

CLIFFSEND PARISH COUNCIL

Minutes of the Extra Ordinary Parish Council Meeting Held on Thursday 28th April 2016 at 8.45pm in the Village Hall

Members Present. -Parish Councillors Knowles Chair, Alexander Vice Chairman,
Searle, Fiander, Lyon, Hovenden, and Blaydes

In Attendance - Ashley Stacey, Clerk/Responsible Finance Officer & 4 members of
the community.

12/16-17 Welcome & Apologies

Cllr Knowles opened the meeting and explained the safety procedures, and asked if anyone was recording the meeting – no one commented.

13/16-17 Declarations of interest

None

14/16-17 Financial Matters

Checked by **Cllr Fiander & Cllr Blaydes**

Payments proposed by Cllr Blaydes and seconded Cllr Lyon - all in favour
Chqs were signed by Cllr Alexander and Cllr Searle

Chq No 644 A Stacey – Wages £342.13

Chq No 645 HMRC £81.03

Chq No 646 A Stacey Expenses £43.72

Chq No 647 CVHF - £20.00

Chq No 648 Helen Knowles - £35.00

Chq No 649 TRRG £25.00

Chq No 650 Cllr Hovenden, refreshments - £3.70

**15/16-17 Update and discussion regarding 004/16-17 from Cllr Knowles following reply
from Iain Livingstone at TDC**

Response has been received from Iain Livingstone, and it has been circulated to members. Cllr Searle has prepared a response, which has been agreed. Cllr Knowles advised letter to be emailed following this evening's meeting. Response due by close of business 16th May 2016. Proposed letter be sent **Cllr Lyon**, Seconded **Cllr Fiander** all in favour.

**16/16-17 Report from Cllr Knowles of 005/16-17 regarding Cllr Lyon motion to change the
date of the Parish Council Annual Meeting.** Motion and vote in breach of Standing
orders and therefore invalid. Parish Council must comply and act in accordance with
Standing Orders.

4.a. In accordance with standing order "Proper Officer" (b)(iii) above, no motion may be moved at a meeting unless it is included in the agenda and the mover has given written notice of its wording to the Council's Proper Officer at least 5 clear days before the next meeting.
and:

11.a. A resolution (whether affirmative or negative) of the Council shall not be reversed within 6 months except either by a special motion, the written notice whereof bears the names of at least three councillors of the Council or by a motion moved in pursuance of the report or recommendation of a committee. and

11.b. When a special motion or any other motion moved pursuant to (a) above has been disposed of, no similar motion may be moved within a further 6 months.

At the meeting on 5 November, the schedule of meetings for the year were agreed by vote by the Council, subject to (a) the meeting on 5 May having to be changed to 12 May if the Police Commissioner election is on 5 May and (b) review of Saturday meetings after the December meeting.

This was upheld when the Saturday meetings were subsequently reviewed by the Council on 7 January 2016 under 115/15-16, a vote was taken and the Saturday meetings changed back to Thursday meetings. This was a Special Motion under Standing Order 11(b) to revisit the decision made on 5 November 2015.

Cllr Knowles advised that the motion and vote on 7 April were both unlawful, as they breached two Standing Orders, and therefore the decision was ultra vires, beyond the legal powers of the Parish Council. Accordingly the Annual meeting of the Parish Council remains on 12 May 2016".

Cllr Lyon proposed the date remain 26th May 2016. She advised that everyone had approved it. **Cllr Hovenden** seconded the proposal. Chairman has refused to accept the proposal and allow a vote because the proposal does not comply with Standing Orders and any vote would be unlawful which would render the decision ultra vires".

Cllr Hovenden proposed a vote of no confidence in the chair. This was not seconded.

Cllr Hovenden advised that the dates were to be approved in May 2015 however they weren't so the PC were in breach of the standing order then.

Cllr Lyon left the meeting 21.17pm.

Meeting closed 21.27pm

Date of next meeting 12th May 2016 at 7.30pm,

**Clerk to the Council: Mrs Ashley Stacey, 3 Rossetti Road, Birchington CT7 9ER,
Tel 01843 848473**