

## **FALMOUTH TOWN COUNCIL**

Minutes of a meeting of the Council held on Monday 30th September 2024 at 7.00pm held in the Council Chamber, Municipal Buildings, The Moor, Falmouth. TR11 3QA

Present: Councillors A L Rowe CC (Town Mayor), L D Coley (Deputy Mayor), D E Clegg, K J Edwards, S D Eva, D V Evans BEM, G F Evans MBE (to point mentioned), A J Jewell CC (from point mentioned), D A Konik, T M Pearce, J C Robinson, B M A Ross, E E Seiler, D W Saunby CC, and J M P Spargo.

In Attendance: A M Williams (Town Clerk)  
D C Shankland (Communications Officer)  
H Attree (Administrative Assistant)  
SM M Addinall (Falmouth Fire Station)  
WM R Stapleton (Blue Watch, Falmouth Fire Station)  
C Lee (Pendennis Leisure CIO)  
P Fitzpatrick (Falmouth Fairtrade)  
M Kenworthy-Gomes & Scamp (Cornwall Pride)

### **C5992 APOLOGIES**

None received.

Cornwall Councillor Magowan was unable to attend due to child care as was PC Cummins due to police operational matters.

### **C5993 INTERESTS AND DISPENSATIONS**

None received.

### **C5994 COMMUNITY SAFETY AND FIRE REPORT**

The report of the Falmouth Community Fire Station Manager was received and included an update on the current large local fire situation. He requested that the Council continues to recognise and support the need for 24-hour fulltime cover of the Falmouth Fire Station. The recent community day had raised £4,500 for local charities.

The Blue Watch Manager updated on community activity which focussed on student and housing safety matters, safety awareness for first-year students would be extended to second- and third-years students in private residential accommodation.

Councillor Jewell now entered the meeting.

### **C5995 MINUTES**

It was proposed by Councillor Rowe seconded by Councillor Coley and

**RESOLVED** that the Part I minutes of the meeting held on 3<sup>rd</sup> June 2024 be confirmed as a correct record and signed by the Chair.

### **C5996 TOWN MAYOR'S REPORT**

The Town Mayor presented their report that was duly noted.

**C5997 DEPUTY MAYOR'S REPORT**

The Deputy Mayor presented their report that was duly noted.

**C5998 PUBLIC QUESTIONS**

None received.

**C5999 COMMUNITY POLICE REPORT**

None received.

**C6000 COMMUNITY AREA PANEL**

Councillors Edwards and D V Evans updated on the recent meetings of the Panel. The Action Notes, Voluntary Sector Forum Presentation and Workshop response from the Community Area Panel meeting on 25<sup>th</sup> June 2024 were duly noted.

**C6001 CORNWALL COUNCILLORS REPORTS**

Penwerris

Councillor Rowe reported on his induction at Cornwall Council and that he hoped to sit on the Central Planning Committee.

Trescobeas and Budock

Councillor Saunby updated on his personal health issues and the Mayor wished him a speedy recovery on behalf of the Council. Councillor Saunby updated on the Falmouth Fire Station Managers report regarding the fire at Kergilliack which was an ongoing matter overseen by the Environment Agency. There was concern regarding tree height and property risk in Budock he was taking forward. The Acacia Road traffic scheme had been implemented.

Boslowick

Councillor Jewell reported on storm damage tree fall at Faulkner Close. Traffic management around St Mary's School, and updated on Cornwall Council meetings.

Arwenack

No report.

**C6002 COMMITTEE REPORTS**

The Finance and General Purposes Committee Part I Report dated 3<sup>rd</sup> June 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part I Report of the Committee dated 3<sup>rd</sup> June 2024 be approved.

The Finance and General Purposes Committee Part I Report dated 8<sup>th</sup> July 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part I Report of the Committee dated 8<sup>th</sup> July 2024 be approved.

The Finance and General Purposes Committee Part I Report dated 9<sup>th</sup> September 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part I Report of the Committee dated 9<sup>th</sup> September 2024 be approved.

The Grounds, Facilities and Environmental Action Committee Part 1 Report dated 12<sup>th</sup> June 2024 was presented by Councillor Clegg, Chair of the Committee.

It was proposed by Councillor Clegg, seconded by Councillor Rowe and

**RESOLVED** that the Part I Report of the Committee dated 12<sup>th</sup> June 2024 be approved.

The Grounds, Facilities and Environmental Action Committee Part I Report dated 11<sup>th</sup> September 2024 was presented by Councillor Clegg, Chair of the Committee.

It was proposed by Councillor Clegg, seconded by Councillor Rowe and

**RESOLVED** that the Part I Report of the Committee dated 11<sup>th</sup> September 2024 be approved with the exception of Minute GF&EA141 which would be further considered at Minute C6012.

The Cultural Services and Leisure Committee Part I Report dated 12<sup>th</sup> June 2024 was presented Councillor Seiler, Vice-Chair of the Committee.

It was proposed by Councillor Seiler, seconded by Councillor Coley and

**RESOLVED** that the Part I Report of the Committee dated 12<sup>th</sup> June 2024 be approved.

The Cultural Services and Leisure Committee Report dated 13<sup>th</sup> September 2024 was presented Councillor Seiler, Vice-Chair of the Committee.

It was proposed by Councillor Seiler, seconded by Councillor Coley and

**RESOLVED** that the Part I Report of the Committee dated 13<sup>th</sup> September 2024 be approved.

The Planning and Licensing Committee Report dated 10<sup>th</sup> June 2024 was presented by Councillor Eva, Chair of the Committee.

It was proposed by Councillor Eva, seconded by Councillor Clegg and

**RESOLVED** that the Report of the Committee dated 10<sup>th</sup> June 2024 be approved.

The Planning and Licensing Committee Report dated 1<sup>st</sup> July 2024 was presented by Councillor Eva, Chair of the Committee.

It was proposed by Councillor Eva, seconded by Councillor Clegg and

**RESOLVED** that the Report of the Committee dated 1<sup>st</sup> July 2024 be approved.

The Planning and Licensing Committee Report dated 22<sup>nd</sup> July 2024 was presented by Councillor Eva, Chair of the Committee.

It was proposed by Councillor Eva, seconded by Councillor Clegg and

**RESOLVED** that the Report of the Committee dated 22<sup>nd</sup> July 2024 be approved.

The Planning and Licensing Committee Report dated 19<sup>th</sup> August 2024 was presented by Councillor Eva, Chair of the Committee.

It was proposed by Councillor Eva, seconded by Councillor Clegg and

**RESOLVED** that the Report of the Committee dated 19<sup>th</sup> August 2024 be approved.

The Planning and Licensing Committee Report dated 9<sup>th</sup> September 2024 was presented by Councillor Eva, Chair of the Committee.

It was proposed by Councillor Eva, seconded by Councillor Clegg and

**RESOLVED** that the Report of the Committee dated 9<sup>th</sup> September 2024 be approved.

### **C6003 COMMITTEE CONSTITUTION AND APPOINTMENTS**

The Mayor welcomed Councillors Konik and Pearce to the Council following the recent Penwerris byelection. Councillor Edwards advised that her circumstances were such that she was unable to attend to her appointed forthcoming committee commitments.

It was proposed by Councillor Robinson, seconded by Councillor Edwards and

**RESOLVED** that Councillor Pearce sits on the Finance and General Purposes Committee taking the currently vacant seat.

It was proposed by Councillor Coley, seconded by Councillor Edwards and

**RESOLVED** that Councillors Konik and Robinson sit on the Grounds, Facilities and Environmental Action Committee taking Councillor Edwards' and the vacant seat.

It was proposed by Councillor Rowe, seconded by Councillor Seiler and

**RESOLVED** that Councillors Konik and Pearce sit on the Cultural Services and Leisure Committee taking Councillor Edwards' and the vacant seat.

It was proposed by Councillor Robinson, seconded by Councillor Edwards and

**RESOLVED** that Councillor Konik sits on the Staffing Committee taking the vacant seat and subject to undertaking the required training.

It was proposed by Councillor Edwards, seconded by Councillor Coley and

**RESOLVED** that Councillor Konik be appointed as Vice-Chair of the Grounds, Facilities and Environmental Action Committee.

A motion by Councillor D V Evans, seconded by Councillor Spargo, that Councillor D V Evans be appointed as Vice-Chair was lost at the above vote.

It was proposed by Councillor Robinson, seconded by Councillor Coley and

**RESOLVED** that Councillor G F Evans be appointed as Vice-chair of the Staffing Committee.

It was proposed by Councillor Edwards, seconded by Councillor Seiler and

**RESOLVED** that the following Councillor Champions be appointed:

- Councillor Konik – Food Justice
- Councillor Robinson – Health & Safety
- Councillor Coley – Schools and Universities

It was proposed by Councillor Robinson, seconded by Councillor Coley and

**RESOLVED** that Councillor Pearce be appointed as the Falmouth Citizens Advice representative.

#### **C6004 PRIDE PLEDGE AND NATIONAL EDUCATION GUIDANCE**

The Chair of Cornwall Pride presented on the Pride Pledge and asked the Council to sign up to it. Scamp updated the Council on Schools Guidance and on trans youth support. The Town Clerk advised that it was not appropriate to adapt the Members Code of Conduct, as that already included a requirement to be inclusive, the Council would be better considering the pledge corporately.

It was proposed by Councillor Rowe, seconded by Councillor Edwards and

**RESOLVED** that

- i. The Council pledges that it will be a safe, welcoming, and friendly place for LGBTQ+ / marginalised members, staff, volunteers & customers;

- ii. The Council will visibly support and promote justice for LGBTQ+/marginalised people; have clear reporting mechanisms for harassment and discrimination; and challenge homophobic, transphobic, bi-phobic, misogynistic, racist and all phobic behaviour; and
- iii. The Council will ensure our elected members, volunteers, and staff are trained to understand the experiences of LGBTQ+ / marginalised people and how to be a proactive ally.

A motion by Councillor D V Evans that the Council does not sign up to the pledge but instead strengthens the Members Code of Conduct was withdrawn on the advice of the Town Clerk.

Further, it was proposed by Councillor Edwards, seconded by Councillor Clegg and

**RESOLVED** that the Council supports Cornwall Pride's representations to the Secretary of State for Education regarding the proposed transgender education guidance for schools in England.

#### **C6005 NATIONAL ASSOCIATION OF LOCAL COUNCILS – STUDY TOUR**

Councillor Edwards updated on her attendance of the Study Tour hosted by Yate Town Council and focused on youth provision and engagement. And best practice themes that could be applicable.

It was proposed by Councillor Edwards, seconded by Councillor D V Evans and

**RESOLVED** that the Council develops a comprehensive youth provision policy from its Strategic Objectives (2023-2027) as well as an overview of existing service. To enable that delivery that £30,000 be included in 2025/26 draft budget consideration to further additional youth provision and engagement for Falmouth.

#### **C6006 CO-OPTION POLICY**

It was proposed by Councillor Rowe, seconded by Councillor Jewell and

**RESOLVED** that the attached Co-option Policy be adopted by the Council.

Councillor G F Evans now left the meeting.

#### **C6007 MARITIME LINE FORUM**

The minutes of the Forum meeting held on 10<sup>th</sup> May 2024 and 3<sup>rd</sup> July 2024 together with updates and the terms of reference for the Forum be duly noted.

#### **C6008 SAFER CORNWALL**

The Safer Cornwall 'Have your say' Engagement Plan for 2024 was duly noted.

#### **C6009 FAIRTRADE FALMOUTH**

The Chair of Fairtrade Falmouth presented an update report including 30<sup>th</sup> anniversary celebrations, events and regional conference, information sharing, and student engagement. She thanked the Council for its continuing support. The report was duly

noted. The Mayor advised that he would review the current ethical procurement approach of the Council regarding refreshments in Municipal Buildings.

#### **C6010 MOTION BY COUNCILLOR SAUNBY – COUNCIL MEETING COMMENCEMENT TIME**

Councillor Saunby moved that Minute C5864 be amended to change the 2024/25 Schedule of Meetings so that stand alone meetings of the Council have a 7pm commencement time. The Town Clerk responded to a question and advised that Standing Order 8 applied however prior correspondence from Councillors on the matter could constitute a valid request to suspend Standing Orders and review.

It was proposed by Councillor Saunby, seconded by Councillor Jewell and

**RESOLVED** that Standing Order 8 be suspended so that a decision could be made in advance of the next Council meeting and that the 2024/25 Council meeting schedule be amended so that stand alone meetings of the Council commence at 7pm.

It was noted this would apply to meetings on 9<sup>th</sup> December 2024 and 10<sup>th</sup> March 2025.

#### **C6011 TOWN MANAGEMENT REPORT**

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

#### **C6012 TOWN CLERK'S REPORT – PART I**

The Town Clerk presented his Part I Report that was duly noted and forms part of these minutes. And:

##### **1. Cornwall Council – Framework for Leisure Activity 2024-20234**

The Town Clerk reported upon the Framework consultation, which had not correctly addressed the local need for swimming provision and also set out leisure provision generally in the context of place-based provision in a context of underfunding and ageing facilities.

Chris Lee for Pendennis Leisure CIO spoke to the Framework and the evidence based used to assess the Falmouth need which seemed flawed.

It was proposed by Councillor Rowe, seconded by Councillor Edwards and

**RESOLVED** that the Council delegates its response to the Town Clerk, in consultation with the Chair of the Cultural Services and Leisure Committee and in line with the representations of Pendennis Leisure CIO.

##### **2. Pendennis Headland Lower Car Park**

The Town Clerk reported that a recent decision of the Grounds Facilities and Environmental Action Committee (minute GFEA141) ran contrary to a previous decision of the Finance and General Purposes Committee (minute F6392). It was resolved to resurface the Car Park with a tarmac option using Community Infrastructure Levy funding. The quotation exceeded the CIL pot. The Facilities

Manager had sourced a cheaper and more environmentally sensitive option, within budget, but that had been rejected by the GF&EA Committee. The safety concerns remained, and the Car Park surface needed to be addressed. He recommended that the Facilities Manager recommendation be progressed.

It was proposed by Councillor Robinson, seconded by Councillor Coley and

**RESOLVED** that the Council suspends Standing Order 8 and approves the Enviropave Surfacing quotation for works at Pendennis Headland Lower Car Park subject to procurement and consent processes.

An amendment by Councillor D V Evans, seconded by Councillor Spargo, that further temporary surfacing works be undertaken whilst other options and the future use of the site be considered was lost. An amendment by Councillor Spargo that the site be closed to vehicles whilst other options were considered was withdrawn.

### **3. Cornwall Council – Code of Conduct Review**

It was proposed by Councillor Rowe, seconded by Councillor Eva and

**RESOLVED** that Councillors make individual responses to the Code Review and the Town Clerk be delegated to make a corporate response including the previous concerns of the Council regarding the need for more robust censure and actions and the need to ensure greater protections for staff from poor councillor behaviour.

### **C6013 EXCLUSION OF THE PRESS AND PUBLIC**

It was proposed by Councillor Rowe, seconded by Councillor Coley and

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



**COUNCIL MINUTES – PART II**  
**30<sup>th</sup> September 2024**

**C6014 MINUTES- PART II**

It was proposed by Councillor Rowe seconded by Councillor Coley and

**RESOLVED** that the Part II minutes of the meeting held 3<sup>rd</sup> June 2024 be confirmed as a correct record and signed by the Chair.

**C6015 COMMITTEE REPORTS**

The Part II Report of the Finance and General Purposes Committee dated 3<sup>rd</sup> June 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part II Report of the Committee dated 3<sup>rd</sup> June 2024 be approved.

The Part II Report of the Finance and General Purposes Committee dated 8<sup>th</sup> July 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part II Report of the Committee dated 8<sup>th</sup> July 2024 be approved.

The Part II Report of the Finance and General Purposes Committee dated 9<sup>th</sup> September 2024 was presented by Councillor Robinson, Chair of the Committee.

It was proposed by Councillor Robinson, seconded by Councillor Clegg and

**RESOLVED** that the Part II Report of the Committee dated 9<sup>th</sup> September 2024 be approved.

The Part II Report of the Grounds, Facilities and Environmental Action Committee dated 12<sup>th</sup> June 2024 was presented by Councillor Clegg, Chair of the Committee.

It was proposed by Councillor Clegg, seconded by Councillor Edwards and

**RESOLVED** that the Part II Report of the Committee dated 12<sup>th</sup> June 2024 be approved.

The Part II Report of the Grounds, Facilities and Environmental Action Committee dated 11<sup>th</sup> September 2024 was presented by Councillor Clegg, Chair of the Committee.

It was proposed by Councillor Clegg, seconded by Councillor Edwards and

**RESOLVED** that the Part II Report of the Committee dated 11<sup>th</sup> September 2024 be approved.

The Report of the Staffing Committee dated 17<sup>th</sup> June 2024 was presented by Councillor Coley, Chair of the Committee.

It was proposed by Councillor Coley, seconded by Councillor Robinson and

**RESOLVED** that the Part II Report of the Committee dated 17<sup>th</sup> June 2024 be approved.

The Part II Report of the Cultural Services and Leisure Committee dated 12<sup>th</sup> June 2024 was presented by Councillor Seiler, Chair of the Committee.

It was proposed by Councillor Seiler, seconded by Councillor Coley and

**RESOLVED** that the Part II Report of the Committee dated 12<sup>th</sup> June 2024 be approved.

The Part II Report of the Cultural Services and Leisure Committee dated 11<sup>th</sup> September 2024 was presented by Councillor Seiler, Chair of the Committee.

It was proposed by Councillor Seiler, seconded by Councillor Coley and

**RESOLVED** that the Part II Report of the Committee dated 11<sup>th</sup> September 2024 be approved.

There being no further business to transact the Town Mayor declared the meeting closed at 9.10 pm.

Signed..... Date.....