

Confirmed Minutes

**Minutes of the Monthly Meeting of Michael Commissioners
held in the Commissioners' Office on
Wednesday 10th February 2021
at 6.30PM**

Members Present	
In Attendance	Mr Matthew James Diehl (MJD) (Chairman)
	Mrs Kerry Ann Best (KAB) (Vice Chairman)
	Mrs Avril Mary Muller (AM)
	Mr John Duncan Livingstone (JDL)
	Mr Paul Leslie Clark (PLC)
Members of the Public	1
Apologies	Mrs K A Hodgson (Clerk) Mr Michael Anthony Neary (MAN) Mr Andrew Walter Berry (AWB)

Item Number	Minute	Action By
1.	APOLOGISES.	
	Apologies had been received from Mrs K A Hodgson (Clerk) Mr Michael Anthony Neary (MAN) Mr Andrew Walter Berry (AWB)	
2.	CONFIRMATION OF MINUTES FROM PREVIOUS MEETING	
	The Chairman requested confirmation of the minutes of the meeting held on 4 November 2020. The Vice Chairman proposed the minutes were an accurate record of the business transacted at this meeting. This proposal was seconded by PLC and the Board unanimously agreed.	
3.	Session in Private 6:30PM	
	<p>The Chairman welcomed the Commissioners to the meeting and thanked Mr Sewell for his attendance to perform the role of Acting Clerk in Mrs Hodgson's absence. Mr Sewell advised he was a resident of Kirk Michael village and he lived at 6 Kerrocruin. He had been a Clerk for nearly six years and Michael Commissioners' Chairman had requested his attendance at this meeting to provide cover for the Commissioners' Clerk. Mr Sewell confirmed his acting appointment had been notified to the Department of Infrastructure who had certified this temporary role until the Commissioners' Clerk resumed her duties.</p> <p>The Acting Clerk advised the two local Members for the House of Keys were present in the waiting room because they were advised their attendance was required at the private session. The Acting Clerk advised this matter must be agreed by the Board before the Members for the House of Keys could attend this meeting and their role at the meeting must be determined. PLC advised he had invited the two Members of the House of Keys to attend the meeting in an observational capacity. He proposed the Members of the House of Keys should be allowed to attend the meeting to observe the proceedings. This proposal was seconded by Mrs Muller and the Board unanimously agreed.</p>	

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Mr Cannan MHK and Mr Baker MHK were welcomed to the meeting at 6:36pm in an observational capacity.

PLC distributed written copies of the email communications between Board members, the Chairman and the Commissioners' Clerk dated 9 November 2020, 10 November 2020, 12 November 2020, 13 November 2020, and 10 December 2020 concerning a potential Local Government Act 1985 Section 65 breach of confidentiality. PLC advised he had redacted any personal data from these communications to ensure no data protection breach could take place. He advised that in his opinion no breach of confidentiality had taken place following the Commissioners' meeting on 4 November 2020. PLC was concerned a new male member of the Board were being accused of releasing information from the Commissioners' private session and he presented a formal written request for the information detailed within 12 bullet points which he required before the Commissioners' March 2021 Board meeting. This request for this information was supported by JDL and AM.

PLC raised his concern relating to the request by three members of the Board to hold an extraordinary general meeting in December 2020 which had not been discharged as required Chairman of the Commissioners and the difficulties PLC had experienced in receiving assistance and advice from the Department for Infrastructure as a new Commissioner.

Mr Cannan MHK and Mr Baker MHK both advised these were internal and private matter for the Commissioners. They left the meeting at 6:50pm

The Chairman reported he was unable to convene a meeting in December because the Clerk was not available and when an Acting Clerk was available insufficient Commissioners could attend to have quorate meeting. The Acting Clerk advised the Chairman had approached several local authority Clerks early in December 2020 including Peel Town Commissioners to fulfil the Clerk role for the Michael Commissioners in their Clerk's absence. Peel Town Commissioners had agreed to assist and offered a couple of dates during the week prior to the Christmas closure of the Peel Town Hall. The Chairman advised a meeting was eventually set up for 6 January 2021, but this was cancelled because Government's Covid restrictions came into operation and were in force until the end of January 2021.

The Acting Clerk asked where in the documentation it stated it was a new male Commissioner who had allegedly breached confidentiality. The communication dated 13 November only advises it was alleged a male commissioner had been identified by a member of the public as the person who had provided them with information. The Acting Clerk advised the documents indicate the Police had found after speaking to the member of the public who has raised this issue by telephone with the Clerk there is no evidence of a breach of confidentiality and no case to answer. The Acting Clerk advised the Commissioners have consistently agreed no breach of confidentiality had taken place and the Police only investigated this matter because a member of the public raised an enquiry with the Clerk. He advised the only way this matter could now be taken forward is if a Commissioner makes a formal complaint or grievance which would then be investigated internally by the Commissioners. However, at this time officers and Board members continue to believe and have reiterated no breach has taken place. PLC asked if all Commissioners could be provided with redacted copies of the communications with the Police and the Department of Infrastructure. This proposal was seconded by JDL and the Board

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	<p>unanimously agreed the Clerk on their return to work would distribute this information to all Commissioners.</p> <p>The Acting Clerk advised the Department for Infrastructure no longer provide training and advice to new Commissioners. This was a matter for each organisation and was usually undertaken by the Clerks.</p> <p>The private session ended at 7:16pm and the public were permitted to attend the meeting (one member of the public attended)</p>	
	Public Session	
4.	DEVELOPMENT REPORT 10/02/2021	
	<p>20/00795/B: Erection of a detached garage/carport, Villa Rhencullen, Rhencullen, Kirk Michael, Isle of Man, IM6 2HA. Applicants: Mr & Mrs Sharples. APPROVED</p> <p>20/01069/B: Erection of two static caravans and storage containers for use as temporary accommodation and associated storage. Ballarhennie Farm, Orrisdale, Kirk Michael, Isle of Man IM6 2HJ. Applicants Mr Alan & Mrs Allison Kermode. APPROVED</p> <p>20/00901/CON: Registered Building Consent for removal of six pews (RB 248) St Michaels Church, Main Road, Kirk Michael, Isle of Man IM6 1ER. Applicants The Vicar & Wardens C/o Mr. S. W Hamer, 15 Faaie Ny Cabbal, Kirk Michael. APPROVED</p> <p>20/01112/B: Installation of 12 replacement windows. Bayer Dowin Cottage, Baltic Road, Kirk Michael, Isle of Man, IM6 1EF. Applicants: John Belcher & Elaine Patricia Belcher. APPROVED</p> <p>20/01151/B: Replacement of existing windows with patio doors. 34 The Meadows, Kirk Michael, Isle of Man, IM6 1EY. Applicant Mrs Lyn Jones. APPROVED</p> <p>20/01025/B: Removal of existing dwelling and erection of seven detached dwellings with associated drainage, landscaping, and highways work. Residential Curtilage of Knock-Tholt and parts of gardens of adjacent dwellings Court Hey, Ty Hesq & Westlands, Douglas Road, Kirk Michael, Isle of Man. Applicants Dandara Homes Ltd. APPROVED</p> <p style="text-align: center;">PLANNING APPLICATIONS FOR CONSIDERATION</p> <p>20/01288/B: Erection of summer house for use as hair salon. 17 Broogh Wyllin, Kirk Michael, Isle of Man, IM6 1HU. Applicant: Marta Louise Loader. OBJECTION The only objection the Commissioners have is that the applicant has included the eight parking spaces that belong to the Commissioners and are for residents use only, in her application. The Commissioners would like the applicant to provide proof that her</p>	

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	<p>customers will not be using the residents parking and that she has her own parking available and this to be put in the approval when approved.</p> <p>20/01309/B: Erection of rear extension, extension of first floor dormer, and window alterations with creation of a Juliet balcony. Trie Cassyn, Main Road, Kirk Michael, Isle of Man, IM6 1AH. Applicants: Mr & Mrs P Wilson. NO OBJECTION</p> <p>20/01494/B: Conversion of detached garage to provide ancillary living accommodation. Rose Cottage, Barregarrow, Kirk Michael, Isle of Man, IM6 1AX. Applicants: Mr & Mrs David Nobbs. NO OBJECTION</p> <p>21/00010/B: Alterations and erection of a single storey extension to front elevation. Baltic House, Baltic Road, Kirk Michael, Isle of Man, IM6 1EF. Applicants: Mr & Mrs Clive Callister. NO OBJECTION</p> <p>21/00061/B: Alterations and erection of an extension with integral garage. Borodaill, Peel Road, Glen Mooar, Kirk Michael, Isle of Man, IM6 1HL. Applicants: Mr Jason & Mrs Jessica Bulliment. NO OBJECTION</p> <p>UPDATED PLANS FOR INFORMATION ONLY.</p> <p>20/00853/B: Alterations and creation of a parking area and access. Junction Brandywell/Sartfell Road B10 with West Baldwin Road B22 Opposite Sartfell Plantation Access Road from Governor Lochs Road from Governor Lochs Road, Sartfell, Kirk Michael, Isle of Man. Applicants: DEFA – Oliver O'Meara, Deputy Estate Manager.</p>	
5.	MATTERS ARISING, BUSINESS CONTINUING FROM THE PREVIOUS MEETING.	
5.1	Matters from Previous Meeting.	Clerk
	The Acting Clerk confirmed the Clerk had made the necessary arrangements for a representative from Dandara to attend the March 2021 Board meeting to discuss their development proposals in Kirk Michael.	
6	CHAIRMAN'S ANNOUNCEMENT	
6.1	The Chairman confirmed he had no announcements to make to the Board members.	
7.	Finance Report	
7.1	The Board noted the content of the Commissioners' finance report which was approved. Mr Clark requested information on the street light energy consumption costs. The Chairman explained that all information was in the Finance Report. LED Technology has not yet reached the point to have all the streetlights replaced and our columns are not high enough to create the light spread needed.	
7.1.1	Budget Rate Setting Confirmation	

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	The Chairman advised a 1p rise in the rates was agreed by the majority in a 4 to 3 split vote. The Commissioners who opposed this increase had sought a 3p rate increase. This information was unanimously confirmed as an accurate record by the Board.	
8.	DEPARTMENT of INFRASTRUCTURE MATTERS.	
8.1.	Footpaths/Car Parks/Highways/ New Road Design.	
	<p>The Vice Chairman reported residents were experiencing difficulties finding spaces to park in the Department's car park behind the old bank. The Board unanimously agreed to send an email communication to the Department to make them aware of the lack of car parking capacity and to encourage them to take any necessary enforcement action.</p> <p>AM presented a petition with five signatures requesting the designation of an on street disable space on Main Road in Kirk Michael. The Vice Chairman explained the process for getting a disabled bay designated on a public highway. The Board unanimously agreed to write to the owners and occupiers of the properties adjacent to this on street parking zone on Main Road to determine if they supported the designation of a disabled bay at this location and any comments they may have in relation to this matter. The Chairman advised these parking spaces were already subject to a maximum waiting period which should encourage the turnover of parking when the shops were open for business.</p> <p>The Vice Chairman advised the ongoing parking problems experienced in Broogh Wyllin could be considered when the Commissioners obtain ownership of this land.</p> <p>The Chairman advised the welcome to Kirk Michael signs and street naming signs for Cannan Avenue and Mull View which were ordered last year should now be chased following the lifting of the recent Covid 19 restrictions.</p> <p>The Vice Chairman asked if the footway link to Faaie Ny Cabbal from the playgroup building could now be purchased by the Commissioners. The Board unanimously agreed the Commissioners' advocate should be asked to seek an early resolution to this problem including the financial donation to a charity in lieu of payment for this land.</p> <p>The Chairman reported the Glen Mooar Road near its junction to the Coast Road was being washed away and eroded. The Chairman asked for this maintenance issue to be reported to the Department.</p> <p>AM advised the Orrisdale Loop Road continued to be flooded. The Acting Clerk advised this was reported again to the Department prior to the recent Covid 19 restrictions.</p> <p>AM requested vegetation cutting back works on Main Road to assist pedestrians walking on the narrow pavements and around the streetlight outside the Old Rectory.</p> <p>The Chairman reported on street parking issues at the side of the road near the entrance to Bishop's Court Glen. The Acting Clerk advised this could be reported to the next Western Neighbourhood Police meeting.</p>	Clerk MJD

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8.2.	New road Design.	
	JDL proposed the Commissioners should write to the Department to seek a review prior to the installation of the informal coloured tarmac pedestrian crossing points proposed for Kirk Michael following the fatal incident at St Johns where a similar crossing is in use. This was seconded by the Chairman and the Board unanimously agreed.	
9.	MICHAEL COMMUNITY CIVIC CENTRE	
9.1.	Hop Tu Naa	
	The Board unanimously agreed the Commissioners' annual Hop Tu Naa event should be held on 31 October 2021.	Clerk
9.2.	Children's Father Christmas Sleigh.	
	The Chairman reported the Father Christmas sleigh tour around Kirk Michael had gone well. The Vice Chairman asked how much money had been raised. The Chairman agreed this would be reported to the next Board meeting. The Board agreed this annual event should be held again 19 December 2021.	Clerk /MJD
9.3	Afternoon Tea for the Over 70s.	
	AM proposed the Commissioners should hold a tea and cake event for senior citizens in the village. Several Commissioners thought a senior citizen event should be encouraged although they expressed concerns in relation to duplicating the excellent work already taking place through the church and Cannan Court. The Board unanimously agreed all members should come forward with their proposals for a senior citizen event at the March 2021 Board meeting.	
9.4	Garden Competition Dates.	
	The Chairman reported the judging would take place in July and the awards presented in September each year for this year's annual garden competition.	
9.5	Website/CCTV	
10.	AMENITY AREAS	
10.1.	Street lighting.	
	The Chairman advised the Manx Utility Authority were not currently undertaking their £6,000 structural surveys of lighting columns in the village. This was because they were focusing their resources on emergency and urgent works following the latest January 2021 Covid 19 restrictions. JDL requested a report on the use of LED technology in the Commissioners' street lighting at a future meeting when the MUA were back in operation.	
10.2.	BMX Park Glen Wyllin.	
	The Chairman reported he had placed on hold the dust spreading works for the BMX track. He advised this was partly because the land was currently for sale and because work could not be undertaken in January 2021 when the Covid restrictions were in place. The Board unanimously agreed this work should now take place as soon as possible following the recent heavy rainfall conditions which will cause deterioration of the BMX track.	MJD Clerk
10.3.	Public Toilets.	
	The Chairman reported the Glen Mooar toilet had been fixed. He reported further work was required to improve the water supply pipe to this location.	
10.4.	Dog & Litter Bin.	
	The Chairman requested approval to purchase ten boxes of dog bags. The total cost would be £204.00, and each box contained 1000 bags which were compatible with the Commissioners'	MJD

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	dispensers. This expenditure was unanimously approved by the Board. The Chairman advised the dispensers would be restocked by the end of the week.	
10.5.	Playgrounds.	
	The Vice Chairman requested approval to purchase three additional small items of playground equipment. She advised the Commissioners had recently invested in three locations in the village and had spent approximately £53,000. The Board unanimously agreed the Clerk should seek quotations for three pieces of equipment for less than £10,000 each for the appraisal by the Board at their March/April 2021 meeting.	
11.	OTHER BUSINESS	
11.1.	Friends of Michael School Updates.	
	The Chairman advised the meeting of the Friends of Michael School would take place later this week.	
11.2.	Young Commissioners Updates.	
	No Updates Received.	
11.3.	Western Housing Committee.	
	The Acting Clerk advised the meeting of the Peel and Western District Sheltered Housing Committee was on 10 February 2021. The Chairman advised AWB had sent his apology for not attending this meeting.	
11.4.	Western Swimming Pool.	
	The Acting Clerk advised the meeting of the Western Swimming Pool Board was on 1 March 2021. The Chairman advised MAN would be attending this meeting.	
11.5.	Western Civic Amenity Site.	
	The Acting Clerk advised the meeting of the Western Civic Amenity Site was on 16 February 2021. The Chairman advised AWB would be unable to attend this meeting and asked if another Commissioner could attend. The Board agreed PLC could attend this meeting as the Commissioners' representative.	
11.6.	Neighbourhood Policing Team Local Tasking.	
	The Chairman advised no meetings were scheduled to take place in February 2021 for the Western Neighbourhood Policing.	
11.7.	NPRCB	
	The Chairman advised no meetings were scheduled to take place in February 2021 for the Northern Parish Refuse Collection Board.	
11.8.	The Municipal Association	
	The Chairman advised no meetings were scheduled to take place in February 2021 for the Municipal Association.	
11.9	Manx Erosion Group	
	The Chairman advised no meetings were scheduled to take place in February 2021 for the Manx Erosion Group.	
12.	ANY OTHER BUSINESS	
12.1.	The Old Court House	
	The Chairman reported the dilapidated condition of the Old Court House is deteriorating with broken windows now visible on this building. A discussion ensued on the types of use this building could be renovated to accommodate. The Board agreed they would welcome a planning application for a change of use to create small offices within this building or for it to be put to a similar business use to encourage employment in the village.	

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12.2.	Michael Commissioners Visibility	
	PLC advised he had requested this item be placed on the agenda. He was content this matter had been discussed and would be dealt with through developing and improving the information on the Commissioners' new website.	
13.	DATES FOR DIARIES	
13.1	Local Authority Elections Polling Day 8am to 8pm Thursday 22 nd April 2021.	
14.	SESSION IN PRIVATE	
14.1	Standing Orders.	
	PLC advised he had asked for this to be added to the agenda he would report any issues he considered required updating to the next Board meeting for the Commissioners' consideration.	
15.	DATE OF NEXT MONTHLY MEETING	
15.1.	Wednesday 3 rd March 2021	
16.	CLOSURE OF MEETING	
	The Chairman closed the meeting at 11.05pm.	
	Signed: <i>MM</i>	
	Date: 5-5-21	