



St MINVER LOWLANDS PARISH COUNCIL
MINUTES OF THE VIRTUAL EXTRAORDINARY
COUNCIL MEETING HELD ON 15th MARCH 2021 @ 6pm

This is a closed meeting, not open to the public.

NOTE – it is the responsibility of all those joining a ‘Zoom’ meeting to check their security settings.

Minute	AGENDA ITEMS	Action
	Present – Cllrs. Gisbourne (Chair), Ms Boswell-Munday, Crowdy, Morgan, Mould (CC/PC), Richards and Mrs Thompson (Clerk).	
53/2021	Apologies for Absence – Cllrs. Davis, Gilbert, Webb, Williams.	
54/2021	Members’ Declarations – a. <i>Registerable Declarations of Interests</i> – none b. <i>Non-registerable interest</i> – Cllrs. Boswell-Munday and Mould in 56/2021. c. <i>Declaration of Gifts</i> – Members were reminded they must declare any gift or hospitality with a value in excess of fifty pounds. d. <i>Dispensations</i> – none.	
57/2021	Minute 57/2021 was taken at this point. Grass Verge – Members RESOLVED to accept the grant of £3,121 from Cornwall Housing to cut the grass on their land. It was further RESOLVED to accept a quotation from A1 Tree and Grounds Ltd. to carry out grass cutting and strimming, weed spraying and hedge cutting to the four council owned housing estates: Rock villas, Croftlands, Greenbanks road and Penmayne at a total cost of £2,832+VAT.	Clerk Clerk
55/2021	Beach Ranger – Members considered the TUPE arrangements. Cllr. Boswell-Munday reported the sub-group had looked into this and she had forwarded the relevant documentation. The most important were the Checklist, the Due Diligence form and the ACAS guidebook, which are essential reading. She stressed this is not a substitute for legal advice. Cllr. Mould said she did not see the appointment of Mr Andrew Stewart as being much of a risk to the PC and pointed out that he had only been employed by CC for two years. Cllr. Boswell-Munday said the ACAS leaflet was very comprehensive. It was RESOLVED to proceed without legal advice. Cllr. Richards voted against as he felt legal advice was needed. Cllr. Boswell-Munday was thanked for all her work in drawing together the various threads of this project, including compilation of the salary proposal. It was RESOLVED to proceed to TUPE the Beach Ranger across from CC to the PC, the date to be confirmed. He will be transferred on his current salary His roll and salary to be reviewed in six months’ time.	

	<p>It was explained that to proceed, the PC need to advise CC of the:</p> <ul style="list-style-type: none"> • Intention that they wish to proceed with the TUPE transfer. The WP/CC will then be able to provide the remaining employee liability information. • Details of any measures (changes) that the Parish Council intend to take in relation to the TUPE transfer, whether for economic, technical, or organisational reasons; in order that we may then carry out meaningful consultation with our employee in a timely manner prior to the transfer. <p>It was further RESOLVED to raise a cheque for £3,500 as a deposit for the Beach Ranger's hut.</p>	Clerk
56/2021	<p>Trewint Lease – Members to consider the implications of the proposed Break Close. Cllr. Gisbourne said the legal advice received from CC was that to safeguard the PC a break clause was needed. Cllr. Mould said she felt that there was sufficient protection in the lease and that break clause is not needed.</p> <p>Cllr. Boswell-Munday queried what circumstances could occur that would instigate the need for a break clause. Cllr. Richards and the Clerk said they felt the PC would be negligent if the PC did not take its own legal advice.</p> <p>It was RESOLVED to authorise Cllr. Morgan to speak to Ms Jessica Bishop and explain the problem a break clause creates for The Hub's fundraising efforts.</p>	Cllr. Morgan
57/2021	Grass Verge – covered above.	
58/2021	<p>Diary Dates – including items received after the agenda had been published.</p> <p>a. <i>Annual Parish Meetings</i> – 6th April 2021, prior to the Full Council meeting.</p>	
59/2021	Meeting Closed – 18.56pm.	

Signature: (Cllr. Brian Gisbourne)
Parish Council Chair

Date: 6th April 2021