

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 12 February 2008.

Present: I McCrea, Chairman

Councillors: Baker, Clarke, Glasgow MBE, Lees, McAleer
McCartney, McGlone, McIvor, McNamee Molloy, Quinn
and Wilson

Officers: Clerk/Chief Executive
Director of Corporate Services
Clerical Officer

**Other
Representatives** **Planning Services**
Ms C Hyndman, Planning Officer
Ms M Walker, Planning Officer

1 APOLOGIES

Apologies were received on behalf of Councillors Cassidy, McGarvey, Quinn

2 ADMISSION TO MEETING

In accordance with Standing Order No 7 the Council permitted the following members of the public to the meeting:-

L McGuigan, sponsored by Councillor Clarke.
S Quinn, sponsored by Councillor McGlone
J Quinn, sponsored by Councillor McGlone
P Quinn, sponsored by Councillor McGlone
A Quinn, sponsored by Councillor McGlone
M Quinn, sponsored by Councillor McGlone
J Kane, sponsored by Councillor McAleer
O O'Neill, sponsored by Councillor McAleer
P Donnelly, sponsored by Councillor McAleer
P Campbell, sponsored by Councillor McAleer

3 SYMPATHY

At the outset of the meeting Councillor Wilson referred to the recent death of Mr Johnny McHugh father-in-law of Director of Development and extended the sympathy of the Council. It was AGREED to forward a letter of sympathy to Mr McCreesh on behalf of the Council

4 MINUTES OF STATUTORY MEETING – 8 JANUARY 2008

The minutes of the STATUTORY meeting held on 8 January 2008, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Glasgow and seconded by Councillor Baker.

5 MATTERS ARISING

5.1 Resurfacing of Roads Within the Cookstown District Council Area

The Clerk/Chief Executive tabled a letter dated 25 January 2008 from Road Service regarding resurfacing work.

Members expressed concern at the condition of the roads in the District and requested that Roads Service are invited to attend an early meeting of Council to discuss the state of the roads.

5.2 Swedish Visit

The Clerk/Chief Executive advised the meeting that a delegation from Sweden will be visiting the District towards the end of April and it was AGREED to host a reception for them on the 30 April 2008.

5.3 Programme for Government – Draft Equality Impact Assessment

The Clerk/Chief Executive reported that an email dated 8 February 2008 had been received from the OFMDFM advising of a list of consultation events on the draft Equality Impact Assessment regarding the Programme for Government. Members AGREED that if any councillor wished to attend they would contact the Clerk/Chief Executive's office.

5.4 Moneymore Play Area

Councillor McCrea expressed concerns over the continued misuse

and vandalism of the Moneymore play area. Members AGREED that the Director of Operational Services is requested to present a report on this matter at the next Policy Resources & Services Committee meeting.

6 MINUTES DEVELOPMENT COMMITTEE MEETING – 15 JANUARY 2008

6.1 Matters Considered

Rural Development Programme

The Clerk/Chief Executive presented an update on the Rural Development Programme and future actions required. On the proposal of the Councillor Clarke, seconded by Councillor Molloy it was AGREED to continue to be lead council for duration of the programme; to advertise consultation dates; to advertise for consultants for LAG formation; to advertise for consultants to help formulate a strategy/business plan to submit to DARD.

On the proposal of Councillor Molloy, seconded by Councillor Wilson it was also AGREED that the Memorandum of Understanding between Cookstown, Dungannon, Fermanagh, and Magherafelt Councils be signed.

Peace III

The Clerk/Chief Executive presented an update on Peace III and future actions required. On the proposal of the Councillor Glasgow, seconded by Councillor Clarke it was AGREED to advertise consultation dates; to support Dungannon & South Tyrone Borough Council as the lead council.

6.2 Adoption of Minutes

Subject to the above amendments the Minutes of the DEVELOPMENT COMMITTEE meeting held on 15 January 2008, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Molloy and seconded by Councillor Wilson.

7 MINUTES POLICY RESOURCES & SERVICES COMMITTEE MEETING – 22 JANUARY 2008

The Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 22 January 2008, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McAleer and seconded by Councillor Clarke.

8 MINUTES JOINT MEETING OF COOKSTOWN & MAGHERAELT DISTRICT COUNCILS – 29 JANUARY 2008

8.1 Matters Considered

Dalriada Out of Hours Pilot Scheme

The Clerk/Chief Executive advised members that they would be receiving monitoring information on a weekly basis regarding the above scheme.

8.2 Adoption of Minutes

Subject to the above amendments the Minutes of the JOINT MEETING OF COOKSTOWN & MAGHERAELT DISTRICT COUNCILS held on 29 January 2008, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McAleer and seconded by Councillor Clarke.

9 PLANNING MATTERS

9.1 Schedule

Submitted schedule dated 12 February 2008 copies of which had been previously circulated, showing details of the Department's opinion as to how planning applications within the District should be decided.

DEFERRED APPLICATIONS

Ref No	Applicant	Development
I/07/0013/F	M Loughran Adjacent to 15 Corrycroar Road	Extension to workshop

Pomeroy

The Senior Planning Officer agreed to defer this application for 10 days.

I/07/0435/RM	Pomeroy Community Group 100m SE Junction Tandragee/Dungannon Roads Pomeroy	Business park
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Councillor Molloy pointed out that as a point of procedure that since this application had been removed by Planning Service from the planning schedule last month and had not been considered by Council that it should be on the 'Application for Planning Permission' Schedule and not the Deferred Schedule.

The Planning Officer reported that Planning Service was, on the instruction of the Minister, withdrawing the application again to consider further representations.

Members stressed to the Planning Service representatives in attendance that Council was fully supportive of this application.

On the proposal of Councillor McGlone, seconded by Councillor McAleer it was AGREED that if planning permission was granted that it could be issued prior to the next statutory meeting of Council.

Councillor Wilson wished it to be noted that he would have concerns at the break from procedure.

NEW APPLICATIONS

Ref No	Applicant	Development
I/04/1389/F	L McGuigan 15m W 180 Battery Road Moortown	Dwellings

The Senior Planning Officer agreed to hold this application for a month to allow a meeting with the Divisional Planning Manager

to take place.

I/07/0512/O	P Hughes 3 Greenvale Cookstown	Dwellings
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An office meeting was agreed on the grounds that all material planning considerations have not been assessed.

Councillor Quinn

I/07/0522/F	R Doherty Rear 106 Ardboe Road Cookstown	Amendment
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The Senior Planning Officer agreed to defer this application.

I/07/0586/O	A Beattie 75 Urbal Road Coagh	Dwelling
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The Senior Planning Officer agreed to defer this application for one month.

I/07/0658/F	Jjm Properties 43 Lawford Street Moneymore	Retrospective
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The Senior Planning Officer agreed to defer this application for 10 days

I/07/0743/F	E Wilkinson 3 Ballyneill Road Ballyronan	Extension
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An office meeting was agreed on the grounds that all material planning considerations have not been assessed.

Councillors Baker, McAleer, McGlone, McIvor.

I/07/0783/F	J Finch	Mixed use
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Rear
31 Union Street
Cookstown

development

An office meeting was agreed on the grounds that all material planning considerations have not been assessed.

Councillors McGlone, Wilson

I/07/0786/F	Quinn Spring Water 260m NW 38 Limehill Road	Wind turbine
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The Senior Planning Officer agreed to defer this application for one month.

I/07/0832/O	R Armour Rear 8 & 9 The Square Stewartstown	Dwellings
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The Senior Planning Officer agreed to defer this application for 10 days.

The following applications were deferred until PPS14 had been resolved

I/07/0511/F	A Conway	Change of use
I/07/0557/F	J Millar	Garage
I/07/0659/F	P McAleece	Dwelling
I/07/0669/O	O Conlon	Dwelling
I/07/0682/O	Quinn	Dwelling
I/07/0686/O	M Brownlee	Dwelling
I/07/0695/O	M McKernan	Dwelling
I/07/0720/O	M Mallon	Dwelling
I/07/0724/O	W Hunter	Dwelling
I/07/0748/O	J O'Kane	Dwelling
I/07/0768/O	C Forsythe	Dwelling
I/07/0775/O	J Creighton	Dwelling
I/07/0777/O	B Lavery	Dwelling
I/07/0788/O	M Quinn	Dwelling
I/07/0789/O	S Quinn	Dwelling

I/07/0810/O	B Quinn	Dwelling
I/07/0843/O	M McGurk	Dwelling
I/07/0888/F	S Kane	Dwelling

9.2 Lough Neagh Area of Special Scientific Interest (ASSI)

Council NOTED receipt of a letter dated 1 February 2008 and Views About Management statement relating to Lough Neagh ASSI from Environment & Heritage Service.

9.3 Owenkillew River Area of Special Scientific Interest (ASSI)

Council NOTED receipt of a letter dated 1 February 2008 and Views About Management statement relating to Owenkillew River ASSI from Environment & Heritage Service.

10 CONSULTATIONS

10.1 'Missing Persons' Consultation on The Draft Presumption of Death Bill (NI) 2008

The consultation 'Missing Persons' The Draft Presumption of Death Bill (NI) 2008 issued by the Department of Finance & Personnel.

Council AGREED to support in principal the recommendations of the consultation paper.

10.2 Northern Health & Social Care Trust

A letter dated 29 January 2008 was from Northern Health & Social Care Trust regarding the amalgamation of three Trusts, Causeway, Homefirst and United Hospitals.

Council AGREED to invite the Northern health & Social Care Trust to a future meeting.

10.3 Sex Offenders

Council NOTED receipt of a letter dated 17 January 2008 issued by Northern Ireland Sex Offenders Strategic Management Committee offering Council a presentation on the assessment and management of the risk posed by sex offenders in Northern Ireland.

10.4 Northern Ireland Fair Rates Campaign

Council NOTED receipt of a letter from Northern Ireland Fair Rates regarding the domestic rate.

10.5 Delisting of Buildings of Special Architectural or Historic Interest 57/59 Molesworth Street, Cookstown

Council NOTED receipt of a letter dated 18 January 2008 from the Environment & Heritage Service regarding the above.

10.6 Delisting of Buildings of Special Architectural or Historic Interest 60 James Street, Cookstown

Council NOTED receipt of a letter dated 18 January 2008 from the Environment & Heritage Service regarding the above.

10.7 Delisting of Buildings of Special Architectural or Historic Interest RC Chapel, Behind 104 Westland Road South, Cookstown

Council NOTED receipt of a letter dated 18 January 2008 from the Environment & Heritage Service regarding the above.

11 FINANCE MATTERS

11.1 General Estimates 2008/09

A copy of the above estimates, together with relevant papers had been previously circulated.

The Director of Corporate Services was available to outline the net cost of the various services and clarify points raised regarding items of expenditure.

On the proposal of Councillor Wilson, seconded by Councillor Molloy it was AGREED, that the estimated net cost of £8,267,478 be approved for the forth coming year commencing 1 April 2008 and that after the deduction of General Grant of £1,435,129 a credit balance of £500,000 be applied to offset some of the increase. The Non Domestic District Rate of 20.2480p in the £ and the Domestic

District Rate of 0.012663p be determined as the rates to be levied to meet the estimated expenditure. This represents an increase to the Domestic District Rate of 4.9%.

11.2 Western Group Building Control Committee estimated expenditure 2008/2009.

The Council on the motion of Councillor Glasgow, seconded by Councillor Molloy resolved that the estimate of £31,870 be adopted.

11.3 Northern Group Public Health Committee estimated expenditure 2008/2009

The Council on the motion of Councillor Baker, seconded by Councillor Clarke resolved that the estimate of £42,287 be adopted

12 SEMINARS & CONFERENCES

12.1 Review of Draft PPS14 – Stakeholder Engagement on Emerging Findings

Council NOTED the above conference organised by Community Technical Aid in February 2008.

Any member wishing to attend the conference is to advise the Chief Executive.

12.2 2008 Somme Pilgrimage for the 92nd Anniversary

A letter dated 25 January 2008 was received from The Somme Association regarding attendance at the above.

Councillor Wilson informed the meeting that he would advise later if a nominee is to be made.

12.3 The Rural Planning Review: Meeting the Needs of Future Generations

Council AGREED the attendance of Councillors Clarke and Glasgow at the above seminar organised by Chartered Institute of Housing on 28 February 2008 in Rural Community Network, Cookstown.

13 TENDERS

13.1 Annual Tenders 2006/2007

Following public advertisement, the tenders were opened, initialled by the Chairman and Chief Executive and were received from the

undernoted suppliers:-

TENDER NO 2 – STONES

FP McCann, 3 Drumard Road, Magherafelt
Hamilton Contracts, 47 Shivey RoadCookstown,
R Hogg & Sons Ltd, 60 Tobermore Road, Magherafelt
Northstone (NI) Ltd, 50 Quarry Road, Carrickmore

TENDER NO 3 – SAND

Blackhill Aggregates Ltd, 4 Doons Road, Cookstown
Horta Soils Ltd, 4 Carn Court Road, Portadown

TENDER NO 5 – TIMBER

J N Sinclair & Son, 7 The Square, Stewartstown

TENDER NO 6 – PUNCTURE REPAIRS

Russell Shiels Tyres, 11 Pound Road, Magherafelt

TENDER NO 7 - TYRES AND TUBES

Russell Shiels Tyres, 11 Pound Road, Magherafelt
EKS Tyres (NI) Ltd, 145 Moneymore Road, Cookstown

TENDER 8 - PLASTIC SACKS

Cromwell Polythene Ltd., Vickers Building, Hurricane Close,
Brow Packaging, Prince Regent Road, Belfast
Polystar Plastics Ltd, Peel Street, Northam, Southampton
Craigavon Plastics Ltd, Mahon Industrial Estate, Mahon Road,
Portadown
Hygiene Plus Ltd, Unit 2, Trench Park, Trench Road, Mallusk

TENDER NO 9 - FIRST-AID SUPPLIES

Crest Medical Ltd, 17 Chesford Grange, Woolston, Warrington
Arco Ltd, 7 Trench Road, Mallusk
Safetycare, 3 Selastown Road, Mallusk
Vivomed Ltd, Unit 3, Ballymote Centre, Downpatrick

Green Cross Supplies, 20/22 Hawkin Street, Londonderry
Hygiene Plust Ltd, Unit 2, Trench Park, Trench Road, Mallusk

TENDER NO 13 – PROTECTIVE CLOTHING

NI Protective Clothing Co, 13 Balmoral Road, Boucher Industrial Estate, Belfast
JBS Group Ltd, Milltown Business Park, Monaghan
SQP Intl PLC, Sherwood Works, Nottingham Road, Basford, Nottingham
Safetycare, 3 Selastown Road, Mallusk
Burlington Uniforms Ltd, 213 City Road, London
Xamax Clothing Co Ltd, Unit 5B Roundwood Industrial Estate, Ossett, Wakefield
Prosaafe, 21/22 Dennison Industrial Estate, Ballyclare
Safety in Business, 62A Derry Road, Omagh
O'Sullivan Safety, Unit 600, Jordanstown Road, Greenogue Business Park, Rathcoole
Wenaas UK Ltd, 310 Foster Court, TVTE, Gateshead, Tyne & Wear

TENDER NO 14 - BRUSHES FOR MECHANICAL SWEEPERS

TBF Thompson (Garvagh) Ltd, 6/10 Killyvalley Road, Garvagh
SP Plant, 30 Comber Road, Newtownards
Plant-Mec Ireland Ltd., 39 Drumconwell Road, Lisnadill, Armagh

TENDER NO 15 - HORTICULTURAL SUPPLIES

James Coburn & Son Ltd, 32 Scarva Street, Banbridge
John Lindsay Professional Sports Turf, 2 Car Court Road, Craigavon
Nomix Enviro Ltd, Portland Buildings, Portland Street, Staple Hill, Bristol
JA Humphrey, 189 Castleroe Road, Coleraine
Horta Soils Ltd, 4 Carn Court Road, Portadown
Orchard County Enterprises Ltd, 66 Creenagh Road, Loughgall
Sea Nymph (Galway Bay Marine) Ltd, Mountain Road, Moycullen, Co Galway
McCann Bros, 69 Ferry Road, Coalisland

TENDER NO 17 - HIRE OF PLANT – GENERAL

Hamilton Contracts, 47 Shivey Road, Cookstown

R S Greer, 15 Lime Kiln Lane, Cookstown
KDM Hire, Ltd, 11 Killycolp Road, Cookstown
R&M Greenkeeper Ltd, Unit 1 Forrest Park Industrial Estate,
Pomeroy
Gillespie Plant Hire, 14 Crilly's Hill, Killeter, Castlederg
Leslie McGuckin, 36 Ruskey Road, Coagh

TENDER NO 18 – HIRE OF PLANT (WASTE DISPOSAL SITE)

Hamilton Contracts, 47 Shivey Road, Cookstown
R&M Greenkeeper Ltd, Unit 1 Forrest Park Industrial Estate,

The tenders were referred to the appropriate Officers for a report and recommendation.

14 ANY OTHER BUSINESS

14.1 Forestry School, Pomeroy

Councillor Molloy inquired if any contact had been made with the Council regarding the sale of the Forestry School at Pomeroy. He was advised that no contact had been made by any Government Department regarding this matter but that information would be sought and report brought to Council. .

14.2 Village Regeneration

Councillor Molloy inquired if any progress was being made regarding village regeneration. He was informed that funding was likely to become available in the new round of EU Support and that action could then be programmed.

The meeting ended at 8.25 p.m.

Chairman

Clerk/Chief Executive

Date

TABLED FOR INFORMATION

MINUTES

Southern Education & Library Board
12 December 2007

Audit & Risk Committee
1 October 2007

REPORTS

Advisory Council on Infrastructure Investment
Review of Year 3 2006/07

Equality Commission
Monitoring Report No 17 A Profile of the Northern Ireland Workforce

Sperrins Tourism Ltd
Marketing Materials

Northern Ireland Museums Council
Mapping Trends in Northern Ireland's Museums
Survey of Museum Collections in Northern Ireland

Department of Health, Social Services & Public Safety
Northern Ireland Health & Personal Social Services Health & Social Care
Second Bulletin 2007

Department for Social Development
Tackling Fuel Poverty – A Strategy for Northern Ireland

Northern Ireland Audit Office
Absenteeism in Northern Ireland Councils 2006/07