

TOWN COUNCIL

Minutes of the Meeting of the Council held in the Council Chamber, Municipal Buildings, The Moor, Falmouth on Monday 6th March 2017 at 7.00pm.

Present: Councillors G G Chappel (Town Mayor), Ms C Atherton CC, I J Body, Mrs R D Brock, S D Eva, Mrs V E Eva, G F Evans CC, S Gray, A J Jewell CC, M T McCarthy, Mrs P A Minson, B M A Ross and D W Saunby CC.

In Attendance: A M Williams	(Town Clerk)
R J Gates	(Town Manager)
PC M Cummins	(Falmouth Police)
A George	(Falmouth School)
Ms L Allen and Ms L Lloyd	(Falmouth Energy Partnership)
Rev I Froom	(Mayor's Chaplain)

PRAYERS

Prior to the start of the meeting the Mayor's Chaplain led the Council in prayers.

C4818 APOLOGIES

Apologies of absence were received and approved from Councillors Mrs Davies (ill) and Ms Merrett (ill).

C4819 INTERESTS

None received.

C4820 MINUTES

It was proposed by Councillor Gray, seconded by Councillor Ms Atherton and

RESOLVED that the minutes of the Council meeting held on 23rd January 2017 be confirmed as a correct record of the proceedings and signed by the Chairman.

C4821 TOWN MAYOR'S REPORT

The Town Mayor reported upon civic attendances and events. These included the Air Cadets Presentation Evening, the Mayoral receptions for Volunteer Marshals and for contributors to the Great British High Street Award. Also Falmouth and Penryn Sea Cadets, Choral Festival, Falmouth History Week and the presentation event of the bugle for Bill Bishop.

He reminded Members of the Mayoral Charity Ball on 29th March 2017 and reported correspondence from Councillor Mrs V E Eva that she would sit as a Liberal Democrat Councillor.

C4822 PUBLIC QUESTIONS

None received.

C4823 FAL ENERGY

Ms Allen the Secretary of the Fal Energy Partnership presented an update report to the Council on the work of the FEP that is attached as a part of these minutes. She responded to Members questions thereon.

C4824 **POLICE REPORT**

PC Cummins presented the Police Report that is attached as part of these minutes and responded to questions thereon.

C4825 **FALMOUTH COMMUNITY SCHOOL**

Mr George presented the Falmouth School Report that is attached as a part of these minutes and responded to questions thereon.

C4826 **COMMUNITY NETWORK**

The report of the Community Link Officer was presented and is attached as a part of these minutes.

C4827 **CORNWALL COUNCILLORS REPORT**

Arwenack

Councillor Evans reported the Parking Policy Review. On-street meters would not be introduced and residents parking restrictions would be further considered. Yellow line marking was being undertaken.

Smithick

Councillor Ms Atherton reported that Cornwall Councils electoral review was ongoing with recommendations around a reduced number of elected members. The planning permission to increase the Universities student cap had been approved. An amended design for the railings at King Charles School had seen the cost of the scheme increased. Community Chest funds had been allocated to Parklive 2017 events. She reported on her work for the Health and Sustainability Policy Advisory Committee and sadly the Minor Injuries Unit at Falmouth would cease.

Boslowick

Councillor Jewell reported that the Planning Policy Advisory Committee had removed purpose built student accommodation sites from the emerging Local Plan allocations document, he expected the emerging Falmouth Neighbourhood Plan to follow suit. The residential development allocation for land at Menehay had also been removed, as it was Grade II agricultural land and would provide a green buffer between communities. Further yellow line work had been done. Community Chest funding had been allocated to Falmouth Surf Life Saving Club, Nankersey Choir, Penryn Rugby Club and the Elderly Care home at Diana Close.

Trescobeas

Councillor Saunby reported he was disappointed regarding the increase in the Universities student cap. He would report his Community Chest funding to the Annual Parish Meeting.

Penwerris

No report.

C4828 **COMMITTEE REPORTS**

The Planning Committee Report dated 30th January 2017 was presented by Councillor Chappel, Chairman of the Committee.

It was proposed by Councillor Chappel, seconded by Councillor Gray and

RESOLVED that the report of the Committee dated
30th January 2017 be approved.

The Planning Committee Report dated 20th February 2017 was presented by Councillor Chappel, Chairman of the Committee.

It was proposed by Councillor Chappel, seconded by Councillor Gray and

RESOLVED that the report of the Committee dated 20th February 2017 be approved.

The Finance and General Purposes Committee Part I Report dated 20th February 2017 was presented by Councillor Ms Atherton, Chair of the Committee.

It was proposed by Councillor Ms Atherton, seconded by Councillor Gray and

RESOLVED that the Part I report of the Committee dated 20th February 2017 be approved.

The Licensing Committee Report dated 13th February 2017 was presented by Councillor Brock, Chair of the Committee.

It was proposed by Councillor Mrs Brock, seconded by Councillor Gray and

RESOLVED that the report of the Committee dated 13th February 2017 be approved.

C4829 TOWN MANAGEMENT REPORT

The Town Manager presented the Town Management report that was duly noted and forms part of these minutes.

C4830 TOWN CLERK'S REPORT

The Town Clerk presented his report that was duly noted and forms part of these minutes.

Further it was proposed by Councillor Chappel, seconded by Councillor Mrs Minson and

RESOLVED that Cornwall Association of Local Councils recommended amendments to Standing Orders be incorporated into the Council's Standing Orders.

C4831 EXCLUSION OF THE PRESS AND PUBLIC

It was proposed by Councillor Mrs V E Eva, seconded by Councillor Ms Atherton and

RESOLVED that in view of the confidential nature of contractual and staffing matters it is advisable in the public interest that the press and public be excluded from the meeting.

COUNCIL-PART II
6TH MARCH 2017

C4832 **COMMITTEE REPORTS**

The Finance and General Purposes Committee Part II Report dated 20th February 2017 was presented by Councillor Ms Atherton, Chair of the Committee.

It was proposed by Councillor Ms Atherton, seconded by Councillor Gray and

RESOLVED that the Part II report of the Committee
dated 20th February 2017 be approved.

The Staffing Committee Report dated 13th February 2017 was presented by Councillor Body, Chair of the Committee.

It was proposed by Councillor Body, seconded by Councillor Gray and

RESOLVED that the report of the Committee dated
13th February 2017 be approved.

There being no further business to transact the Town Mayor declared the meeting closed at 7.50pm.

Signed: Date:



Report to Falmouth Town Council – 6th March 2017

The Fal Energy Partnership, or FEP, continues to work to promote cleaner and more affordable energy for all and retain the social and economic benefits for our community.

Cornwall has a wealth of renewable energy resources but we are not benefitting locally. Currently 98% of our energy spend of £1billion leaves the local economy but nearly 15% of local households are in fuel poverty.

In addition we think it is fundamentally unfair that our big energy companies are privatising profits from 'free' energy such as wind and sunshine, but socialising the risks of their traditional 'dirty' generation. Everyone should have the opportunity to benefit from renewable energy be it as a community share owner or consumer.

In November 2016 FEP started work on a feasibility study, funded by the Rural Community Energy Fund, to investigate the possibility of installing solar pv arrays on local large roofs which would generate up to 2MW of electricity. This would enable the group to earn an income to fund a project worker who would work to tackle energy inequalities and implement energy-saving schemes. We hope that such a person might be based in the new One Stop Shop and operate schemes such as a thermal curtain library or LED lightbulb swap. They could also help people swap tariffs online.

To date FEP has secured firm interest from South West Water regarding the Sewage Treatment Works in the Docks and we are also talking to A&P, Sainsbury's and Ships and Castles. We will be reporting to the RCEF in April/May and remain optimistic that other interest will be forthcoming and the project will proceed.

In the meantime, FEP members continue to promote energy democracy and local control of our energy by liaising with Exeter University, Tremough Student Union, Cornwall Council, Western Power Distribution and other local groups such as Community Power Cornwall and WREN.

Through this shared interest we are looking to initiate a project that will investigate if people can utilise their hot water cylinders as energy stores when there is too much electricity on the grid, and receive an incentive for doing so. This is similar to the Sunshine tariff that was trialled in Wadebridge last summer. Changing energy consumers from passive users totally dependent on big energy companies into active participants in their energy service is the first step towards the goal of energy democracy.

New members are always welcome and FEP can be contacted at www.falenergy.org.uk.

Louise Allen – Secretary. louise@falenergy.org.uk

Police Report for Council Meeting on 6th March 2017

Kimberley Park

Patrols in the area have been stepped up. There has been a media input in the Falmouth Packet from PCSO Crowther. Key players have been identified, visits to home addresses made individuals and where appropriate low and mid-level anti-social behaviour warnings issued to approximately 10 people. As far as we are aware there have not been any re-occurrence.

Homeless Project

The project is picking up momentum with other key partners being identified and invited to the next meeting where a plan is being drawn up and taking shape regarding possible solutions for the local area. Though we do not have the issues Truro are currently experiencing we wish to have support in place to deal with anyone willing to engage in improving their situation and to safeguard individuals.

Prolific Shop Lifter

Karl Flanagan was arrested and on the 18th of February 2017 was charged and received a 6 month custodial sentence for multiple shop liftings in the Falmouth and Penryn area. He is prolific and we hope his detention will give retail outlets a break from his dishonest activities.

Michael Richards

It is worth pointing out that Michael Richards, who has been subject of a Community Behaviour order (ASBO) has had some of the conditions on his CBO adapted. He is no longer banned from Falmouth. However he is not to be found in a state of drunkenness in any public place or place the public have access to. Not to be found in possession of an open container of alcohol and not to use swear words, make threats or cause nuisance or obstruction that would cause to feel offence, intimidation or distress.

Alice in Wonderland

Our students put on a fabulous show of Lewis Carroll's Alice in Wonderland in November. The show included a wide range of performers of ages 11-18, acting dancing, singing and even included a 20 foot leaping Cheshire cat animated by 8 of our post-16 College dancers! The 4 performances were sell-outs. These performances are the result of months of rehearsals. We are now gearing up to our next school production in autumn, auditions are currently taking place for Joseph and his amazing technicolour dreamcoat.

Ofsted

Shortly after the school production Falmouth School was visited by Ofsted. We were delighted to receive an excellent report from the inspectorate which recorded that the significant changes made had continued school improvement, and that we could be 'rightly proud' of the better achievement that students are making. Ofsted described the school as calm and orderly place where we set the highest expectations and aspirations for our students.

In the safeguarding section the School was praised for the strong culture of keeping pupils safe from harm, and words such as 'diligent', 'fastidious' and 'assiduous' have been used by Ofsted to describe the work of staff in this area.

Students' achievement and progress are above national averages in all areas, both in the main school and the Sixth form, which led to such a good report. The inspector suggested communication with families and the wider community should help them better understand the good work and rising standards that are being achieved at Falmouth School.

Christmas concert

Rounding off the term we had our usual Christmas concert and full school assembly presided over by the Chaplaincy team from Falmouth churches, ending with the entire school singing the twelve days of Christmas!

Exam preparation, Mock exams, UCAS Evening and College Open Evening

This term has a focus on exam preparation with mock exams, deadlines and other vital work, with staff and students working really hard. This is also complimented with 'Falmouth Futures' where every Year 11 student is interviewed to establish their future career of learning aims, our UCAS evening to help students consider their university applications and the Falmouth post-16 College Open evening, where students opt for the wide range of A levels or vocational training that we offer.

Junior Leadership Team and Youth Parliament

The current set of Head and deputy Head students, and their prefect team, are now getting ready to retire their positions as they begin their revision. This means that we are beginning to receive applications from the next year group for these positions. As the 'Junior Leadership Team' they give us a valuable insight into the concerns of the student body and this year the JLT have been the initiators of several changes across the school, for example, to the behaviour systems, the advertising of a school nurse sessions and installations of new water fountains. This also helps develop leadership in these young people.

Also we are delighted that on Saturday one of our Year 10 students, Will Daniell, was elected to serve as the member of the Youth Parliament, representing the West Cornwall constituency. Will not only campaigned within Falmouth School, but also went to hustings in Hayle and visited Pool School to address their students. We are sure that he will be an excellent ambassador for his peers I commend him to you.

Cornwall Council



Localism Neighbourhood Directorate Report

Falmouth Town Council March 2017
Falmouth & Penryn Community Network

Falmouth Neighbourhood Plan

The Falmouth Neighbourhood Plan has been submitted to Cornwall Council as part of the final consultation process before examination. I have been working with Cornwall Council and external organisations that have specific remit to make comment on the plan.

In addition to the formal consultation response the plan also has to be in general conformity with the Local Plan and there have been some changes to the Falmouth Penryn Development Plan Document (DPD) that have had a significant impact.

Meetings have been arranged with the steering group members to make them aware of the changes and formal submission of comments has been received by Falmouth Town Council.

The next step in the Neighbourhood Planning process will be a formal examination by an independent planning inspector.

Falmouth Penryn Community Network panel

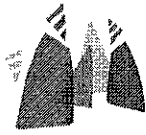
The Next Falmouth, Penryn Community Network Panel Meeting takes place on the 14th March at Falmouth Town Council, Chamber Room.

On the agenda are a report on local Policing by Inspector Ian Thompson and the construction and timetable of work at Treluswell.

As Treluswell Roundabout is one of the major junctions into Falmouth and Penryn this may be of interest to many Councillors and members of the community.

This will be the last Network Panel Meeting before the Council elections in May.

Mark James
Falmouth, Penryn Community Link Officer
Communities & Devolution Team
Cornwall Council
Tel: 07528983265
mjames2@cornwall.gov.uk



FALMOUTH

the spirit of the sea

Town Management Report to Falmouth Town Council 06/03/17

Falmouth On Street Parking charging

As many of you will know this has been shelved by Cornwall Council and it is superb news for the town. The collective effort from Town Council/BID/Town Management/various businesses and of course the local community shows when opinion is this strong it can make a real difference.

In case you have not seen it on my update there were 827 responses (122 from businesses), alongside 2 petitions with 1855 signatures. 95% of the replies did not think on-street pay and display parking would help people to have better access to shops and businesses.

On a separate note car park pricing in Cornwall Council car parks is not increasing for 2017/2018. This is another positive step as pricing is high enough already.

Shop-watch update

This has been an ongoing project for several months but I am pleased to say that at the time of compiling this report it is almost complete. The Town Council working with Gould Electronics and support from Falmouth Golf Club and the National Maritime Museum Cornwall. FGC and NMMC have kindly given permission for repeaters to be installed at their locations so that our digital reception will have strong coverage over the vast majority of Falmouth. The police and ourselves also have an Event Channel which is only available on our radios. Digital radios will also be available to purchase or rent to businesses within the town in the near future.

Spring Festival

Celebrating Falmouth's open spaces, terrific coastline and gardens. Sponsored by the University of Exeter. As profiled on the BBC's Great British Garden Revival programme, this wonderful early season festival brings together the Falmouth community like no other. The festival brings an explosion of colour, life and activity to the town.

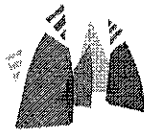
Paint The Town Yellow Day

The town becomes ablaze with yellow in preparation for the Festival as local schoolchildren brighten up nearly 100 shop windows with thousands of daffodils and decorations.

Spring Cleans

Beach cleaning, painting, gardening – you name it we'll be doing it. We'll be revamping a number of areas around the town so if you'd like to come along and get your hands dirty for a good cause then just shout! Venue: multi-sites across the town. Tel: 01326 313553.

Games & Fitness on The Moor



FALMOUTH

the spirit of the sea

Town Management Report to Falmouth Town Council 06/03/17

A lovely event for families. There will be a variety of games, studio classes and activities for free. Venue: The Moor

Folk & Cider Festival

A great range of bands throughout the three days, all washed down with 50 scrumptious ciders from across the West Country. Events Square will also host a marquee full of food and craft stalls. Venue: Events Square

Festival guided walks

Once again we'll have a terrific variety of professional guided walks on a variety of themes.

Defibrillator installs

As you will know there have been several projects over the last couple of years for defib installs around Falmouth with various organisations. It has always been our intention that we would want to achieve consistent coverage over key areas across the town. I am pleased to say that working with the charity Coast Medic with funds remaining from the Footprint installs in memory of Andy Hocking and also Councillor Oliver Cramp's FTC community chest donation we have three defibs on order. We are looking at installing in the following locations subject to approvals, Grove Place (on the exterior of the toilet block), Swanpool beach (exterior of the toilet block) and the outside of the new Town Council building on the Moor. Exact install dates are yet to be confirmed but it will certainly be in time for the main season. We will follow up once installation has taken place.

Google training

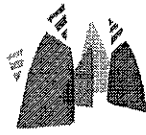
This is free training that is being provided by Google and they will visit the town on the morning of Monday 20th March between 10am & 12pm at NMMC. We are receiving this training as one of the prizes from the GBHighSt win and it focuses around Google's Digital Garage and the Digital High Street.

Falmouth Thursday and Saturday market

This returns for the year from Thurs 2nd March and each Thursday and Saturday. We are working with Stewart Garvin who sets up the Farmers Market on a Tuesday and will be for the Weekly Market from now on.

Mango's vinyl's covers

The Town Team have been working behind the scenes on gaining approvals to vinyl/foamex the front of the ex-Mango's site in Church Street. There are metal shutters across the windows/doors and while this is necessary to prevent unauthorised access to the site it does not give a good impression to the street. I

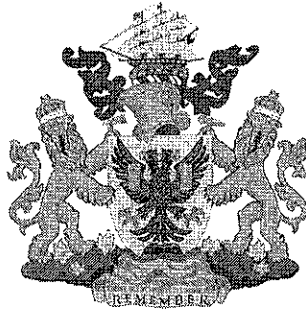


FALMOUTH

the spirit of the sea

Town Management Report to Falmouth Town Council 06/03/17

am pleased to say we have gained permissions and we are just working through the sign off of the artwork which will then be installed in the next few weeks.



FALMOUTH TOWN COUNCIL

6TH MARCH 2017

TOWN CLERKS REPORT

ITEM NO. 13

13.1 STANDING ORDERS

The Cornwall Association of Local Councils is recommending an amendment to Model Standing Orders to ensure consistency of behaviour and process when considering matters relating to declarations of interests and complaints under the Cornwall Code of Conduct. ()

It is recommended that the Council adopts these amendments to its Standing Orders when reviewed in 2017.

13.2 FALMOUTH FIRST CIC

It is understood that the CIC will seek to relinquish the Licence with Cornwall Council relating to the operation of events on Prince of Wales Pier.

13.3 PRINCESS PAVILIONS

GLL the organisation who will take over the delivery of Cornwall Leisure facilities in 2017 have agreed that the Town Council's Community Officers can continue to use the hosted office accommodation post contract transfer.

Mark Williams FCIS FILCM

Town Clerk

February 2017



Cornwall Association of Local Councils

Amendment to Standing Orders

Model Standing Orders 13 & 14

Code of conduct and dispensations

The Cornwall Association of Local Councils is recommending an amendment to national Model Standing Orders to ensure consistency of behaviour and process when considering matters relating to declarations of interest and complaints under the Cornwall Code of Conduct.

The amendment also confirms what other action a council must take as an employer when a code of conduct complaint and outcomes relate to and/or affect employees of the council.

It is therefore suggested that model standing orders 13 and 14 are combined as followed :

13. Code of Conduct, Complaints and Dispensations

General

- a The Council has adopted the Cornwall Code of Conduct for City, Community, Parish and Town Councils which will apply to all councillors and members of the public co-opted to serve on Committees and sub Committees of the Council in respect of the entire meeting.

All interests arising from the Code of Conduct adopted by the Council will be recorded in the minutes giving the existence and nature of the interest.

- b Members must have particular regard to their obligation to record and leave the room for certain matters in which they have an interest as defined by the Code of Conduct or by relevant legislation.
- c The Council shall maintain for public inspection, a Register of Members' interests that is compliant with the Code of Conduct and with relevant legislation.

Members and the Code of Conduct

- d All councillors and members of the public co-opted to serve on Council committees and sub committees shall observe the Code of Conduct adopted by the Council.

- e All councillors and members of the public co-opted to serve on Council committees and sub committees shall maintain a Register of Disclosable Pecuniary Interests, and must update their register by notifying the Monitoring Officer and the Clerk of any changes within 28 days.
- f All councillors shall undertake training in the code of conduct within 6 months of the delivery of their declaration of acceptance of office.
- g Unless granted a dispensation, a councillor or non-councillor with voting rights who has registered a Disclosable Pecuniary Interest in relation to any item of business being transacted at a meeting, shall leave the room whenever the item is being discussed, including any part of the meeting where the public are entitled to speak.
- h Unless granted a dispensation, a councillor or non-councillor with voting rights who has registered a non-registerable interest in relation to any item of business being transacted at a meeting, shall leave the room whenever the item is being discussed, including any part of the meeting where the public are entitled to speak.
- i Where a non-registerable interest arises from membership of an outside body as defined in 3.5a of the Council's code of conduct, a councillor remain in the room to address the meeting, provide a short statement and answer questions for no more than three (3) minutes before leaving the room at the request of the Chairman.
- j *Code of Conduct 2.6 – insert the clause in the Council's Code of Conduct relating to gifts and hospitality.*
- k A Member of the Council may, for the purposes of his duty as a member but not otherwise, inspect any document which has been considered by a Committee or by the Council. The Proper Officer or Solicitor to the Council may decline to allow inspection of any document which is protected by other legislation or in the event of legal proceedings would be protected by privilege arising from the relationship of solicitor and client. All Minutes kept for any Committee shall be open for the inspection of any member of the Council during office hours.

Allegations of breaches of the Code of Conduct

- l Notification of any complaint shall remain confidential to the Proper Officer of the Council until such time as the matter has been concluded, when the outcome of the complaint shall be reported to a meeting of full council.
- m Where the notification relates to a complaint made by the Proper Officer, the Proper Officer shall notify the Mayor of that fact, who, upon receipt of such

notification, shall nominate a person to assume the duties of the Proper Officer set out in this standing order, who shall continue to act in respect of that matter as such until the complaint is resolved.

- n Where a notification relates to a complaint made by an employee (not being the Proper Officer) the Proper Officer shall ensure that the employee in question does not deal with any aspect of the complaint
- o The council may:
 - i. provide information or evidence where such disclosure is necessary to progress an investigation of the complaint or is required by law;
 - ii. seek information relevant to the complaint from the person or body with statutory responsibility for investigation of the matter;
- p References to a notification shall be taken to refer to a communication of any kind which relates to a breach or an alleged breach of the code of conduct by a councillor.
- q **Upon notification by the Monitoring Officer of the Unitary Council that a councillor or non-councillor with voting rights has breached the council's code of conduct, the council shall consider any recommendations of the Monitoring Officer and what, if any, action to take against him in accordance with the recommendations. The Council has no ability to impose its own sanctions against a member found in breach of the Code of Conduct.**

Such action excludes disqualification or suspension from office but may include removal from one or more committees of the Council or restricted access to council premises except to attend meetings.

Dispensations

- r The Council has adopted a policy for the issuing of dispensations which is in accordance with the Council's Code of Conduct. It is attached to these Standing Orders as an appendix.
- s This policy shall apply to all meetings of the Council, its committees and sub-committees.
- t No dispensation will be awarded for any meeting where there are no minutes of the proceedings.