

MELBOURN PARISH COUNCIL MINUTES

Minutes of the Extraordinary Parish Council Meeting held on Monday 16th May 2016 at 7.15pm in the upstairs room of Melbourn Community Hub commencing at 7.15pm.

Present: Cllrs. Tulloch, M Townsend (Vice-Chair), R Gatward, U Cleminson, J Regan, C Stead, I Bloomfield, Cllr Mulcock, K Crosby, M Linnette, S Hart, J Norman, I Bloomfield, S Parton, M Sherwen

In attendance: The Clerk. Cllr de Lacey and Cllr Dobson

1. Apologies for absence:

There were no apologies

2. Declarations of Pecuniary and Non-Pecuniary Interests:

Cllr Townsend declared a non-pecuniary interest as she was asked to write a testimonial for Cllr Tulloch by Cllr Tulloch. Cllr Gatward, Cllr Cleminson, Cllr Stead, Cllr Bloomfield, Cllr Crosby, Cllr Linnette, Cllr Parton declared a non-pecuniary interest in submitting a testimonial for Cllr Tulloch

Cllr Regan declared a non –pecuniary interest for submitting a document for Michelle Cooper.

Cllr Hales declared a non-pecuniary interest as knowing Cllr de Lacey as a colleague from South Cambs District Council.

3. Exclusion of Press and Public

1. The law allows Councils to consider a limited range of issues in private session without members of the Press and public being present. Typically, such issues relate to personal details, financial and business affairs, legal privilege and so on. In every case, the public interest in excluding the Press and Public from the meeting room must outweigh the public interest in having the information disclosed to them. The following statement will be proposed, seconded and voted upon.

"I propose that the Press and public be excluded from the meeting during the consideration of the following item number(s) 4. in accordance with Section 100(A) (4) of the Local Government Act 1972 on the grounds that, if present, there would be disclosure to them of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act (as amended)."

If exempt (confidential) information has been provided as part of the agenda, the Press and public will not be able to view it. There will be an explanation on the website however as to why the information is exempt.

THIS WAS PROPOSED BY CLLR REGAN AND SECONDED BY CLLR TOWNSEND. THIS WAS CARRIED.

4. To receive a report from Cllr de Lacey following a grievance panel established by CAPALC from Cllr de Lacey (Chairman of the Panel).

The Vice Chair welcomed Cllr de Lacey, Chair of the Panel and Cllr Dobson, third member from the panel and invited them to address the meeting.

Cllr de Lacey started the meeting with a brief remark, followed by Cllr

Dobson. Cllr de Lacey then presented signed copies of their report to The Clerk and to Cllr Tulloch.

Cllr Linnette stated after seeking advice from “two impeccable and highly experienced legal bodies” to whom he had shown a copy of the confidential report he wished to propose that the Parish Council reject the report in its entirety. Cllr Linnette alleged there were over 30 matters which demonstrate the report is fundamentally flawed and again proposed the Parish Council should reject the report.

Cllr de Lacey noted that:

- a) Council were being asked to receive the report not to accept the report. Cllr de Lacey stated there would be another Extraordinary Meeting with the presence of Ian Dewar (CEO CAPALC) to discuss the report and decide on the recommendations from the report.
- b) Cllr de Lacey suggested that as no prior notice of Cllr Linnette’s motion had been given the motion would probably be ultra vires’.

Cllr Linnette insisted his motion should be progressed to propose rejection of the report in its entirety as it is fundamentally flawed. **THIS WAS PROPOSED BY CLLR LINNETTE AND SECONDED BY CLLR SHERWEN. A RECORDED VOTE WAS NOTED:**

To Reject the report:

Cllrs Linnette/Sherwen/Cleminson/Tulloch/Stead/Crosby/Gatward/Bloomfield/Parton

To Receive the report:

Cllrs Norman, Hart, Regan, Mulcock, Hales

IT WAS PROPOSED BY CLLR LINNETTE AND SECONDED BY CLLR SHERWEN THE REPORT BE REJECTED. THIS WAS CARRIED. VOTE: 9 VOTES TO 5. NO VOTE FROM THE VICE CHAIRMAN.

Cllr Norman raised her concern that in a previous Parish Council Meeting with Ian Dewar (CEO of CAPALC) councillors were told not to discuss these matters with Cllr Tulloch or amongst themselves, however 8 Parish Councillors had declared a non-pecuniary interest in submitting a testimonial for Cllr Tulloch and therefore she’d considered these councillors had already prejudged the situation. Cllr Stead found Cllr Norman’s comments insulting.

Cllr de Lacey recommended to The Vice Chair to seek advice from CAPALC as The Parish Council accepted a motion that was not on the published agenda.

There being no other business, the Vice Chairman closed the meeting at 7.37pm.