

MINUTES OF MEETING OF KEMNAY COMMUNITY COUNCIL HELD ON THURSDAY 28TH
JUNE 1990 IN KEMNAY ACADEMY

Present: Mrs Shrager, Mr Wainman, Mr Cumming, Mr Evans, Mr Marco, Mr Bailey, Mr Yates

Apologies: Mrs Milton, Miss Souther, Mr Stock Mr Moir, Mr Brown, Mr Downie, Mrs Brown

Attending: Cllr Wainman, Gordon Walker (Press & Journal), Sgt C Donald (Grampian Police), Mrs G McIntyre (Inverurie Advertiser), Mr G Tait (member of the public)

1. The Chairman welcomed those present and the apologies were read.
2. The Minutes of the previous meeting were read. Proposed adoption: D Evans, seconded: H Cumming. Passed no dissent.

3. Matters arising:-

(a) Possibility of Plain-clothes Police watching for vandals. Sgt Donald said the Police have been watching for vandals and also for litter offences. The problem of speeding was mentioned by Cllr Wainman. The public are asked to report anything untoward to the Police. A policeman will be moving into the house, but it could be up to 8 weeks before he arrives. Some discussion ensued about the possibility of a lorry park in the village and the Chairman asked Sgt Donald if he might consider a suitable area (preferably land owned by the Council) and let us know. The Chairman thanked Sgt Donald for coming.

(b) Kemnay Fair. The Chairman said that we had attended at the Fair and a leaflet had been handed out to passers-by. He felt that in future we should try something like a soft-drinks stall, rather than expect people to come to us and ask about the Council's activities.

(c) The Secretary then read a statement she had written concerning the conduct of the previous meeting. The statement was attached to a copy of the Standing Orders of the 29th November 1979. She felt that the Standing Orders were contravened on two counts at the previous meeting. The Chairman said he had not asked the Vice Chairman to take the chair at the previous meeting because she had put in a request to register a vote. He did not feel there were enough people at this meeting to discuss the matter. Mr Cumming proposed a letter of sincere apology be sent to Mrs Milton. Seconded by Mr Wainman. Passed. The Chairman then tendered his resignation saying he felt his position was untenable. If he had acted out of order he was sorry. He also said he had enjoyed his time on Kemnay Community Council over four Councils and he regretted this had happened. He felt it was a vote of no confidence and it would be wrong for him to remain in the chair.

After a vote Mr Wainman took the chair.

4. Unfinished Business.(a) Discos in the Public Hall. Mr Wainman said that Miss Souther was still trying to get help from parents for these.

(b) Mr Evans mentioned the lack of screening of the car wash from the bottle bank. Apparently people using the bottle bank are being sprayed with water from the car wash. Mr Tait asked what was happening with the remainder of the site which is now an eyesore. Cllr Wainman explained she had written a strong letter of complaint to the Planning Department. The application for two houses on the site is still pending. The Planning Department are to check the dividing fence. Letter to be sent to Planning Department to try and get the remainder of the site tidied up.

5. Correspondence received. This was read. A copy of the letter from Grampian Region detailing our lets for the coming year is attached to these Minutes for councillors to note the dates in their diaries.

6. New Business.

7. District News. The play equipment for Alehousewells has arrived. Let us hope it is used rather than abused! Cllr Wainman gave details of Ellon Junior Chamber's action against dog-fouling for which they have won a National Award.

8. Regional News. None in the absence of Cllr Hunter.

9. Planning Applications. Mr Evans said there were 8 in all. Mr Tait then explained what he would be doing at 27-29 Station Road if he got permission for commercial vehicle sales there. He said there would be no reversing into the road or cars being parked on the road. Mr Yates proposed a letter to Gordon District saying that we felt a commercial development at that end of the village would be a great improvement. Seconded: H Cumming. Passed.

10. A.O.C.B. (a) The Secretary had been asked by Mr L Brown for someone to take over on the Swimming Pool committee after he leaves in September. AGENDA ITEM next meeting.

(b) Mr Cumming asked for permission to pay the Secretary expenses to the end of June of £57.63, £100 to the Community Association and £10 expenses to Cllr Wainman. Seconded by Mr Wainman. Passed no dissent.

(c) It was decided to write to Mrs Milton asking her to take over as Chairman. Mr Evans proposed writing to Mr Bailey and thanking him for all he has done for the Community Council in the past and for his long and faithful service. It is to be hoped he feels free to attend meetings as a member of the public. AGENDA ITEM next meeting election of Vice-Chairman. This to be first item of business after welcome and apologies.

Mr Wainman said it is normal at this time of year to move that the Office Bearers deal with any outstanding matters that arise. Proposed: D Evans, seconded: S Yates. Passed no dissent. Mr Wainman thanked everyone for their attendance. There being no further business to discuss the meeting ended at 9 p.m.

11. Next meeting - 27th September 1990.

Proposed:

Seconded:

Signed:

My action last meeting was brought on by the feeling that something was not right with our procedures. Whilst I apologise for my behaviour, I have found that my feelings were correct.

There were two occasions in our conduct of the last meeting which were in direct contravention of our Rules of Procedure.

The first error concerns the motion to oppose the Glenhead planning application. The Minutes state that the motion was passed by two votes to one with seven abstentions. The passing of a motion in this manner is in direct contravention of our Standing Orders dated November 29th 1979. Paragraph 4(b) refers to the voting on motions and states:

"Voting shall be on a show of hands and a simple majority of those present will suffice".

It is clear from the Minutes that this motion was not carried by a **simple majority of those present**. There were ten councillors present which would have required six councillors or five plus the Chairman's casting vote, to support the motion for it to have been passed.

The second departure from correct procedure occurred when the Chairman asked Mr Evans to assume the chair. The correct procedure is again contained in our Standing Orders, paragraph 2 which states:

".....upon reasonable request of the Chairman, the Vice-Chairman shall take the chair."

The Vice-Chairman was present at the meeting but was not invited to take the chair.

The first error is particularly important as it allowed us to erroneously convey an opinion to an outside agency - in this case, Gordon District Council.

The second error can be taken as a personal slight to the Vice-Chairman.

It is my opinion that the Council should discuss these errors at either this meeting or next with a view to taking appropriate action to rectify the possible harm caused by these errors.

File
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KEMNAY COMMUNITY COUNCIL

Standing Orders: November 29, 1979.

1. General: These standing orders will apply to all meetings of K.C.C., excepting
para 6 They may be set aside by a motion from any community councillor duly
passed by a minimum of half the full council (eight votes).

2. Chairman: The chairman shall take the chair. In the absence of, or
upon reasonable request of the chairman, the vice-chairman shall take
the chair. Should both be absent, then those present shall elect an
acting chairman for that meeting.

The chairman of the meeting shall control the conduct of the meeting,
and decide all matters of relevance or procedure or competence in terms
of the constitution and standing orders.

Any challenge by a councillor to a chairman's ruling must be made
immediately. The challenger is to be allowed two minutes to state his
reasons. The chairman may give the reasons for his ruling in a further
two minutes. Such a challenge shall only succeed if supported by a
majority of the members present.

In all votes, the chairman has the right to cast his vote to decide a
tied result so long as he has cast a deliberative vote.

3. Order of Business: The order of business shall normally be as follows:-

- a. Acceptance of correctness of minutes of previous meeting. When
passed the chairman shall sign the minutes, as corrected.
- b. Matters arising from these minutes.
- c. Outstanding business held over from previous meetings.
- d. Correspondence received.
- e. Any committee report.
- f. New business notified.
- g. Any other competent business.

Notwithstanding the above, the chairman may rule to alter the order of
business at any stage.

4. Motions:

- a) All motions are to be clearly and distinctly stated or written and
must be proposed by and seconded by councillors. Amendments to
motions must be proposed and seconded. The amendment, if passed,
will become the substantive motion. Substantive motions are to be
resolved by vote after discussion.
- b) Voting shall be on a show of hands, and a simple majority of those
present will suffice. Voting is to be recorded in the minutes as
a numerical count, unless three or more members request that the
record shall show the voting by names. The chairman is to give the
results of any vote taken in a clear statement of result.

5. Addresses by Members of the Public: All members of the public may request
permission to address the council. This may be done by:-

- a) A written request to the chairman or secretary - listed on the agenda
for the next meeting - stating name, address and subject matter.
- b) An oral request at a meeting - also stating name, address and the
subject of the request, the Chairman shall rule as to the competency
and immediacy of the matter.

Any such request, a) or b) may only be denied if challenged by a majority
of the councillors present, with clear reason given for such a decision.

continued/

6. Alteration or Recission of previous resolution: No resolution may be altered or rescinded unless by a subsequent resolution following notice of motion on the agenda calling the meeting of the council; provided that no motion shall be amended or revoked within six months without the consent of two-thirds majority of the full council.
7. Adoption: These Standing Orders are to be effective only from the date of adoption, and are not to be retrospective.
8. Amendments: Amendments to Standing Orders; including additions, may be presented to any regular meeting of the council. Such amendments must be notified in writing with the papers calling the meeting. After discussion, such amendments shall be accepted if passed by a minimum of two thirds majority of the full council (ten votes).

NOTE: The amendment to 5b was proposed by S. Stubbs and seconded by H. Hughes. and carried by the eleven members present who were as follows:

Mrs. Milton	Mrs. Wainman	Mr. Cobb
Mr. Bailey	Mr. Stubbs	Mr. Dow
Mrs. Forbes	Mr. Hern	Mrs. Innes
Mr. Williams	Mr. Hughes	

GRAMPIAN REGIONAL COUNCIL - EDUCATION DEPARTMENT

To Mrs S Shrago
35 Paradise Road
Kemnay

From DIVISIONAL EDUCATION OFFICER
GORDON DIVISION
GORDON HOUSE, BLACKHALL ROAD
INVERURIE
ABERDEENSHIRE
AB5 9WA

Reference --/LS

Date 14.6.90

Dear Sir/Madam

LETTING OF EDUCATIONAL ESTABLISHMENTS

I hereby offer the use of Staffroom
in Kemnay Academy by Kemnay Community Council
for the purpose of holding Monthly Meetings on

Thursdays: 27th September, 1990
25th October, 1990
29th November, 1990
31st January, 1991
28th February, 1991
28th March, 1991
25th April, 1991
30th May, 1991
27th June, 1991

From: 7.30pm - 9.30pm

PLEASE SIGN AND RETURN PINK FORM AS SOON AS POSSIBLE

*at the charge of FREE, plus any additional charges payable in accordance with the appropriate scale of charges, and subject to the Conditions and Regulations governing the letting of accommodation in educational establishments managed by the Education Department.

IF YOU WISH TO ACCEPT THIS OFFER, PLEASE SIGN AND RETURN IMMEDIATELY THE ATTACHED FORM OF ACCEPTANCE (Form EMG 57(b)). Only on receipt of this acceptance will the establishment be advised of approval of your let. This offer of let should be retained and presented to the establishment, if necessary, as confirmation of let.

You are referred to Regulation No. 6 whereby at least SEVEN DAYS NOTICE of the cancellation of your use of the above accommodation is required, IN WRITING, to the above Divisional Education/Area Office. The charge for cancellation without the appropriate notice is now £5 or the actual amount of the letting charge, whichever is the less. £10

Yours faithfully

JAMES A.D. MICHIE

Director of Education

*On the existing scale of charges (the council, however, reserves the right to revise the scale of charges from time to time and the above rate may be amended in accordance with the scale prevailing at the time of the let).

EMG 57(a)

KEMNAY AND DISTRICT SWIMMING POOL ASSOCIATION

REPORT ON KEMNAY & DISTRICT SWIMMING POOL ASSOCIATION
26/09/90

At the instigation of the Kemnay Community Council, the Swimming Pool Assc. was established on 24th Oct. 1988, the remit being to make a feasibility study for the provision of a Pool in Kemnay and promote this vision with the public and Authorities.

FEASABILITY STUDY

In some respects this task had been done for us in two reports published by Grampian Region and Gordon District respectively.

The First was "ABERDEEN AREA URBAN SPORTS STUDY", which contained an appraisal of swimming pool requirements in this area, based on a computer supply and demand model.

Finance for a Pool, such as we would wish for Kemnay, could be expected to come from the Regional Councils Dept. of Education and Gordon District Dept. for Leisure and Recreation.

The Model identified three areas where demand exceeds supply, these being Westhill, Bucksburn and Portlethen. However, this being by definition an Urban study, the model was based on a radius of 2.5 Kms from a given centre, which effectively would eliminate any Rural village situation.

A Rural Sports Study was claimed to be in the process of being published, but so far this has not materialised.

Cost of a Pool would be in the Region of 0.8 Million Pounds.

The Second Report was published by Gordon District Leisure & Recreation Committee, drawing statistics from the above mentioned Urban study. To quote :

"The statistics show that using the Scottish Sports Council formula - even using a 2001 population forecast to provide as optimistic a result as possible - the highest aggregated demand figure for Kemnay is 491 visits per week, during normal peak periods with a facility accessibility radius of 2.5 Kilometres ie. An 18 m x 8 m pool, open 39 hours per week would have a capacity of 2802 visits. thus even if a Kemnay Pool, operating at 30% capacity as frequently the case in Scotland, this would only "lower" the aggregate demand figure to 840 visits. For comparison, a 25 m x 8 m pool would have a capacity of 4387 visits per week and a 30% "lower" rate of 1316 visits per week. Hence a demand figure for Kemnay of 491 visits is still too low to be a viable proposition."

unquote.

(Above mentioned documents available to anyone who wishes to read them, in the Associations Records)

Inverurie Pool operates at 58% capacity working on Rural Area parameters, which includes Kemnay in its catchment area.

Thus from an economic point of view it might be reasonable to accept that a Pool would not be feasible. However the Committee felt that other factors must be considered, such as the Social Welfare of the youth of the village and the difficulty of travel to Inverurie. It was therefore decided, firstly in 1989, to approach the College of Commerce in Aberdeen suggesting that a survey on our behalf including all the social, as well as financial factors, might be an acceptable project for some of their advanced students. For some reason this proposal was not followed through.

This year the same proposal was made to R.G.I.T., who have subsequently indicated their interest. The Association indicated its willingness to provide necessary funding. At the present time this proposal is pending and requires further consultation with the Principal of RGIT.

FUND RAISING

Over the two years several fund raising events have taken place, namely :

Sale of Christmas Trees - 1988 & 1989.
Dog Shows - 1989 & 1990.
Concert in Castle Fraser - 1990.

Funds now stand at *2,098* Pounds.

CHARITABLE STATUS

After lengthy negotiations with the Inland Revenue, Charitable Status was obtained on 18th Sept 1989.

GENERAL

One of the most difficult task has been to obtain public support. To enable us to raise quorum at the Ex. Committee Meetings, the Constitution was changed to reduce the required number from 9 to 5.

Although A.G.M.s have been well publicised, it was only with great difficulty that last year a quorum of 20 was achieved. This month two attempts were made to hold an AGM. On the first occasion 8 were in attendance and on the second, 6 people.

Our Chairman, Mr Frank Armstrong, hopes to attend this KCC meeting to give a further briefing.



Les Brown