Members are invited to **DECLARE** disclosable pecuniary interests and other interests, along with the nature of those interests, in relation to any item on this agenda.

3 PROCEDURAL AND APPROPRIATE ANNOUNCEMENTS FROM THE CHAIR

To **RECEIVE** any announcements from the Chair or Town Clerk.

4 PUBLIC PARTICIPATION

An adjournment will be allowed at the direction of the Chairman to allow for public comment and response in relation to items on this agenda or to consider written questions from the public submitted in advance of the meeting (*Individuals will be permitted a maximum of three minutes each. Total time for this session is limited to fifteen minutes*).

Presentation: The Chairman will present a cheque to Flight Lieutenant Keith Gilmour of the 1409 (Consett) Squadron Air Training Corps

5 CONFIRMATION OF COUNCIL MINUTES

To **APPROVE** as a correct record and sign the minutes of the following meeting:

18th October 2016 2016 Full Council (ATTACHMENT A)

6 MINUTES OF COMMITTEE MEETINGS

To receive the minutes of the following Committee meetings:

1st November 2016 Finance & General Purposes (ATTACHMENT B)
8th November 2016 Crime & Community Safety (ATTACHMENT C)

7 CORRESPONDENCE REQUIRING DECISION

(i) **ALDI Proposal** (ATTACHMENT D)

Food retailer ALDI has begun a consultation process for a proposed new food store in Stanley which would see redevelopment of the former bus station and Co-Op sites.

(ii) **Dog Control Order Consultation** (ATTACHMENT E)

Durham County Council is conducting a consultation exercise on proposed changes to the County's Dog Control Orders.

8 COMMUNITY DEFIBRILLATOR (ATTACHMENT F)

Statutory Basis: Local Government Act 1972, s.137

The Town Clerk has prepared a brief report outlining the history of this item of business. Alex Mason of the North East Ambulance Service will attend Council and give advice to members about the most effective locations for the provision of Defibrillation devices.

Council is requested to **CONSIDER** this matter and **DECIDE:**

- (i) Whether or not to allocate a budget for Community Defibrillators in the 2017/18 revenue budget, and if it does;
- (ii) How many defibrillators it would like to provide;
- (iii) What location(s) it would like to see them provided at.

9 WAR MEMORIAL WORKING GROUP (ATTACHMENT G)

Statutory Basis: War Memorials (Local Authorities' Powers) Act 1923, s.1

The first meeting of the War Memorial Working Group took place on Tuesday 2nd November 2016 at 2pm. The minutes of the meeting are attached.

Council is requested to **NOTE** the minutes, **CONSIDER** and **APPROVE** the **RECOMMENDATIONS** made by the Working Group.

10 ANNFIELD PLAIN WAR MEMORIAL (ATTACHMENT H)

Statutory Basis: War Memorials (Local Authorities' Powers) Act 1923, s.1

Durham County Council has requested that the Town Council give consideration to becoming the custodian of Annfield Plain War Memorial. Relevant correspondence is attached for information.

Issues for Consideration

War memorials do not require an enormous amount of day to day maintenance, however when maintenance is required it can be costly. If Council were to **RESOLVE** that they wished to become the custodians of the memorial, they would need to:

- (i) Make provision in reserves by establishing an earmarked reserve to offset the costs of restoration in the future.
- (ii) Allocate a small revenue budget towards the running of the annual remembrance events. (In practice, the Town Council participates in the provision of these events anyway so the additional revenue implications would not be huge.)
- (iii) If it is the desire of Council to take overall responsibility for Parks and Recreation in the Parish in the future, becoming the custodian could be seen as a logical incremental step towards that goal.
- (iv) Memorials are extremely important to local communities and taking the responsibility for the Annfield Plain memorial would be a service that would be valued by residents over the long term.

Council is **REQUESTED** to **CONSIDER** this matter and **DECIDE** what to do.

11 RECRUITMENT MOTION (ATTACHMENT I)

Statutory Basis: Local Government Act 1972, s.112

A motion has been put forward for consideration by Cllr R Harrison and is attached identified as **ATTACHMENT I**.

Council is **REQUESTED** to **CONSIDER** this matter and **DECIDE** what to do.

Background

At the Ordinary Council meeting held on 22nd March 2016, Council **RESOLVED** that:

“There is a standing **DELEGATION OF AUTHORITY** to the Town Clerk to:

- (i) Arrange for the interviews of staff who are graded below the Town Clerk or Civic Hall Manager to be conducted by officers *without the requirement for a member panel*; and
- (ii) Staff who are not required to be interviewed by a member panel may be appointed by the Town Clerk, without requiring separate authorisation from Council; and
- (iii) That the constitution be amended accordingly. (Minute #594 of 2015/16)

Subsequently, Council reviewed and **APPROVED** the amended constitution at the Annual General Meeting of Council held on 26th May 2016.

RECOMMENDATION OF THE TOWN CLERK: There do not appear to be any material changes in circumstances that would require the decision of Council in March 2016 to be reversed.

The Town Clerk will be bringing forward proposals to revise the Town Council staffing structure in time for the December meeting to enable the budget to be set for 2017/18. If this proposal is implemented and any proposed changes to the staffing structure are to be implemented, there would be a situation where a member panel would be considering new appointments only two or three months before a Town Council election.

A reasonably foreseeable scenario could be that members who were not seeking re-election could enforce the appointment of staff who the Clerk would have to work with and supervise on a daily basis that the Clerk did not feel were the best candidates for the job, to the long term detriment of the Town Council.

It is the view of the Clerk that since the responsibility for performance and management of staff is the his it follows logically that so should the responsibility for selection.

12 FUNDING REQUEST - DERWENTSIDE ROTARY CLUB (ATTACHMENT J)

Statutory Basis: Local Government Act 1972, s. 145

The Town Clerk has received a request from the Derwentside Rotary Club that funding be allocated in the 2017/18 budgets towards a 'North Durham swimathon' event. A funding application form has been attached for consideration by Council.

Council is **REQUESTED** to **CONSIDER** this matter and **DECIDE** what to do.

13 SECOND BUDGET ESTIMATES

The Town Clerk has prepared a second draft of the 2017/18 budget for consideration by members. The estimate takes account of the recommendations of the Finance Committee and the Crime and Community Safety Committee after consideration of the first draft budget at meetings held earlier this month.

Background Papers for this Item:

Budget Report	(ATTACHMENT K)
Draft Budget	(ATTACHMENT L)
Staff Establishment (revised)	(ATTACHMENT M)

Council is **REQUESTED** to **CONSIDER** this matter and **DECIDE** what to do.

14 ASSET TRANSFER

Statutory Basis: Local Government Act 1972, s.101, Localism Act 2011, s. 81

At the meeting of the Crime and Community Safety Committee held on 5th October 2016, the following **RECOMMENDATION** was made to Council:

“Council should evaluate the costs and work involved in taking over the play areas and parks in Stanley under asset transfer.”

Council is **REQUESTED** to **CONSIDER** this matter and **DECIDE** what to do.

This item was on the agenda for the meeting held on October 18th 2016 but was not considered by Council, therefore has been brought forward to this agenda. (Minute #173 of 2016/17 refers)

15 DATE, TIME AND VENUE OF NEXT MEETING

Tuesday 20th December, 6.30 pm.
Stanley Masonic Hall, Scott Street, Stanley, DH9 8AD

In accordance with the Public Bodies (Admission to Meetings) Act 1960, members of the public and press are welcome to attend the meeting. Members of the public will only be permitted to speak at the beginning of the meeting during Public Question Time.