

Minutes of the extraordinary Meeting of St Ives Town Council held in The Council Chamber, The Guildhall, St Ives on Monday 6<sup>th</sup> November 2017 at 7.00 pm

PRESENT

Chairman – Councillor J Symons (Deputy Town Mayor)

COUNCILLORS

Andrewes T  
Chard C  
Garrod H  
Glanville R  
Griffin J  
Henry R

Lait R  
Mitchell A  
Nicholls C  
Tanner J  
Williams T

OFFICERS

Town Clerk

82. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors R Tulley, S Tanner, K Hughes and A Harris.

83. PUBLIC SPEAKING

None.

84. CHAIRMAN'S ANNOUNCEMENTS

None.

85. DECLARATIONS OF MEMBER/OFFICER INTERESTS

None.

86. REQUESTS FOR DISPENSATION

None.

87. MINUTES

RESOLVED – that the Chairman signs as a true and correct record the Minutes of the Meeting of the Council held on 19 October 2017, incorporating an amendment to Minute 79, to make it clear that should the first preferred contractor not agree to deliver the contract, then the next preferred contractor would be asked to deliver the contract on the terms set out in their tender to the council.

88. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED – “That in accordance with the Public Bodies (Admissions to Meeting) Act 1960 (as extended by s.100 of the Local Government Act 1972), the press and the public be excluded from the meeting during the consideration of the following matters on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Local

Government Act 1972 by virtue of the paragraph specified against the item.”

89. TO APPROVE LEGAL AGREEMENTS IN RELATION TO THE REDEVELOPMENT OF PORTHMEOR CAR PARK PUBLIC CONVENIENCES (Paragraph 3)

The Town Clerk reported that the redevelopment of the Porthmeor car park public conveniences had been previously agreed by the council and by Cornwall Council. The redevelopment required legal documentation to be approved, including a deed of variation for the lease of the property from Cornwall Council to the town council, a sub lease between the town council and the developers, collateral warranties to protect the interests of each of the councils, and a licence to alter – to enable work to be carried out on a Cornwall Council property.

During discussion it was noted that the legal requirement would be for the demolition to be carried out at the start of the sub-lease term, the opening times for the public conveniences reflected the existing opening times and so there would be no reduction in service once the new block was built, and that the developers would be totally responsible for the public convenience service at the site and all associated costs (with the exception of the maintenance of the sewer pipe under the car park.

RESOLVED - that the Council approves the draft legal documents listed below, with authorisation for the Town Clerk and the Town Mayor to sign them off, and for the Seal of the Council to be applied (on the basis that any final amendments are to be delegated to the Town Clerk to agree, in consultation with the Mayor and the Deputy Mayor):

- i. Deed of Variation to Existing Lease
- ii. Underlease
- iii. Contractor’s Collateral Warranty
- iv. Licence to Alter

Meeting closed at 7.24 pm

Chairman