

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 9 November 2010.

Present:	J McNamee, Chairman
Councillors:	Baker, Cassidy, Clarke, Glasgow MBE, Greer, McAleer, McCrea, McCartney, McFlynn, McGarvey, Molloy, Quinn, Wilson
Officers:	Clerk/Chief Executive Director of Corporate Services Clerical Officer
Other Representatives	Planning Services Ms S McCracken, Senior Planning Officer

1 CONDOLOCENCES

At the outset of the meeting the Chairman offered condolences on behalf of the Council to the members of the McAdoo and O'Driscoll families who had recently lost members in the road accidents at Carland Bridge and Draperstown.

2 APOLOGIES

Apologies were received on behalf of Councillors Lees and McIvor.

3 MINUTES OF STATUTORY MEETING – 12 OCTOBER 2010

The Minutes of the STATUTORY meeting held on 12 October 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Baker.

4 MINUTES OF SPORT & LEISURE COMMITTEE – 19 OCTOBER 2010

The Minutes of the SPORT & LEISURE COMMITTEE meeting held on 19 October 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy and seconded by Councillor Molloy.

5 MINUTES OF POLICY RESOURCES & SERVICES COMMITTEE – 26 OCTOBER 2010

5.1 Matters Considered

Item 4.2 Grant of Licence

The Clerk/Chief Executive advised the meeting that a letter had been received from the PSNI with a recommendation that entertainment licences be amended to state that entertainment may be provided 12 noon to 2.30 pm and from 7 pm on each and every Sunday, until 12.30 am on the following Monday morning, not being Sunday 31 December, where entertainment may be permitted until 1.30 am on the following Monday morning.

Council AGREED that application numbers 29 (Mullan's Bar) and 92 (Killymoon Golf Club) are referred back to the Policy Resources & Services Committee for further consideration at the meeting on 23 November as both applicants had applied for licences to run later than 0.30 am Monday morning.

Item 7.5 Good Relations Sub Committee

The Clerk/Chief Executive advised the meeting that the DUP, Sinn Fein and UUP had agreed to advise him of their nomination to the Good Relations Sub Committee.

On the proposal of Councillor Clarke, seconded by Councillor Molloy it was AGREED that Councillor McNamee would sit on the sub committee.

Both the DUP and UUP advised that their parties had not yet considered the nomination.

5.2 Adoption of Minutes

Subject to the above amendments the Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 26 October 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Quinn.

6 MINUTES OF AUDIT & RISK COMMITTEE – 21 JUNE 2010

The Minutes of the AUDIT & RISK COMMITTEE meeting held on 27 September 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Clarke and seconded by Councillor McFlynn.

7 PLANNING MATTERS

7.1 Schedule

Submitted schedule dated 12 October 2010 copy of which had been previously circulated, showing details of the Department's opinion as to how planning applications within the District should be decided.

NEW APPLICATIONS

Ref No	Applicant	Development
I/10/0147/F	B Buchanan 20 Castle Road Cookstown	Extension

The Senior Planning Officer agreed to defer this application.

I/10/0159/F	J McFlynn 30m W 59 Loup Road Moneymore	Dwelling
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The Senior Planning Officer agreed to defer this application.

I/10/0175/F	Creagh Concrete Kilmascally Road Ardboe	Wind Turbine
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The Senior Planning Officer agreed to defer this application for 5 days.

I/10/0225/F	Desertcreat Select 6 Desertcreat Road Cookstown	Hall
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The Senior Planning Officer agreed to defer this application.

Councillors Baker, McAleer, McFlynn, McIvor

I/10/0252/F	B Quinn 20 Spring Rd Coagh	Extension
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The Senior Planning Officer agreed to defer this application.

I/10/0268/F	P McNally 335m N 30 Limehill Road Pomeroy	Wind Turbine
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The Senior Planning Officer agreed to defer this application.

I/10/0372/F	T Patrick 94 Morganshill Road Cookstown	Extension
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The Senior Planning Officer agreed to defer this application.

I/10/0374/F	LM Connolly Rear 28A St Jeans Cottages Cookstown	Dwelling
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**The Senior Planning Officer agreed to an office meeting.
Councillors Cassidy, McAleer, McNamee**

I/10/0377/F	J Mullin 55 James Street Cookstown	Carry Out
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The Senior Planning Officer agreed to defer this application.

I/10/0390/F	E Elliott 20 Drumnacross Road Cookstown	Extension
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The Senior Planning Officer agreed to defer this application.

I/10/0400/F	I Cunningham 25m SW 16 Downs Road Stewartstown	Change of house type
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The Senior Planning Officer agreed to defer this application.

I/10/0424/F	U McCormack Rear 99 Tulnacross Road Cookstown	Dwelling
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**The Senior Planning Officer agreed to an office meeting.
Councillors Baker Clarke, McFlynn**

I/10/0427/F	Kelly 200m SE 65 Cornamaddy Road Pomeroy	Change of design
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The Senior Planning Officer agreed to defer this application.

Applications Deferred from Previous Meetings

I/08/0242/O	R Kelso 60m SW 11 Oughterard Road Rock	Dwelling
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The Senior Planning Officer agreed to defer this application to Friday.

I/09/0120/F	M Cahoon 60m W 24A Ballybriest Road Cookstown	Dwelling
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The Senior Planning Officer agreed to defer this application .

I/09/0139/F	S Quinn 60m NE	Change of use
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27 Kiltyclay Road
Cookstown

The Senior Planning Officer agreed to defer this application to Friday.

I/09/0141/F	B Potter 115m NNE 19 Annaghquin Road Cookstown	Dwelling
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The Senior Planning Officer agreed to defer this application.

I/10/0353/F	J Thompson 150m N 67 Springhill Road Moneymore	Dwelling
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The Senior Planning Officer agreed to defer this application.

**7.2 Planning Appeals Commission – Appeal Against Enforcement Notice
Mr Patrick Quinn – Alleged Erection of a Steel and Block Structure
Land Opposite 33 Corvanaghan Road, Cookstown**

Council NOTED receipt of a letter dated 26 October 2010 from PAC regarding the above.

8 CONSULTATIONS

8.1 Review of Public Administration – Transition Committees

Council NOTED receipt of a letter dated 13 October 2010 from Department of the Environment regarding the future of Transition Committees and Change Management Officers.

8.2 Application for A New Road Service Licence – Chambers Coach Hire (II) Ltd – 3 Ballyweaney Road, Corkey, Ballymena

Council considered a letter dated 6 October 2010 from Driver & Vehicle Agency regarding the above. Councillor Wilson welcomed the expansion of services by the company but also expressed the opinion that he hoped that this would not lead to the company considering a relocation of their base.

It was AGREED that the Clerk/Chief Executive would write to Chambers Coach Hire (II) Ltd to discover the company's plans for the future and any likely impact on the district.

8.3 Policy Resources & Services Meeting

Council AGREED that the Policy Resources & Services meeting would be held after the Sports & Leisure Committee meeting on 21 December 2010.

8.4 Justice (NI) Bill

The Clerk/Chief Executive tabled a letter dated 21 October 2010 from the Northern Ireland Assembly regarding the above.

Council AGREED that a meeting of the party leaders is convened if time permits to consider a response to the Bill.

8.5 Kildress Wolfe Tones

The Clerk/Chief Executive advised the meeting that an invitation had been received from Kildress Wolfe Tones to the official opening of the new floodlit pitch on 12 November 2010 at 7.15 pm.

It was AGREED that Councillors Cassidy, Clarke, McGarvey and Quinn would attend.

8.6 Peace III Estates Project

The Clerk/Chief Executive advised members that a meeting of the Peace III, Priority B, Estates Programme had taken place earlier to consider progress. An allocation of £180,000 per council area had been made. An independent assessment of each district council area had taken place to identify specific areas of need. There were six areas identified in this council area – Moneymore, Pomeroy, Gortalowry, Killymoon/Stewart Avenue, Monrush/Milburn and Ratheen/Sullenboy/Greenvale. It was proposed to share the £180,000 as evenly as possible across the six identified areas of need.

At this point in time a successful application for funding has been made for Pomeroy and the Ratheen/Suyllyenboy/Greenvale areas. The other outstanding four areas were completing applications for funding and the support of Council was essential to ensure the final delivery of these projects which in the main consisted of some infrastructural work as well as training and cross community workshops.

Members unanimously supported the projects.

9 SEMINARS & CONFERENCES

9.1 Achieving World Class Tourism

Council AGREED to the attendance of the Chairman, Councillor McNamee at the Achieving World Class Tourism conference organised by Clare Tourist Council on the 25/27 November 2010 in Falls Hotel, Ennistymon at a cost of €229 per delegate, plus accommodation

10 NOTICE OF MOTION

10.1 To consider the following Notice of Motion in names of Molloy, Clarke, McAleer, McIvor, McNamee

That this council has serious concerns about the impact of the British

10.2 Government's comprehensive spending review proposals; and calls on the Stormont Executive to collectively address these concerns, in consultation with the First Minister and deputy First Minister and all

other Executive colleagues, to bring forward appropriate and agreed Budget proposals for approval by the Assembly which will address these concerns and protect key front-line services.

Councillor Wilson proposed the following amendment:-

“..... these concerns and protect key front-line services and takes measures to safe guard and create jobs in the construction industry, which could be achieved by the commencement of the Desertcreat College.”

Council unanimously AGREED to adopt the amended Notice of Motion.

10.3 To consider the following Notice of Motion in names of Baker, Cassidy, McFlynn, McGarvey, Quinn

“That this Council ensures that all councillors and relevant staff are circulated with a copy of the Council policy on the “Flying of Flags and Emblems”. Also, that Council actions the Code of Conduct, particularly the pro-active encouragement of groups and individuals to adopt its code of conduct.”

Councillor Wilson proposed the following amendment:-

“Also that Council actions the Code of Conduct, particularly the pro-active encouragement of the code to groups and individuals within the District.”

Council unanimously AGREED to adopt the amended Notice of Motion.

TENDERS

10.4 Insurance

An advertisement was placed in the Belfast Telegraph, on 8 October 2010 inviting requests for insurance brokerage services Three tenders were received by the closing date, which were opened by Councillor John McNamee, Chief Executive’s Personal Assistant. Details of tenders received are as follows

Company

Marsh
Bedford Street
Belfast

JLT
Public Sector Risks
6 Crutched Friars London

Caulfield
8 William Street
Cookstown

On the proposal of Councillor Cassidy, seconded by Councillor McGarvey the Committee RECOMMENDED that Marsh Ltd is appointed as Cookstown District council's Insurance Broker at a cost of £5,000 per annum for two years with options to extend, subject to satisfactory performance.

The meeting ended at 8.20 p.m.

Chairman

Clerk/Chief Executive

Date

Minutes

Southern Education & Library Board

30 June 2010

23 September 2010

REPORTS

NI Housing Council

Report 1 April 2009 – 31 August 2010

NIHE

39th Annual Report

NI Law Commission

- Bail in Criminal Proceedings

Equality Commission

- Review Report December 2009

Groundwork NI

- Annual Review 2009-2010

NILGOSC

- Annual Report & Accounts 2009/2010