

# MICHELMERSH & TIMSBURY PARISH COUNCIL

## Minutes of an Extra-Ordinary Parish Council Meeting held on Thursday 7th July 2005 at 7.30 p.m. in the Jubilee Hall, Timsbury.

**Present:** Parish Councillors, Dr. W. A. Lees (Chairman), Mr. D. Cowling, Mrs. C. Evans, Dr. J. Glasspool, Mr. P. Pritchett-Brown, Dr. M. Subramanyam, and Mr. R. Vie, Parish Clerk, Mr. P. Buist, and TVBC Cllr. D. Bidwell.

### Action

#### 1. Apologies

Apologies were received from Hampshire CC Cllr. Michael Woodhall.

#### 2. Open Period

Cllr David Bidwell spoke about the TVBC plans to alternate weekly collection of waste between recyclable and household waste. He explained that he did not like the plans, as leaving the household waste for two weeks in hot weather was not an option that he favoured. There may be a need for all to have the large size of bins. Both the main parties appeared to back the plan and considerable savings could be made. If the plan was implemented, Cllr Bidwell wanted the savings to go back to the taxpayer. There had been no consultation of the plan, but a pilot system was proposed. The Parish Council expressed the view that the TVBC recycling facility was required to be re-instated if the plan was implemented. It was noted that the Bunny Lane facility belonged to Hampshire CC and would not count in TVBC targets. Cllr. Bidwell would take PC views back to TVBC.

DB

#### 3. Declarations of Interest

There were none.

#### 4. Planning Applications

All Councillors declared an interest in the planning application for Thatched Cottage. This was a personal, non-prejudicial interest. None were personal friend's but had occasional dealings with Mr. Ninnim. The applicant had also carried out work for the Parish Council.

TVS.05487/3, removal of sheds and erection of outbuilding for use as double car port and shed, Thatched Cottage, Hill View Road. No objection.

TVS.01306/7, replacement dormer window, Gable End, Timsbury Manor. No objection.

TVS.07733/5, erection of conservatory, Fern Cottage, St. Andrew's Close. No objection.

#### 5. M&T Sports Club Claim, Legal Advice and Possible Terms of Settlement.

The resolution to close the meeting was considered. The Chairman **proposed** and Peter Pritchett-Brown seconded that:

Pursuant to Section 1 (22) of the Public Bodies (Admission to Meetings) Act 1960, it is resolved that, because of the confidential nature of the business to be transacted, the public and the press leave the meeting during consideration of the subject of the Sports Club, as it could prejudice any settlement.

This was **agreed** unanimously.

*Cllr. Bidwell left the meeting.*

The letter from John Chambers dated 6 July 2005 was **noted**. It was **agreed** to thank him for his suggestions and say that all the actions he proposed had already been offered to the Club.

PBu

The letter of 23 June 2005 from Kirklands had now been overtaken by the without prejudice letter of 6 July 2005. It was **resolved** not to discuss the earlier letter. The letter of 6 July proposed a payment of £4,690, the total rent due to 28 September and an unconditional surrender of the lease on 28 September. This would leave the two parties free to negotiate any continuing use of the facilities.

The content of the “without prejudice” letter from Kirklands Solicitors dated 6 July 2005 was noted and considered.

It was **proposed** by the Chairman and seconded by the Vice-Chairman that the Parish Council resolve:

- To accept the offer from the Sports Club to make a payment of £4,690.00 to the Parish Council and to unconditionally surrender the lease effective from 28 September 2005.
- To dispose of the court proceedings without any order for costs.
- To instruct Bells Solicitors on the resolution reached.

PBu

The resolution was **agreed unanimously**.

The Parish Council also **resolved** to ask Bells Solicitors for an explanation of the legal position that would occur after 28 September 2005 should an agreement on the future use of the facility by the Sports Club not be agreed by this date. This was **proposed** by the Chairman and seconded by Dr. Subramanyam. This resolution was **agreed unanimously**.

PBu

On the future use of the facility by the Sports Club, it was **proposed** by Richard Vie, seconded by the Chairman that we instruct our Solicitor to prepare a simple draft licence that could be put to the Sports Club solicitors for consideration. The draft to be based on the latest version of the new draft lease (V6), together with the comments previously circulated by the Chairman on Kirklands letter of the 23<sup>rd</sup> June 2005. This was **agreed unanimously**.

WAL / PBu

#### **14. Chairman’s Mandate**

In view of the Chairman’s possible absence, both the Chairman and the Vice-Chairman was mandated to speak on behalf of the Parish Council on the items contained in these minutes.

The meeting closed at 9.20 p.m.

Peter Buist  
Parish Clerk  
13 July 2005.