

# SWANWICK PARISH COUNCIL

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23rd April 2021

You are summoned to attend the **STATUTORY ANNUAL PARISH COUNCIL MEETING** to be held on Thursday 6<sup>th</sup> May 2021 at 7.10 pm by video conferencing.

Arrangements for members of the public: if you are a resident of Swanwick and would like to join this video conference, then please email [clerk@swanwickparishcouncil.org.uk](mailto:clerk@swanwickparishcouncil.org.uk). Residents will then be sent a link with password to enable them to join the meeting. Unfortunately, this is necessary to prevent 'trolling' of the meeting.

If you are a resident who does not have access to the internet, any questions or comments on any agenda item can be made in writing by either email or posting to the address above and submitted by 5.00pm on 5<sup>th</sup> May 2021. These will be responded to in Public Speaking as usual.

## Clerk to the Council

## AGENDA

### 1. Apologies

Members are reminded to give their apologies direct to the Clerk; these must be made **well in advance** (barring last minute emergencies) of the meeting giving the Clerk enough time to cancel if there is a prospect of the meeting not being quorate.

### 2. Election of Chair

Nominations to be taken at the meeting.

### 3. Election of Vice Chair

Nominations to be taken at the meeting.

### 4. Chair and Vice chair to sign Declaration of Acceptance of Office

Clerk to arrange signing after the meeting

### 5. Variation of Order of Business

### 6. Register of Members' Interest

Members are reminded that each councillor has the responsibility to update their individual Declaration of Member's Interest. These are currently posted on the Parish Council Website. To amend your entry please obtain a blank copy of form from the Clerk.

## **7. Time and place of ordinary meetings of the full council**

Due to the restrictions imposed by the pandemic and an absence of further regulations allowing virtual meetings beyond today, the Parish Council will be expected to hold at least a further three meeting in the next twelve months. Provisionally the dates can be set in advance with the opportunity to amend closer the time.

### **Proposal:**

To hold ordinary parish council meetings on the following dates:

15 July 2021

16 September 2021

18 November 2021

20 January 2022

17 March 2022, and

19 May 2022 Annual Parish Meeting and Statutory Annual Parish Council Meeting.

## **8. To determine whether to re-instate Parish Council Committees or continue with Lead Councillors.**

### **Proposal:**

To continue with current arrangements of lead councillors

## **9. Declarations of Interest**

Members must fill out the Declaration of Interests Forms for submission.

Members are requested to declare any personal or prejudicial interest they may have in any item of the evening's business, and to explain the nature of that interest.

Where a member indicates that they have a prejudicial interest, but wish to make representation regarding the item before leaving the meeting, they must do so under item 10 (4.4) of Public Participation.

## **10. Public Participation**

### **10.1 Public Attendance & Speaking:**

Residents wishing to speak will need to book in with the Clerk, preferably prior to the meeting by email/phone or immediately prior to the start of the meeting.

**Whether wishing to speak or not, each member of the public is required to indicate whether or not they consent to have their name and/ or organisation recorded and published in the minutes of the meeting. Minutes are published on the Parish Council website and are available to the public under the Freedom of Information Act 2000.**

At this part of the meeting a period is available for members of the public to ask questions, make representations or submit comments. This is **LIMITED TO THREE MINUTES PER PERSON** – at the sole discretion of the Chair.

### **10.2 Parish Council Members' observations**

Member's observations will be taken alongside Reports from any Borough and County Councillors attending.

### **10.3 Police Matters**

Information is on the following web pages -  
[www.police.uk/derbyshire/NR06/](http://www.police.uk/derbyshire/NR06/)

### **10.4 Representations or Evidence from Members Declaring a Prejudicial Interest**

Members indicating that they have a prejudicial interest in an agenda item and who wish to make a representation before leaving the meeting shall do so at this stage.

## **11. Minutes of Full Council**

**11.1** To receive the Minutes of the Virtual Meeting held 18<sup>th</sup> March 2021

## **12. Planning Matters**

**12.1 Planning Applications for comment:** All applications can be viewed at [www.ambervalley.gov.uk](http://www.ambervalley.gov.uk) click on Planning and then click on Planning Applications and use the AVA reference number to search.

## **13. Clerk's Report**

Copy attached

## **14. Chair's Report**

Copy attached

## **15. Councillors' Updates**

### **15.1 VHWG**

Nothing further to report at present. Next meeting will be focussed on fundraising efforts.

### **15.2 Swanwick Recreation Grounds**

The funding application to refurbish the Changing Rooms made to a Local Community Partnership Project. Initial feedback is that the application has been turned down due to the large number of applications received from across the East Midlands.

There are still issues with the power supply and the costs of the business supply as reported in the Chair's report.

There have been further enquiries from Alfreton Vets to use one of the pitches Sunday afternoons for the next season

Given the ground maintenance costs and the utility costs, a review of charges is urgently required. The facilities must begin to be self-financing otherwise the Parish Council will be responsible for the shortfall.

### **Proposal**

To authorise the Clerk/Chair to undertake a review of fees chargeable to teams using the facilities. New charges to be with effect of the next season.

## **16. Correspondence & Circulars**

### **16.1 DALC – 2021 March Newsletter**

## 17. Accounts

### 17.1 To approve urgent payments made to the following:

Date	Payment Method	To Whom Payable	Reason	Amount £
11.03.21		British Gas REVISED	Electric Utility Chapel Str Jul 715363873	63.93
11.03.21		British Gas REVISED	Electric Utility Chapel Str Aug 715363874	157.30
11.03.21		British Gas REVISED	Electric Utility Chapel Str Sep 715363875	160.35
11.03.21		British Gas REVISED	Electric Utility Chapel Str Oct 715363876	171.27
11.03.21		British Gas REVISED	Electric Utility Chapel Str Nov 715363877	168.14
11.03.21		British Gas REVISED	Electric Utility Chapel Str Dec 715363878	183.41
11.03.21	DD	British Gas REVISED	Electric Utility Chapel Str Jan 715363879	187.75
17.03.21	DD	British Gas REVISED	Electric Utility Chapel Str Feb 991392709	171.22
21.03.21	DEBIT CARD	ZOOM	Online Meetings 21.03.21 - 20.04.21	14.39
30.03.21	DEBIT CARD	O2	Clerk's Phone	13.80
31.03.21	BACS	Clerk Salary	Salary Mth 12 2020-21	1,382.20
31.03.21	BACS	HMRC	Mth 12 Tax & NI Contribution Yr End 2021	367.65
31.03.21	DD	NEST	Employee Pension Deduction Mth 12 Yr End 2021	67.43
31.03.21	DD	NEST	Employer Pension Contribution Mth 12 Yr End 2021	50.57
31.03.21	BACS	Somercotes PC	Supply of Temp Litter Picker March 2021	450.00
31.03.21	DD	UKDMO - PWLB	Loan PW509437	11,793.25
06.04.21	BACS	AEB Electrical Services	Connection of Defib box @ 18 Larkhill	185.00
20.04.21	DD	British Gas	Electric utility Chapel Street Changing Rooms	191.59
21.04.21	DEBIT CARD	ZOOM	Online Meetings 20.04.21 - 10.05.21	14.39
26.04.21	DEBIT CARD	O2	Clerk's phone	13.80
			<b>Total</b>	<b>15807.44</b>

### 17.2 To approve payments to the following:

To Whom Payable	Payment Ref	Reason	Amount £
DALC Invoice SI-2595	BACS	Subscription for the period 01/04/2021-31/03/22	1045.00
		<b>Total</b>	<b>1045.00</b>

### 17.3 Income Received:

Date	Remittance	Source	Amount £
19.04.2021	Giro	HMRC VAT Reclaim to 31.03.2021	3375.92
23.04.21	Giro	AVBC Precept	85,447.50
		<b>Total</b>	<b>88823.42</b>

## 18. Bank Reconciliation

Row Headings	£	Sub-Totals
Opening Balance 01.04.20	492,999.88	
Receipts to 31.03.21	184,444.59	
Sub Total		677,444.47
Payments to 31.03.21	118,792.37	
Unpresented cheques	0.00	
Sub Total		118,792.37
Closing Balance 31.03.21		558,652.10
Bank Balance at 31.03.21		558,652.10

## 19. Exclusion of Press & Public

'That pursuant to section 1(2) of the Public Bodies (Admission to Meetings) Act 1960, the press and public be excluded from the meeting for Agenda Item(s) below by reason of the confidential nature of the business to be transacted'.

## 20. Items for the next Agenda

Items are invited for inclusion in next month's agenda

## 21. Date of Next Meeting: 15<sup>th</sup> July 2021

**SWANWICK PARISH COUNCIL  
MINUTES OF THE VIRTUAL PARISH COUNCIL MEETING  
THURSDAY 18<sup>th</sup> March 2021 at 7.00pm**

**Present:** Cllrs Bates, Barnett, Chidlow, Goodier, Grant, Payne, Soudah, Trenear

**Members of the Public:**

**Members of the public listed waived their right to anonymity under the Data Protection Act:**

**921/2021 APOLOGIES**

Cllrs Bevan and King

**922/2020 VARIATION OF ORDER OF BUSINESS**

**923/2021 DECLARATION OF INTEREST**

Members were requested to declare any personal or prejudicial interest they may have in any item of the evening's business, and to explain the nature of that interest.

None

**924/2021 PUBLIC PARTICIPATION**

**924.1/2021 Public Speaking –**

None

**924.2/2021 Members' Observations**

**Cllr** Goodier commented on the cleanliness of the village and in particular the strip of road between Sleetmoor lane and the Crematorium. Cllr also pointed out that the position of the planter next to the bench on Derby Road needs to be adjusted following the road works.

**924.3/2021 POLICE MATTERS**

None

**924.4/2021 REPRESENTATIONS OR EVIDENCE FROM MEMBERS DECLARING A PREJUDICIAL INTEREST**

None

**925/2021 MINUTES OF FULL COUNCIL**

**RESOLVED:**

Minutes of the Virtual Full Council held 18 February 2021 be received as correct account of the meeting, proposed by Cllr Goodier and Seconded by Cllr Chidlow.

The minutes were signed by the Chair.

**926/2021 PLANNING MATTERS**

**926.1/2021 Planning Applications**

No comments received about planning applications

## **927/2021 CLERK'S REPORT**

The Clerk's report was presented by the Chair.

### **927.1/2021 Councillor Attendance Record 20/21**

Members noted the update.

### **927.2/2020 Permit to attach floral displays to Lamp Post**

Cllrs noted that Clerk has submitted an application to DCC for appropriate permit.

### **927.3/2021 Grounds Maintenance**

#### **RESOLVED:**

To authorise the Clerk to accept the quotation and award the Grounds Maintenance contract to Grasstracks Ltd at a fixed price for two years.

### **927.5/2021 NALC Guidance – Preparing for possible return to in-person meetings**

Cllrs noted that there has not been any further announcements by government about extending the regulations allowing virtual meetings nor the return to face to face meetings.

### **927.6/2021 Trade Waste Disposal**

Cllrs noted that contract for trade waste expires end of March and that as the waste has been cleared from the village hall site, the contract is not to be renewed.

### **927.7/2021 Minster Way**

Cllrs noted that there is no further information about the start date of planned works to the trees and pavement.

### **928/2021 Chair's Report (Verbal)**

The Chair reported on the Shirley Road Allotments boundary issue and will be meeting the following day, 19 March 2021, with solicitor on site with a view to reaching a resolution.

Chair had sent details of a webinar on funding to Cllr Grant and invited him to attend. Cllr Grant had not attended and had no comment to add about these alternative consultants.

Cllr Soudah and a member of the VHWG attended the webinar on separate days. The consultants offer what they consider the most comprehensive data base of grant providers, eligibility criteria, and application requirements etc at an annual fee of £998-00 pa. Councillors asked to consider this as an alternative to D Buezeval.

South Wingfield PC has invited comment about the pre-submission draft of the Neighbourhood plan. Comments still accepted despite closing date. **Cllr Grant** emailed no comment.

### **929/2021 Councillor Updates**

#### **929/2021 Cllr Bates' proposal**

**Cllr Bates introduced his proposal** That the Parish Council seeks a professional valuation of the land on Derby Road Swanwick. This will enable the council to make more informed decisions regarding alternative village hall options.

#### **Cllr Grant seconded.**

There was a lively discussion about the merits of a valuation of the land currently owned on Derby Road. A valuation would allow the PC to consider sale, repayment of

loan and bid for alternative land towards the cross roads at considerably less cost. This would allow a smaller hall to be afforded.

Arguments against this proposal included PC is not for profit organisation, application for funding specifically for site purchase and not for making profit, cost already incurred (£100k) for demolition, ground investigation, ground stabilisation planning etc. Fuller discussion followed and the motion was then put to a vote:

**RESOLVED**

Not to support the motion.

**930.1/2021 Village Hall Working Group**

VHWG had not met since the last council meeting. The report on Ground Stabilisation has now been received. Copy with completed Permit Closure Summary Form has been sent to Coal Authority and AVBC Planning Development for discharge of planning condition.

**930.2/2021 Swanwick Recreation Grounds**

Cllr Soudah has submitted an application for funding to a Local Community Partnership Programme for the refurbishment of the Changing Rooms. Shortlisting of applications is expected on 22 March with successful candidates being invited to a Dragons' Den type virtual selection process on 31 March. Elliot Brown has provided an internal Condition Report in support of the application..



## 931/2021 Correspondence & Circulars

931.1/2021 **NOTED** DALC – 2021 March Newsletter circulated separately

## 932/2021 Accounts

### 932.1/2021 RESOLVED: To approve urgent payments

Date	Payment Method	To Whom Payable	Reason	Amount £
08.02.21	DD	NEST	Employees Pension Deductions Mth 10 year end 2021	67.43
08.02.21	DD	NEST	Employer's Pension Contribution Mth 10 year end 2021	50.57
10.02.21	DD	UKDMO - PWLB	Loan No 504972	4,812.00
15.02.21	BACS	AVBC	Trade Waste 8/2/21 - 31/3/21	153.52
16.02.21	DD	British Gas	Electric Utility Chapel Str	11.56
22.02.21	BACS	G Soudah	Reimburse Flowers to Clerk	49.50
22.02.21	DEBIT CARD	ZOOM Inv 69991309	Online Meetings 21.02.21 - 20.03.21	14.39
26.02.21	BACS	Clerk Salary	Salary Mth 11 2020-21	1,396.00
26.02.21	BACS	HMRC	Mth 11 Tax & NI Contribution Yr End 2021	353.85
26.02.21	DD	NEST	Employees Pension Deductions Mth 11 year end 2021	67.43
26.02.21	DD	NEST	Employer's Pension Contribution Mth 11 year end 2021	50.57
26.02.21	BACS	Somercotes PC	Supply of Temp Litter Picker Feb 2021	400.00
01.03.21	DEBIT CARD	O2	Clerk's Phone	13.80
08.03.21	BACS	C Miles	Reimburse lock for High Str	7.54
09.03.21	BACS	Grasstrack	Grounds Maintenance Jan 2021	896.00
09.03.21	BACS	Grasstrack	Grounds Maintenance Feb 2021	896.00
09.03.21	BACS	Water Plus	Chapel Str Water Utility INV04619869	130.89
			<b>Total</b>	<b>9371.05</b>

### 932.2/2021 RESOLVED: To approve the following payment

To Whom Payable	Payment Ref	Reason	Amount £
DALC		Annual Subscription 2021-22	1045.32
		<b>Total</b>	<b>1045.32</b>

### 932.3/2021 Income Received

#### Noted

Date	Remittance	Source	Amount
15.02.21	BACS	Hart Signs Refund of overpayment	7.00
		<b>Total</b>	<b>7.00</b>

## 933/2020 Bank Reconciliation

Noted:

Row Headings	£	Sub-Totals
<u>Cash Book Reconciliation</u>		
<u>09.03.21</u>		
Opening Balance 01.04.20	492,999.88	
Receipts to 09.03.21	183,628.33	
Sub Total		676,628.21
Payments to 09.03.21	103,389.71	
Unpresented cheques	44.50	
Sub Total		103,345.21
Closing Balance 09.03.21		573,283.00
Bank Balance 09.03.21		573,283.00

## 934/2021 Exclusion of Press & Public

None

## 935/2021 Items for the next agenda

None

## 936/2021 Date & Time of Next Virtual Meeting

Date of Next Meeting: 15<sup>th</sup> April 2021

**Meeting closed at 8.30pm**

Signed:

Date:

# 13 Clerk's Report to Parish Council

## Meeting held on 6h May 2021

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### **13 1 Review of Policies and Procedures**

To review Standing Orders Rev.4/20 – Covid-19 Min.823/2020  
To review Financial Regulations Rev.6/19 Min. 698.2/2019  
To review Customer Complaint Procedure Rev.6/19 Min.698.3/2019  
To review Code of Conduct Rev.6/19 Min.698.4/2019  
To review Asset Register Rev. 3/21  
To review the Council's and/or staff subscriptions to other bodies  
To review the Council's Publication Scheme Rev 6/19  
To review Retention of documents Rev.6/19  
To review Social Media Policy Rev. 6/19

#### **Proposal:**

To authorise the Chair/Clerk to review and publish the above list of policies on the parish council website as appropriate.

### **13.2 Scheme of Delegation**

In response to the Covid-19 outbreak in the UK, DALC previously recommended parish councils to consider a scheme of delegation which will allow urgent decisions required between scheduled meetings of the Council to be delegated to the Clerk in consultation with the Chair. Decisions made under this delegation will be reported to, and recorded in the minutes of, the next Council meeting.

The Clerk shall have delegated authority to make decisions on behalf of the Council where such decision cannot reasonably be deferred and must be made in order to comply with a commercial or statutory deadline. The delegation does not extend to matters expressly reserved to the council in legislation or in its Standing Orders or Financial Regulations.

#### **Proposal**

To authorise the Scheme of Delegation for the year May 2021-May 2022.

### **13.3 Councillor Attendance Record**

Members are reminded to notify the Clerk of any apologies (barring emergencies) well in advance of the morning of the council meeting. This is to ensure that the Clerk is aware that the meeting is quorate or needs to be rearranged if not quorate.

### **13.4 Limited Assurance Review of Annual Return for the Year ended 31st March 2021**

Swanwick Parish Council is required by The Accounts and Audit Regulations 2015 to complete the Annual Return after 31st March 2021. The scale of fees for the Limited Assurance regime is set by the Smaller Authorities' Audit Appointments– Scale of fees 2017-18 to 2021-22'.

The fee payable is determined by level of income/expenditure; for the year ending 31st March 2021. Swanwick Parish Council falls into the band more than £200,000. The fees payable excluding VAT will be £1300. There is also provision for additional fees to be charged in the event that authorities fail to complete their Annual Returns fully and accurately within the required timescales, and provide the necessary supporting information and any explanations sought.

### **Proposal**

To authorise the Clerk to pay the Limited Assurance review fees of £1300-00 (plus VAT).

### **13.5 Annual Governance Statement 2020-21**

The Council is required to consider the internal audit work during the year and approve the Annual Governance Statement 2020-21 in advance of approving the Accounting Statement. The approval of the Annual Governance Statement is to be minuted, the Statement is signed and dated by the presiding Chair and Clerk on the day of approval. A copy of the Annual Governance Statement was emailed to members with the summons for the meeting.

### **Proposal**

To approve the Annual Governance Statement for year ended 31st March 2021.

### **13.6 Explanation of Variances and 'High' Reserves**

The audit requires that variations from previous year's Accounting Statement that exceed the parameters (usually greater than 5%) are accounted for and explained in narrative form. Any reserves that exceed 3 times the annual precept require a further explanation. A copy of the Explanation of Variances and the earmarked reserves has been circulated to Members to note before proceeding to approve the Accounting Statement.

### **13.7 Accounting Statement 2020-21**

The Responsible Finance Officer is required to present the certified Accounting Statement 2020-21 to a meeting of Full Council for approval. The statement is to be minuted, signed and dated by the presiding Chair on the day of approval. A copy of the Accounting Statement (Unaudited) was emailed to members with the summons for the meeting.

### **Proposal:**

To approve the Accounting Statements for 2020-21

### **13.8 Annual Internal Audit**

The audit process also requires the appointment of an Internal Auditor, independent of the Parish Council, to review the accounts, on the basis of an assessment of risk and carry out a selective assessment of compliance with the relevant procedures and controls expected to be in operation during the financial year ended 31<sup>st</sup> March 2021. The Internal Auditor is required to certify the Annual Return 2020-21. In the past the Parish has used the services of B Wood at a cost of £100 (plus travel expenses). The fee remains the same for this year.

### **Proposal:**

To authorise the Clerk to appoint B Wood as an Independent Internal Auditor and to pay the appropriate fees on completion of the internal audit.

### **13.9 Exercise of Public Rights**

The Local Audit and Accountability Act 2014 and the Accounts and Audit Regulations 2015 (SI 2015 No.234) set out the rights of the public to inspect the accounts. The Parish Council is required to publish the statements as approved by Members together with a declaration of the status of the accounts i.e. unaudited. The Parish Council must set the dates for the 30 working day period for the exercise of public rights. The period

must include the first 10 working days of July. A copy of the proposed Notice was emailed to Members with the summons for the meeting.

**Proposal**

To approve the 30 day period Monday 14 June – Friday 23 July 2021 for the exercise of public rights. Notice to be posted by 11 June 2021

**13.10 Hanging Baskets**

At the last meeting Members noted that the Clerk has submitted an application to DCC for appropriate permit to hang floral displays on lamp posts. Permit has been issued subject to update of Public Liability Insurance from the Contractor Woolley Moor Nurseries and the Parish Council.

**13.11 DALC Subscription**

A full subscription includes two elements: 1) the Annual subscription £815.32 and 2) a group training fee £230 which allows members to attend certain courses as delegates without incurring an additional fee.

**Proposal:**

13.11.1 To take up the full subscription from DALC

13.11.1 To authorise the clerk to pay the full annual subscription to DALC of £1045.32

# 14 Chair's Report to Swanwick Parish Council Meeting 6<sup>th</sup> May 2021

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## **14.1 Allotments – Disputed boundary**

Meeting with Solicitor on site on 19 March 2021 was unproductive. The evidence submitted by client's solicitor had no legal standing and did not substantiate any of the claims to ownership. The lack of any resolution by agreement means that the Parish will need to instruct solicitor to initiate legal proceedings. I suggest that we also seek Counsel's opinion, as this will give us a clear indication of how the case may proceed if it progresses to County Court. At this stage it is difficult to establish what the action might cost. However it is a matter of principle.

### **Proposal:**

14.1.1 To authorise the Chair to instruct a solicitor/ counsel to initiate legal proceedings to recover the allotment land occupied by resident of 27 The Delves.

In addition to the above, the natural line of the boundary will need to be surveyed and plotted using Ordinance Survey maps overlaid by Land Registry Title Maps. This will provide additional evidence of ownership by the Parish Council.

### **Proposal**

14.1.2 To authorise the Chair to instruct qualified surveyor to survey boundary and plot maps at a cost of £475 plus VAT and licence for OS maps £58 Plus VAT (Total £533 plus VAT)

## **14.2 Electricity supply at Changing Rooms**

The Changing rooms have not been used since March 2020. Despite this, there are utility charges averaging approx. £160 per month. The charges are made up as follows

- Standing charge £80 (Fixed)
- Capacity Charge £40 (an advance purchase of supply through distribution company Western Power)
- Consumption £40 (Metered readings every half hour by retailer - British Gas)

I have discussed all charges with retailer (British Gas) who confirms that the metered readings are evidence of use of power. I have also discussed Capacity Charge with Western Power. The capacity determines the maximum power available at the contracted consumption rate. Any excess usage will attract additional penalty charges. This currently stands at **1426kVA/day** whereas current consumption is only **441kWh per average month**. Capacity charge for the supply is far in excess of usage and needs to be reviewed. It is unlikely that all the showers will be in use simultaneously in men's and women's showers.

As the facilities have not been used (except for fire alarm and emergency lighting at exits) it is necessary to have an electrical inspection to establish what is consuming electricity despite the changing rooms being closed. The inspection visit may also be an opportunity to assess whether installation of solar panels on the changing rooms could realistically reduce running costs.

## **Proposal**

14.2 To authorise the Chair to engage a professional electrician to investigate current usage and assess the maximum capacity required.

### **14.3 Anti-social behaviour**

During the last two months, numerous reports of anti-social behaviour on the play area have been reported by residents of Chapel Street. This has included consumption of alcohol and playing of loud music well into the night.

I have pursued the matter with the Police and Amber Valley Borough Council. The Police stance is that they cannot police all the incidents of anti-social behaviour. However they maintain that the reports of such incidents to the non-emergency number provide them with data on where the hot spots are and to programme policing rounds. The strategy is to find out who the ringleaders are who provide alcohol to the under-aged rather than prosecute or issue fixed penalty fines.

Residents have tried to report matters to Amber Valley. They report that the answer is that AVBC is no longer responsible for the Recreation Grounds. In the meantime, I have issued the standard advice, namely that residents should phone the Police non-emergency number to report the incidents.

I have examined whether the Parish Council can enact Bye Laws to address the matter. The Parish Council cannot enact Bye Laws where there are alternative means such as Public Spaces Prohibition Orders (PSPOs) which can only be adopted by the District. I chased up the revision of the Public Spaces Prohibition Order for the area only to find that it now includes the whole of the Recreation Grounds (but we had not been informed by AVBC at the time). AV confirmed that the Police have been issued with books of Fixed Penalty tickets for issue but appear to be adopting a different strategy rather than enforcement.

Copy of the Towns & Parks PSPO is available on the AVBC website at <https://www.ambervalley.gov.uk/community/community-safety/public-space-protection-orders>.

### **14.4 Damage to Memorial Gardens paving**

The caretaker has reported that three slabs at the Memorial Gardens have been vandalised and thrown around the area. There are no willing witnesses to the vandalism so it will not be possible to recover any restitution or costs of repair. I have asked the Gardening contractors to purchase replacement slabs and undertake the repairs.

### **14.5 Repairs to Chapel Street Play Area**

The bid for funding from Derbyshire Environmental Trust (DET) to refurbish the Play Area in Chapel Street has not been successful. Feedback from DET was that there were a large number of competing applications.

The most urgent repair is to the surface of the play area. This has been damaged by fire and lifting at the edges. Both represent significant health and safety risks and should be undertaken as soon as possible. Copy of quotations has been sent to Members separately. I suggest that Soft Surfaces Ltd Option 2

(£3,360 +VAT) is acceptable and addresses the health and safety issues rather than a full replacement (£7,193+VAT). The saving will allow for the cost of repairing existing side fence and replacing the missing fencing by Ilkeston Fencing; option 1 (£3,495.30 and £362.85 + VAT). This will separate the play area from rest of pitches, make the play area inaccessible to dogs and may deter some of the anti-social behaviour.

### **Proposal**

14.5.1 To authorise the Chair to accept the quote for Option 2 from Soft Surfaces Ltd for black EPDM at a cost of £3,360+VAT.

14.5.2 To authorise the Chair to accept the quote for Option 1 and repair existing side fence from Ilkeston Fencing at a cost of £3,858.15+VAT

### **14.6 Security CCTV**

A further possible avenue to dealing with the persistent anti-social behaviour on the play area is to explore a joint venture of security cctv with the Scouts. The building is ideally located.

#### **14.6.1 Proposal**

To authorise the Chair to discuss installation of security CCTV with the Scouts (and Police if appropriate); to seek quotations for the works necessary.

### **14.7 Village Hall Development**

The Ground Stabilisation Report following completion of the grouting works by GSS and assurances from Haigh Huddleston. The report was sent to Amber Valley BC Planning and the Coal Authority. AVBC have confirmed discharge of the planning condition. Payment is now due to GSS for the balance of the contract which was withheld pending discharge of planning condition 3. The sum now due is £24,320 gross incl.vat

### **Proposal**

14.7.1 To authorise the Clerk/Chair to pay Ground Support Services the balance of the account £24,320-00.