

# LANIVET PARISH COUNCIL

## MINUTES OF THE PARISH COUNCIL MEETING

HELD IN THE ONE FOR ALL LANIVET PARISH COMMUNITY CENTRE, LANIVET

ON THURSDAY, 15<sup>TH</sup> AUGUST 2019 AT 7.00PM

Present:	Cllr. D. Batten (Chairman)	Mrs. J. Burdon (Parish Clerk)	Cllr. O. Sleeman (Vice-Chairman)
	Cllr. D. Carter	Cllr. T. Hancock	Cllr. A. Harris
	Cllr. Mrs. C. Eddy	Cllr. A. Barnaby	Cllr. Mrs. J. Stickland
	Cllr. S. Walker	Cllr. Miss P. Bolton	Cwll. Cllr. C. Batters
	Mark Evans – CC	Mrs. K. Walker	

Minute	AGENDA ITEMS	Action
175/19	<p><b>Presentation/Discussion with Principal Planning Officer, Mark Evans of Cornwall Council:-</b> Mr. Mark Evans thanked the Parish Council for inviting him along to the meeting. There is a restructuring taking place in the Planning Section this year. The planning function was split up into different teams originally; it had advantages for the Authority when all Borough and District Councils amalgamated to try to create consistency. There was no local knowledge of specific areas, so this was a downside. They are now moving to an area based approach with 8 areas and fixed planners in each area. He urged Parish Councillors to pick up the telephone and talk to them as they want to understand their areas, as previously the communication was not in place. They have a lot of Neighbourhood Plans coming forward now, with smaller areas now they know Neighbourhood Plans that are applicable to their area.</p> <p>Chairman advised one of the general comments he hears is what is the point and then Cornwall Council agrees it because it ticks all the boxes, whether it fits in the village or not. He recently attended planning training recently and understands the law is paramount and understands why decisions can be made in Bristol without anyone coming down to Cornwall. He believes this is where most people become aggrieved. Mark Evans advised if you look behind the scenes sometimes there are matters as to why applications are passed. They must be determined considering the Development Plan, it is the starting point, and in the absence of a Neighbourhood Plan they apply the rulings of the Cornwall Development Plan, unless there are material considerations to consider. There are other pieces of guidance available as well.</p> <p>Mark Evans – Jenna House on the slip road going down into Lamorick. Councillor S. Walker reported the issue was it came originally for a modern bungalow which was in keeping with properties both sides and not too big for the plot which was approved. Since this a huge house has been put on site. This has happened on 2-3 occasions obtaining planning for something small and then increasing in size within the Parish. Mark Evans advised unfortunately this is something that can happen in the planning system.</p>	

He noted the first application was approved by the Parish Council and the second application for a larger development was objected to.

There can be various reasons for increasing in size. The planning system allows for new applications to come forward and they are then considered on their merit. Councillor S. Walker reported the property went against the planning approval and it went to planning enforcement and it was not enforced. Councillor S. Walker reported the harm of the current development is that it has knocked the value of the next door property as they have lost their view and they are basically looking at a brick wall. The area is characterised by a varied type of property and there is no unified properties in the area to make this development out of keeping. The issue with the windows is, however, a fair point and so a planning condition would have been put on and they have gone out and saw it has not been contravened. There has to be a significant loss of privacy and these needs to be proved. Devaluing someone's property is not a consideration for refusing planning. They need to exhaust all avenues before enforcement can be processed, he knows this is not an ideal answer but unfortunately it does take some time.

There should be at least the same footprint for amenity space for a dwelling; this can be part of any objection, including over-development, not in keeping.

Hole in the wall on the side of the road coming into Lanivet from Bodmin – this was originally supported as it was meant to have shared access. It is already causing issues, especially when lorries are dropping materials; it means the traffic backs up. It was felt there should be traffic lights as it quite lethal and it is an accident waiting to happen.

Councillor S. Walker wondered why when Parish Councillors give opinions and they are not taken on board. Mark Evans suggested this should have been put forward with the comments originally included. Chairman asked why a bunch of amateurs' come up with these ideas when a fully training Highways Officers should raise these issues. He wonders why something cannot be done now as this is now a dangerous situation. A speed check was carried out in this area and 60% percent of traffic was going through at 50mph. There are currently black tyre marks on the road where people have skidded. He asked why matters and concerns once a decision has been made cannot be raised when they become apparent in the future.

Chairman queried the right to privacy and picking up with sewerage to cope at Lamorick and whether the area has sufficient coverage. What rights and liabilities does a local Water Authority have, if planning has gone in and houses have been built? What legal action does a Parish Council have to ensure their systems can cope? Mark Evans suggested they do consult with Water Authorities regarding whether they can cope. Chairman queried whether local knowledge is sought. Mark Evans advised this is something that needs to be taken up with the Water Authorities direct. Mark Evans advised if there is adequate evident that the sewerage cannot cope, this could be put forward on a planning application.

	<p>Councillor S. Walker reported this had been reported on the Bodmin development and Nanstallon Sewerage could not cope and it went nowhere and the development went ahead because South West Water agreed it was able to cope, when Parish Councillors knew it was not able to. The treatment works at Nanstallon was built for 5,000 homes and now there are at least 50,000 homes going into it. Cornwall Councillor C. Batters has ensured that South West Water has now passed capacity number to Cornwall Council for their records.</p> <p>Councillor A. Harris made a point that the Parish Councils ideas of over-development differs considerably often from those of Cornwall Council. Mark Evans advised each case has to be determined on their merits.</p> <p>Chairman thanked Mark Evans for his report this evening and for attending the meeting.</p> <p>Mark Evans left the meeting at 8.14pm.</p>	
176/19	<p><b>Public Forum:-</b> Mrs. K. Walker reported she is objecting to planning application PA19/06328 for Mr. S.P. Slater. There are 4 items in the planning and access statement, it is not an unclassified road, it is a footpath. Working on the principal there are going to be 3 large houses, there will be at list 14 cars passing over the footpath. Lamorick is crammed through with cars and traffic already without potential for another 14 cars. It says there will be no loss of privacy; this is not the case as one property will look over a neighbouring property, i.e. Herons Reach. Safe footpath pavement available for pedestrians to Lanivet, there is not one as far as she knows as there are not pavements suitable for pedestrians in Lamorick. The statement is incorrect and is brings up several problems which are ridiculous. The four statements are supposedly made by the Architect as far as she is concerned.</p> <p>Mrs. K. Walker left the meeting at 7.08pm.</p>	
177/19	<p><b>Members Declaration of Interest and Dispensation Requests:-</b> Councillors D. Carter and A. Harris declared a non-registerable interest under Paragraph 3.5A in the Lanivet Sport &amp; Recreation Trust.</p> <p>Councillor S. Walker declared a non-registerable interest under Paragraph 3.5A in the Village Newsletter.</p> <p>Councillor D. Batten declared a non-registerable interest under Paragraph 3.5A in the Lanivet School Governor.</p> <p>Councillor S. Walker declared a non-registerable interest in Planning Application PA19/06328 for Mr. S.P. Slater.</p>	
178/19	<p><b>Apologies:-</b> Councillors C. Vercoe, Mrs. J. Dent</p>	
179/19	<p><b>Minutes of the Monthly Meeting held on Thursday 18<sup>th</sup> July 2019:-</b> The Minutes of the Monthly Meeting held on Thursday the 18<sup>th</sup> July 2019 were confirmed as a true and accurate record and duly signed by the Chairman (Proposed: Councillor S. Walker; Seconded: Councillor A. Harris</p>	

180/19	<p><b>Matters Arising from the Monthly Meeting held on Thursday 18<sup>th</sup> July 2019:-</b>  <b>Page 2 Min.147/19 &amp; 148/19 Sections 1 &amp; 2 of Annual Return:-</b> Clerk reported there were a few odd queries that had now been responded to.</p> <p><b>Page 2 Min.149/19 Internal Auditor Report:-</b> Clerk reported a meeting would be held to discuss September/October 2019 and report to the Parish Council <b>Action:</b> October Agenda – Finance Working Party Report.</p>	Clerk
181/19	<p><b>Monthly Report from Cornwall Councillor Chris Batters:-</b> Cornwall Councillor C. Batters reported as follows: -</p> <ul style="list-style-type: none"> <li>• Boscarnes Junction – he has followed up a local resident's concerns and he has arranged to have a post put back in place.</li> <li>• Traveller problem seems to have disappeared at present and he has called for a meeting at Truro to hope this does not happen and there should be an allocated field to action this to allow them space for up to a month at a time.</li> <li>• Reperry Junction Cycle Path – an Officer was coming out to look at.</li> <li>• Feasibility Study – nothing received to date. Chairman suggested this appears to be more of a desk study and the price was around £8,000 to carry out a feasibility study.</li> <li>• He suggested that some Parish Councils have a small working party that look at the Cornwall Draft Plan to consider comments for individual planning applications that are of concern and bring forward findings to the main meeting when applications are considered <b>Action:</b> Clerk to include an item on the next agenda - Planning Working Party to be considered.</li> </ul> <p>Chairman thanked Cornwall Councillor C. Batters for his report this evening and for attending the meeting.</p> <p>Cornwall Councillor C. Batters left the meeting at 8.20pm.</p>	Clerk
182/19	<p><b>Highway Issues/Footpath Issues/Damaged Signs in the Parish (Including Network Funding available for Transport related Projects for 2019/2020 – Chairman to report):-</b></p> <p><b>Highway Issues:-</b> Councillor S. Walker reported that Mr. Peter Old advised a gate has been put across Mine Lane and asked whether it is legal. It seems to have been put up a few months ago. Councillor S. Walker reported as long as it is not locked it is not illegal. Councillors believe it is also to keep their stock safe. It was resolved to write a courtesy letter as it has been brought to our attention a gate has been put up and to advise we have no objection but would like to request a sign is erected both ends advising the footpath is still open and to please close the gate after <b>Action:</b> Clerk</p> <p>Councillor S. Walker reported nothing has been heard about any warning signs for the building site in the side of the hedge coming in to Lanivet from Bodmin <b>Action:</b> Clerk to follow up with Cornwall Councillor C. Batters.</p> <p><b>Footpaths:-</b> No Updates.</p> <p><b>Damaged Signs in the Parish:-</b> No Updates.</p>	Clerk  Clerk/ Cwll. Cllr. Batters

	<p><b>Network Funding available for Transport related Projects for 2019/2020:-</b> Chairman reported the network funding for the feasibility study is still ongoing. The next Network Meeting will be held in October.</p>																																					
183/19	<p><b>Planning Applications/Results/Correspondence received: -</b></p> <p>Councillor S. Walker declared a non-registerable interest in the following Planning Application and duly left the meeting room:-</p> <p><b>PA19/06328 – Mr. S.P. Slater</b> – Outline application with all matters reserved for the erection of three dwellings, 2 Lamorrack Cottages, Old Coach Road, Lanivet – <b>Insufficient information to consider against the Cornwall Local Plan</b> (Proposed: Councillor O. Sleeman; Seconded: Councillor Miss P. Bolton)</p> <p>Councillor S. Walker returned to the meeting room.</p> <p><b>PA19/06561 – Mr. &amp; Mrs. G. Blakett</b> – Proposed Garage with Garden Room, Roundhouse Barn, Lesquite Farm, Nr. Fenton Pitts, Bodmin – <b>Resolved to go with the Planning Officer's recommendations</b> (Proposed: Councillor D. Batten; Seconded: Councillor S. Walker)</p> <p><b>Planning Results Received:-</b></p> <p><b>PA18/09630 – Mr. Darren Thomson</b> – Listed building consent for repairs to doors, floorboards and windows, installation of new bathroom suites, works to garden wall, repairs to shutters and lintels using reclaimed materials, Tremore Manor, Lanivet - <b>Approved</b></p> <p><b>PA18/11950 – Mr. &amp; Mrs. Garvin</b> – The proposal is for a new dwelling in the grounds of Ivy Cottage,, Truro Road, Lanivet - <b>Approved</b></p> <p><b>PA19/03742 – Mrs. Gill Cornelius</b> – Conversion and alterations to existing hall to provide two dwellings, Village Hall, Tremeere Lane, Lanivet – <b>Approved</b></p>	<p style="text-align: center;"><b>Clerk</b></p> <p style="text-align: center;"><b>Clerk</b></p>																																				
184/19	<p><b>Accounts &amp; Any Applications for Grants &amp; Donations:-</b> The Parish Council approved payment of the following accounts for August part that have already been paid, as per Financial Regulations (Proposed: Councillor S. Walker; Seconded: Councillor Mrs. C. Eddy): -</p> <table border="1" data-bbox="212 1489 1337 1948"> <tr> <td>British Gas</td> <td>£19.67</td> <td>Electric 7/6-8/7/19</td> </tr> <tr> <td>Jon Underwood</td> <td>£180.00</td> <td>Toilets Maintenance</td> </tr> <tr> <td>Paul Bazeley Window Cleaning</td> <td>£10.00</td> <td>Bus Shelters – August</td> </tr> <tr> <td>Lloyds Bank</td> <td>£7.15</td> <td>Bank Service Charge</td> </tr> <tr> <td>AJH Services – Toilet Cleaning</td> <td>£532.29</td> <td>August 2019</td> </tr> <tr> <td>DMC IT – Website Updating</td> <td>£22.50</td> <td>July 2019</td> </tr> <tr> <td>Mrs. J. Burdon - Salary &amp; Expenses</td> <td>£472.57</td> <td>Salary &amp; Expenses</td> </tr> <tr> <td>CC Pension Scheme</td> <td>£148.61</td> <td>Clerk's Pension</td> </tr> <tr> <td>Inland Revenue</td> <td>£103.00</td> <td>Clerk's Tax</td> </tr> <tr> <td>The Lawn Ranger – Grasscutting</td> <td>£897.60</td> <td>August 2019</td> </tr> <tr> <td><b>Receipt: Cornwall Council</b></td> <td>£300.00</td> <td>LMP Reimbursement</td> </tr> <tr> <td><b>Receipt: Bodmin Funeral Services</b></td> <td>£690.00</td> <td>Interment - Grose</td> </tr> </table>	British Gas	£19.67	Electric 7/6-8/7/19	Jon Underwood	£180.00	Toilets Maintenance	Paul Bazeley Window Cleaning	£10.00	Bus Shelters – August	Lloyds Bank	£7.15	Bank Service Charge	AJH Services – Toilet Cleaning	£532.29	August 2019	DMC IT – Website Updating	£22.50	July 2019	Mrs. J. Burdon - Salary & Expenses	£472.57	Salary & Expenses	CC Pension Scheme	£148.61	Clerk's Pension	Inland Revenue	£103.00	Clerk's Tax	The Lawn Ranger – Grasscutting	£897.60	August 2019	<b>Receipt: Cornwall Council</b>	£300.00	LMP Reimbursement	<b>Receipt: Bodmin Funeral Services</b>	£690.00	Interment - Grose	<p style="text-align: center;"><b>Clerk</b></p>
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185/19	<p><b>Lanivet Parish Affordable Housing Working Party Update:-</b> Councillor D. Batten reported he has received a draft summary of the work that Cornwall Council carried out.</p>																																					

	<p>There have been 35 people have said they would like a property. Half the people that replied where requests had been for a one bedroomed dwelling. He had received more information from Cornwall Community Local Trust but has not heard if the purchase has gone through.</p>	
186/19	<p><b>Lanivet Parish Sport &amp; Recreation Trust Update:-</b> Councillor D. Carter reported he is now looking for grant money. Help the Aged are bringing a couple of cars as they have a charging area. The vehicle should be running from the Hall to take people to hospital and appointments. One of the noticeable things is the people young and old using all sports teams. The place is busy with people exercising on all sites outside. There were 90 children all day long on site with Plymouth Argyle recently. The interesting thing is other people from other Parishes, all real busy and happy and all ages. There is walking football, walking netball, etc. To see all the exercise going on is quite exciting. The building is thriving.</p> <p>There was an open day recently; some support was for Bodmin Hospital Ward and other organisations. They made a sum of over £3,500.00 and a cup was presented from Lester Bale from the Fish and Chip Shop, it was a wonderful day and achievement. Chairman was staggered by the amount of people that attended and how well it was organised.</p>	
187/19	<p><b>Community Network Panel Meeting Update:-</b> No report.</p>	
188/19	<p><b>Lanivet Village Green/Play Equipment/Car Park/Bus Shelter:-</b> No update.</p> <p><b>Play Equipment:-</b> No update.</p> <p><b>Lanivet Car Park:-</b> No update.</p> <p><b>Bus Shelters:-</b> Councillor A.J. Barnaby reported there is no update as yet  <b>Action:</b> Clerk to follow up for a possible date to replace.</p> <p>Councillor S. Walker reported the Parish Council used to cut back the Shute opposite Mill Road Cottages and asked whether we owned it or whether it is common land. He reported the new building has taken down fencing and put up a scaffolding footpath and bridge there. Councillor A. Harris reported this needs to be considered as part of tradition. It was suggested that Councillor C. Vercoe knows the area well and maybe he would know the situation. This will go onto a future meeting once we have established ownership of this piece of land  <b>Action:</b> Clerk.</p>	<p><b>Clerk</b></p> <p><b>Clerk</b></p>
189/19	<p><b>Grasscutting, Maintenance and Securing the Village Green:-</b> Chairman reported things have gone quiet with Lanivet School at present and looking for then to bring back the original grass cutters. As they were local they called in and trimmed back along with Nanstallon and they were only charging £49.00 per cut. He is still negotiating with the school on this matter.</p> <p>Clerk read email in relation to Contracts from CALC as follows – When contracting out work on behalf of the Parish Council it is essential that the Parish Council makes it clear that it is also contracting out the management of the risks associated with the work. Therefore, as part of the tendering process, Contractors are required to provide evidence of their own public liability insurance and necessary certificates.</p>	

	<p>Once the contract has been awarded and before any work begins, the contractor must provide the Parish Council with a risk assessment of the work to be undertaken. It is then the Parish Council's responsibility to monitor the contract so that it is content that the agreed standards and protections are met. It was resolved to highlight some of this information and forward on to the Contractor and request a risk assessment for our records, or if already provided to re-supply (Proposed: Councillor S. Walker; Seconded: Councillor D. Batten) <b>Action:</b> Clerk</p> <p><b>Action:</b> Clerk to follow up on comments forwarded to The Lawn Ranger.</p> <p>Travellers – Councillor S. Walker reported he had heard they were heading towards Lanivet Village Green and so they went over and blocked all the entrances. Thank you also to Councillor A. Harris for bringing his trailer down and blocking the entrance.</p> <p>There are concerns that in the future we need to put something in place to prevent anything like this happening.</p> <p>He is suggesting two telescopic bollards that could be supplied and installed in the sum of £900.00. It was also suggested putting up a fence at the back end which would also stop vehicles accessing and aid in keeping children safe. This would cost £1,493.82 to supply and install. A second quote was received in the sum of just over £4,000.00; a third quote had not been received.</p> <p>It was resolved to accept the quotation for the bollards in the sum of £900.00 (Proposed: Councillor A. Barnaby; Seconded: Councillor Mrs. J. Stickland) <b>Action:</b> Clerk. Clerk to arrange delivery to Community Centre.</p> <p>It was resolved to accept the quotation for the railings in the sum of £1,493.82 (Proposed: Councillor A. Barnaby; Seconded: Councillor T. Hancock) <b>Action:</b> Clerk</p> <p><b>Action:</b> Clerk to find out from CALC our rights for common land compared to travellers.</p>	<p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p>
190/19	<p><b>Camel Trail Update:-</b> Councillor Miss P. Bolton reported the Camel Trail Tea Rooms is very busy and she took some photographs and sent on to the Clerk. All that is required is a 'no parking' sign on their bank. There is nowhere to reverse for emergency vehicles. It was resolved to write again with the photograph evidence and request a 'no parking' sign on their bank, nearby where there is a narrow road sign (Proposed: Councillor Miss P. Bolton; Seconded: Councillor Mrs. J. Stickland) <b>Action:</b> Clerk.</p>	Clerk
191/19	<p><b>Cemetery Matters (Including Any applications for memorials, inscriptions):-</b> Councillor S. Walker reported he went up to the Cemetery today and he noticed the apple trees, second ones in, are falling over and he believes Ashley Dowden trimmed them and asked whether he could re-stake them again, as he originally removed the stakes (Proposed: Councillor S. Walker; Seconded; Councillor Mrs. C. Eddy) <b>Action:</b> Clerk.</p>	Clerk

	Chairman reported the Mayor of Bodmin is coming to a funeral in the village tomorrow with his chain of office as requested by the deceased. As a matter of courtesy, he was asked for the Mayor to wear his chain of office outside of the Parish, which he agreed to. Chairman will attend in his official capacity.	
192/19	<b>Public Conveniences Update:-</b> Councillor S. Walker reported the toilets were not open this morning, so he visited and opened them and he messaged AJH Services and she apologised as they forgot to open them.	
193/19	<b>Incident Report Card Presentation:-</b> Chairman reported he went on a short presentation at the Bodmin Chy Trevail Council Offices. Cornwall Council has come up with this non-confrontational system with interested parties in the public arena. This is a reporting system to deal with various issues and Cornwall Council is piloting this. There will be another 8 training sessions for anyone who is interested in attending, it is restricted to Parish Councillors. They do not want this system to be abused. There is an official card to be completed with details of incident and passed on to Cornwall Council within 7 days. They are initially looking for persisting offenders. He would like a few more Councillors to attend the training sessions. Chairman reported he has now been registered as he has been on the training.	
194/19	<b>BT Payphone Review 2019:-</b> Clerk reported she had gone through the list and could not find Lanivet listed and had emailed BT to confirm. They had duly responded confirming this.	
195/19	<b>Code of Conduct Training for Councillors for 2019-2020:</b> It was resolved Councillors let the Clerk when they last went and any Councillors that have not attended and ask for any future dates and also to ask CALC for any training sessions <b>Action:</b> Clerk/Councillors.  <b>Action:</b> It was resolved the Clerk to include an item on our Standing Orders to include all new Parishioners Councillors attend training (Proposed: Councillor D. Batten; Seconded: Councillor D. Carter)	Clerk/ Cllrs  Clerk
196/19	<b>Lime Tree in Lanivet:-</b> Chairman reported on email received from our Tree Warden advising of his charges in the sum of £200.00 which would include a proper audit and report. It was resolved to accept this quotation (Proposed: Councillor S. Walker; Seconded: Councillor O. Sleeman) <b>Action:</b> Clerk.	Clerk
197/19	<b>Newsletter Reports/Parish Council Website:-</b> Clerk reported the website continues to be updated on a regular basis. Councillor S. Walker reported the deadline for the next issue is the 10 <sup>th</sup> September 2019.	
198/19	<b>Correspondence:-</b> 1. Great Western Railway - GWR opens bidding for £750,000 Community Fund 2. Cornwall Council - Bodmin Community Network Panel 3. Great Western Railway - GWR Services subject to change due to heat speed restrictions on Thursday the 25 <sup>th</sup> July 2019 4. Cornwall Council - Planning Agents Newsletter 5. Cornwall Council – Town and Parish Newsletter 6. Cornwall Council – Neighbourhood E-Bulletin 7. South West Help to Buy - 1 Wilmott Walk, Bodmin 8. Great Western Railway - GWR provide more train seats than ever before to this year's Boardmasters 9. CALC - Advice on Running/Administering local Playing Fields 10. CALC - Star Council Awards 2019 - Your chance to support Feock Parish Council's Entry	



	<p>11. CALC - Smaller Councils meeting - 4th September 2019 – Bodmin          12. CALC - NALC Model Financial Regulations 2019 – Update          13. Schoolscapes – Coffee Morning to be held on Wednesday 11<sup>th</sup> September 2019 from 10.00am – 12.00pm at Parish Rooms, Richard Jory Playing Field, Pulla Cross, TR4 8SA          14. Holly Whitelaw – Climate Emergency          15. CALC – NALC Newsletter          16. Cornwall Council – Summer Tree Wardens Newsletter          17. Debbie Pugh-Jones – Cornish Times launching a Bodmin Edition</p>	
199/19	<p><b>Urgent Parish Matters with prior liaison with Chairman (Items for Information Only and items for the next agenda):-</b> None.</p>	
200/19	<p><b>Date of Next Meeting:-</b> Thursday the 12<sup>th</sup> September 2019 in the One for All Lanivet Parish Community Centre, Lanivet at 7.00pm.</p> <p>Thursday for Meetings – Next Agenda for 2020 – possible moving to second Thursday of each month or a different day of the week <b>Action:</b> Next Agenda.</p> <p>There being no further business to discuss the meeting closed at 9.54pm.</p>	<p><b>Clerk</b></p>

Signature: .....

Chairman

Date: 12<sup>th</sup> September 2019