

# HOLME VALLEY PARISH COUNCIL (GRAVESHIP OF HOLME) LAND CHARITY

## MINUTES OF THE CHARITY COMMITTEE HELD ON WEDNESDAY 08 JULY 2009

Those present :

Chairman : Cllr C M Kaye

Vice-Chairman : Cllr P Robinson

Councillors : Cllr Mrs R Bratt, Cllr T Dearnley, Cllr B A Smith

Officers : Mrs S S Barber

### **To accept apologies for absence**

An apology was accepted from Cllr P Robinson.

### **09 17 To consider whether items on the agenda should be discussed in private session**

RESOLVED: That items 5 (To consider action in relation to specific sites), 6 (Action Plan) and 7 (Administrative Matters) be discussed in private session, on the grounds that the matters to be considered are of a confidential nature.

### **09 18 To receive Members' declarations of interest in items on the agenda**

None were given.

### **09 19 To confirm the Minutes of the Previous Meeting**

RESOLVED: That the Minutes of the Meeting held on 17 June 2009 numbered 09 09 - 09 16 inclusive, be confirmed.

### **09 20 Exclusion of Public and Press**

RESOLVED: That the business of this Committee now to be transacted be not open to the public or press on the grounds that the matters to be considered are of a confidential nature.

### **09 21 To consider action in relation to specific sites**

Cowcliff Hill Road, Strines Moor - Minute number 09 06(4) refers: Members considered further correspondence received from Harrison, Townend & Ormeshers Solicitors regarding the registered title of this site.

RESOLVED: That the above be noted.

### **09 22 Action Plan**

Members considered further actions relating to future use of sites held by the Land Charity, including existing tenancy arrangements, correspondence from local residents interested in the use, or purchase, of a number of the sites, and legal advice provided on a number of encroachment issues.

RESOLVED: (1) That the Officer should issue Tenancy Agreements to all tenants of those sites which are not to be included in the first auction. The tenancy fee to be the same as last year, for a 12 months' tenancy period from 1 April 2009.

(2) That the Officer should update the Action Plan to define the recommended action for each site, each falling into one of four categories: a) Auction now; b) Pursue development potential; c) Complex site - consider further; and d) Retain for benefit of community.

(3) That the Action Plan be included on the Agenda for the next Council as Trustee meeting to be held on 3 August 2009, for approval and consideration of next stage of implementation of Action Plan.

### **09 23 Administrative Matters**

(1) Legal advisers: Members considered quotations from three solicitors' practices for legal costs to deal with potential disposals at auction and general legal advice.

RESOLVED: (1) That the Officer should acknowledge each quotation, seeking clarification from one of the practices that the fee includes attendance at the auctions to deal with any queries raised on the

night.

(2) That the item be included on the Agenda for the next Council as Trustee meeting, to seek approval to appoint advisers, including a solicitor and auctioneer, subject to the receipt of satisfactory clarification as referred to above.

(3) That the Officer should arrange meetings with advisers as appropriate, at some stage in the near future.

(2) Chartered surveyors: Members agreed that no further action should be taken to seek further quotations for the moment.

(3) Planning consultants: Cllr Kaye reported on presentations by two of the three planning consultants originally considered. One was currently on holiday and a meeting would be arranged immediately upon his return. A decision would then be made as to which planning consultant to appoint, for approval by the Council as Trustee.

RESOLVED: (1) That the Officer be authorised to write to the planning consultants who had already made presentations, to thank them for the information provided, and to seek written confirmation of verbal quotations provided.

(2) That the item be included on the agenda of the next Council as Trustee meeting, to approve the appointment of a planning consultant, once the remaining candidates has made his presentation and a decision has been made on who should be appointed.

(4) Estimate from Internal Auditor for provision of an Examiner's Report on the Land Charity accounts to 31 March 2010: Members considered the estimate provided by Torevell Dent.

RESOLVED: (1) That the estimate provided by Torevell Dent be accepted and that the company be appointed as an independent auditor for the charity.

(2) That the Officer should seek further clarification from the Clerk to the Council as to the Council as Trustee's obligations with respect to the provision of an Examiner's Report.

(5) Legal Topic Note from NALC on Basic Charity Law:

RESOLVED: That the above be noted.

**09 24 Freedom of Information Act 2000 - to agree what information will be made available to the public**

RESOLVED: That, under the Council's Publication Scheme, supporting papers for any item within the public session of the meeting be made available, if requested, after approval of the Minutes by the full Council.

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**Chairman**