

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 12 April 2011.

Present: J McNamee, Chairman

Councillors: Baker, Cassidy, Clarke, Glasgow MBE, Greer, Lees, McAleer, McCrea, McCartney, McGarvey, McFlynn, Molloy, Quinn, Wilson

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

Other Representatives **Planning Services**
Ms S McCracken, Senior Planning Officer

1 CHAIRMAN'S BUSINESS

At the outset of the meeting the Chairman referred to the retirement of Councillors Baker and Greer, who have decided not to stand in the forthcoming Local Government Elections and thanked them for their contributions to the Council.

Members from all the political parties and the Clerk/Chief Executive offered their best wishes.

The Chairman wished all those standing for re-election good luck.

2 SUSPENSION OF STANDING ORDERS

The Council on the motion of Councillor McGarvey, seconded by Councillor Cassidy AGREED to Suspend Standing Orders.

Councillor McGarvey stated that as Chairman of the District Policing Partnership and as a member of the GAA he wished to condemn the murder of Constable Ronan Kerr and offered condolences to the members of the Kerr family.

Councillor McGarvey added that at least some good had come out of this atrocity

in that the PSNI, GAA and politicians from across the political divide had stood united at the funeral of Constable Kerr.

Councillor Wilson also offered his sympathy and urged anyone that had knowledge of this act that they should come forward and inform the police of any information that could help in the capture of Constable Kerr's murderers.

Members from all political parties concurred with the sentiments of Councillors McGarvey and Wilson.

The Clerk/Chief Executive advised members that a Resolution had been received from Thurles Town Council expressing revulsion at the murder of Constable Kerr.

Members stood as a mark of respect for a moment's silence.

3 APOLOGIES

An apology was received on behalf of Councillor McIvor.

4 MINUTES OF STATUTORY MEETING – 8 MARCH 2011

The Minutes of the STATUTORY meeting held on 8 March 2011, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor, Clarke and seconded by Councillor Molloy.

5 MATTERS ARISING

5.1 .Damage to Navigation Markers on Lough Neagh

The Clerk/Chief Executive advised members that a letter dated 31 March 2011 had been received from Department of Culture, Arts & Leisure advising that the DARD Rivers Agency has commenced a programme to repair/replace the damaged markers on Lough Neagh.

5.2 Cookstown Hockey Club

The Clerk/Chief Executive advised members that a letter dated 24 March 2011 had been received from Cookstown Hockey Club thanking Council for funding which had helped to build the new water based hockey pitch.

5.3 Cookstown High School

The Clerk/Chief Executive advised members that a letter dated 25 March 2011 had been received from Cookstown High School thanking Council for the letter of congratulations and also the support given by Council in the building of the new water based hockey pitch.

6 MINUTES OF DEVELOPMENT COMMITTEE – 15 MARCH 2011

6.1 Matter Considered

Item - Congratulations

The minutes read

Councillor Lees congratulated R&M Greenkeepers Ltd for achieving the Investors in People Award and proposed that it is appropriately recognised by Council.

It was proposed by Councillor McCartney
Seconded by Councillor McFlynn and AGREED

Members AGREED that the minute should read

Councillor Lees congratulated R&M Greenkeepers Ltd for achieving the Investors in People Award and proposed that it is appropriately recognised by Council.

It was proposed by Councillor Lees
Seconded by Councillor McCartney and AGREED

6.2 Adoption of Minutes

Subject to the above amendment the Minutes of the DEVELOPMENT COMMITTEE meeting held on 15 March 2011, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy, and seconded by Councillor Quinn.

7 MINUTES OF POLICY RESOURCES & SERVICES COMMITTEE – 22 MARCH 2011

The Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 22 March 2011, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Glasgow, and seconded by Councillor Wilson.

8 MINUTES OF POLICY PLANNING COMMITTEE – 8 MARCH 2011

The Minutes of the PLANNING COMMITTEE meeting held on 8 March 2011, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Clarke, and seconded by Councillor Molloy.

9 MINUTES OF AUDIT, RISK & GOVERNANCE COMMITTEE – 28 MARCH 2011

The Minutes of the AUDIT, RISK & GOVERNANCE COMMITTEE meeting held on 28 March 2011, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McFlynn, and seconded by Councillor Quinn.

10 PLANNING MATTERS

10.1 ADMISSION TO MEETING

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

Liam McMahon and Jodie Wilson, sponsored by Councillors McAleer and McGarvey.

10.2 Schedule

Submitted schedule dated 12 April 2011, 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/10/0407/F	D O'Kane 100m NW 10 Craigs Road Cookstown	Dwelling

The Senior Planning Officer agreed to defer this application.

I/10/0528/F	R McVey Adjacent to 40 Ardagh Road Ballinderry	Dwelling
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**The Senior Planning Officer agreed to an office meeting
Councillors McAleer, McFlynn, McIvor.**

Planning

Council NOTED receipt of a letter dated 4 April 2011 from Department of the Environment regarding the Environment Minister's statement to the Assembly on 30 November 2010 and the Planning Bill.

Council AGREED to invite Mr Jim Fawcett to a future meeting of the Council.

11 CONSULTATIONS

11.1 Shaping Our Future Consultation

Council NOTED receipt of the copy of response to the Shaping Our future Consultation.

11.2 Improvement, Collaboration & Efficiency – ICE

Council NOTED receipt of a letter dated 31 March 2011 and copy of Improvement, Collaboration & Efficiency (ICE) Interim report.

11.3 Public Consultation – Retention & Destruction of Fingerprints & DNA in Northern Ireland

Council NOTED receipt of a letter dated 15 March 2011 and Consultation – Retention & Destruction of Fingerprints & DNA in Northern Ireland issued by the Department of Justice.

11.4 Dogs (Amendment) Act (NI) 2011

Council NOTED receipt of a letter dated 23 March 2011 from Department of Agriculture and Rural Development regarding the above.

11.5 Fuel Poverty Coalition:

Council considered a letter dated 21 March 2011 from the Fuel Poverty Coalition inviting Council to sign up to the Northern Ireland Fuel Poverty Coalition Charter .

Council AGREED to add its name in support of the Northern Ireland Fuel Poverty Coalition Charter.

11.6 Proposed Revocation of Disabled Persons' Parking Bays at 27 and 38 Orritor Street, Cookstown

Council NOTED receipt of a letter dated 1 April 2011 from Roads Service regarding the above.

11.7 Consultation on Proposed Changes to the Learner and Restricted Driver Schemes and on Graduated Driver Licensing

Council considered the Consultation on Proposed Changes to the Learner and Restricted Driver Schemes and on Graduated Driver Licensing issued by the Department of the Environment.

Councillor Wilson stated that the proposals do not address night time driving.

It was AGREED that members would forward their comments on the Consultation to the Clerk/Chief Executive by Friday 15 April 2011 who would then prepare a response.

11.8 Gas Extraction & Electricity Generation

The Clerk/chief Executive tabled a report from Director of Operational Services regarding gas extraction and electricity generation at Magheraglass Landfill Site.

On the proposal of Councillor Clarke, seconded by Councillor Cassidy it was AGREED to adopt the report and recommendation of the Director of Operational Services to accept the revised income share proposal from Renewable Power Systems in relation to the utilisation of landfill gas at Magheraglass Landfill Site. Council also AGREED that Renewable Power Systems is instructed to proceed with the installation of the necessary electricity generation plant.

11.9 Proposal to Develop a Sub Regional Small Business Export Programme

The Clerk/Chief Executive tabled a report and recommendation from the Economic Development Manager regarding a Proposal to Develop a Sub Regional Small Business Export Programme between the following Council areas; Cookstown, Dungannon & South Tyrone, Magherafelt, Fermanagh and Omagh Councils.

On the proposal of Councillor Clarke, seconded by Councillor Quinn it was AGREED to participate in the programme.

11.10 Dates Meeting 2011/12

Council NOTED receipt of a list of dates of meetings for 2011/12.

12 TENDERS

12.1 Supply & Delivery of Willow Chip Field

Following an advertisement in the Belfast Telegraph on 17 March 2011 for the supply and delivery of wood chip fuel to Cookstown Leisure Centre for one year (with the option to extend this for a further year) one firm submitted a tender by the closing date on 31 March 2011. This was opened by the Chairman, Finance Officer

and Projects Officer.

Firms were asked to submit a price for supply and delivery of the wood chip either per kWh (Option A) or per tonne (Option B).

Option A

Firm	Price per kWh
Northern Bio Energy Ltd	£0.0295

Option B

Firm	Moisture Content %	Price per tonne £
Northern Bio Energy Ltd	15	109.50
	16	108.00
	17	106.50
	18	105.00
	19	103.50
	20	102.00
	21	100.50
	22	99.00
	23	97.50
	24	96.00
	25	94.50
	26	93.00
	27	91.50
	28	90.00
	29	88.50
	30	87.00

On the proposal of Councillor Wilson seconded by Councillor McGarvey it was AGREED to adopt the report and recommendation of the Director of Operational Services and to award the contract to Northern Bio Energy Ltd on the basis of Option A at a cost of £0.0295 per kWh.

Councillor Wilson also requested that a letter of sympathy is forwarded to the Cowan family on the recent death of Mr Jimmy Cowan.

12.2 Mid Ulster Sports Arena

The Clerk/Chief Executive reported to Council the history of the present project to develop a synthetic pitch on the site of an existing grass pitch at the MUSA complex.

Following the receipt of tenders last year there had been a delay due to funding implications following the Government's Comprehensive Spending Review. Tenderers were invited to review their offers and the council reconsidered Doran's report on the 8 February this year.

The tender was awarded to a preferred tenderer and during the prescribed period a number of questions were asked by unsuccessful tenderers. Following advice from solicitors, Doran Consulting has advised that the scheme is re-advertised and that fresh tenders are sought for consideration. Doran Consulting recommends that all existing tenderers are informed of the retendering process. Doran Consulting have advised that no additional advertising or assessment costs will be passed to the Council.

Members present expressed their dissatisfaction with Doran's management of the tender selection process to date but agreed to the recommendation and for the work to be re-advertised.

12.3 Mobile Tenders

Following an advertisement in the Belfast Telegraph five mobile tenders were received and assessed for the Council and SWARD contracts.

Council Proposal

Rank	Supplier	Cost
1	Connect (BT (Vodafone)	11244
2	Everything Everywhere	12176
3	BT (Vodafone)	17629
4	Barclay (O2)	21860
5	Vodafone	24884

SWARD Proposal

Rank	Supplier	Cost
1	BT (Vodafone)	1916
2	Connect BT (Vodafone)	2700
3	Everything Everywhere	3284
4	Vodafone	3584
5	Barclay (O2)	3840

Council AGREED to adopt the report and recommendation of the ICT Manager and to award the contract to Connect for the main Council account and to BT for the SWARD account..

The meeting ended at 7.55 p.m.

Chairman

Clerk/Chief Executive

Date

TABLED FOR INFORMATION

MINUTES

Southern Education & Library Board
- 9 February 2011

REPORTS

Northern Ireland Water
– Waterline Magazine Issue 71

International Fund for Ireland
– Annual Report & Accounts 2010