

Minutes of Meeting of Mid Ulster District Council held on Thursday 23 March 2017 in the Council Offices, Circular Road, Dungannon

Chair: Councillor Wilson, Chair

Members Present: Councillors Ashton, Buchanan, Burton, Clarke, Cuddy, Cuthbertson, Elattar (7.03pm), Forde, Gildernew, Glasgow, Kearney (7.05pm), McAleer, McFlynn, B McGuigan (7.03pm), McKinney, McNamee, Monteith, Mullen (7.05pm), Mulligan, M Quinn, T Quinn, Robinson, G Shiels and J Shiels

Officers in Attendance: Mr Tohill, Chief Executive
Mr Boomer, Planning Manager
Ms Campbell, Director of Culture and Leisure
Ms Canavan, Director of Organisational Development
Mr Cassells, Director of Environment and Property
Mrs Forde, Member Support Officer
Mr Kelso, Director of Public Health and Infrastructure
Mr McCreesh, Director of Business and Communities
Ms Mezza, Head of Marketing and Communications
Mr Moffett, Head of Democratic Services
Mr JJ Tohill, Director of Finance
Ms Totten, Community Planning Officer

The meeting commenced at 7pm

C49/17 Apologies

Councillors Bateson, Bell, Doris, Gillespie, Mallaghan, McEldowney, McGinley, S McGuigan, McLean, McPeake Molloy, C O'Neill, J O'Neill, Reid and Totten

C50/17 Declarations of Interest

The Chair reminded Members of their responsibility with regard to declarations of interest.

C51/17 Chair's Business

Councillor Cuthbertson stated that he felt it was proper to make mention of the terror attack in Westminster when two pedestrians were murdered, a policeman PC Keith Palmer had been stabbed to death and 40 people had been injured. He recalled that Northern Ireland had suffered from terrorist attacks on democracy in the past which included the murder of Members of Parliament and stated that thoughts and prayers were with those affected.

Matters for Decision

C52/17 Receive and consider minutes of matters transacted in “Open Business” at the Special Development Committee meeting held on Tuesday 21 February 2017

Proposed by Councillor T Quinn
Seconded by Councillor Clarke and

Resolved That the Minutes of the Special Meeting of the Development Committee held on Tuesday 21 February 2017 (SD01/17 – SD8//17), transacted in “Open Business”

C53/17 Receive and consider minutes of matters transacted in “Open Business” at the Council meeting held on Thursday 23 February 2017

Proposed by Councillor Cuddy
Seconded by Councillor Buchanan and

Resolved That the Minutes of the Meeting of the Council held on Thursday 23 February 2017(C25/17 – C39/17 and C48/17), transacted in “Open Business” having been printed and circulated were considered and signed as accurate and correct.

C54/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Planning meeting held on Tuesday 7 March 2017

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That the Minutes and recommendations of the Planning Committee meeting held on Tuesday 7 March 2017 (P027/17 – P037/17 and P042/17) transacted in “Open Business”, having been printed and circulated, subject to the foregoing, were considered and signed as accurate and correct.

C55/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Policy and Resources Committee meeting held on Thursday 9 March 2017

Proposed by Councillor Gildernew
Seconded by Councillor Cuddy and

Resolved That the Minutes and recommendations of the Policy and Resources Committee meeting held on Thursday 9 March 2017 (PR037/17 – PR051/17 and PR064/17) transacted in “Open Business”, having been printed and circulated, were considered and adopted.

Councillors Elattar and B McGuigan entered the meeting at 7.03pm

C56/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Environment Committee held on Tuesday 14 March 2017

Councillor Glasgow referred to item E066/17 and enquired if further options had been explored. In response the Director of Public Health and Infrastructure advised that he had been in contact with the developer and options would be presented to the April Environment Committee.

Councillor Glasgow mentioned his proposal at the Committee to name the development Castle Manor and referred to the decision of the committee which stated that the Officer would seek further naming options for the development off Castle Road, Cookstown and that they would be brought to the Council meeting for decision.

Proposed by Councillor Glasgow
Seconded by Councillor Burton

That the development at off Castle Road, Cookstown be named Castle Manor.

Councillor McNamee stated that Council had decided to go back to the developer at the Committee meeting and thus if the developer was happy to wait until the date of the next meeting Council should do this.

Councillor Mullen arrived at 7.05pm

Councillor Glasgow emphasised that this was the second if not third attempt to name the development and referred to point 9 of the street naming policy which permitted Council to name the development. He further advised that the name proposed had links to Castle Road.

The Chair, Councillor Wilson confirmed that three options for names had been received from the developer earlier in the day.

The Director of Public Health and Infrastructure advised that the options received from the developer were

- (i) Thornhill Grange;
- (ii) Millstone Meadow; and
- (iii) Beech Tree Grove.

The Chair stated that he was familiar with the area but could see no link between it and the options aforementioned.

Councillor Kearney entered the meeting at 7.06pm

The Chair, Councillor Wilson called for a vote on Councillor Glasgow's proposal to name the development 'Castle Manor'.

For	13
Against	12

Resolved That the development at Castle Road Cookstown be named 'Castle Manor'.

Councillor Cuthbertson sought an update on item E0060/17 Chair's Business under which he had raised an issue regarding a development at Tamnamore where someone had cut down up to 25 trees which the legacy Council had planted. The Council sought clarity as to whether or not permission had been sought from Council for the removal of the trees. The Director of Environment and Property advised he had visited the site and quoting the minimum visibility of sight lines at 90 meters either side and 1.8 meters back for a single development he maintained that all of the trees removed had been within sight lines. The Director further clarified that he was not aware of any approach to Council regarding the removal of the trees and stated that as far as he was aware the land was not owned by Council but formed part of the road verge.

Councillor Cuthbertson stated that it was very disappointing that no approach had been made to Council regarding the removal of the trees, he emphasised that the legacy Council of Dungannon had planted the trees and during that era when he had spoken to Transport NI with regard to pruning of a tree they had referred him back to Council. The Councillor expressed concern that 25 trees had disappeared over night with no attempt to replace them and it was disappointing that Council were sitting back and allowing this to happen. He further emphasised that if the matter had been discussed with Council replanting negotiations could have taken place. The Chair, Councillor Wilson concurred stating that it was his understanding if trees were being removed by a developer it was normal practise to plant replacements.

Resolved That the Minutes and recommendations of the Environment Committee meeting held on Tuesday 14 March 2017 (E058/17 – E076/17 and E083/17) transacted in "Open Business", having been printed and circulated, were considered and adopted.

C57/17 Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Development Committee held on Wednesday 15 March 2017

Councillor Ashton advised she had attended the Development Committee and requested that a declaration of interest be recorded for her in relation to Aughnacloy College.

In response to Councillor J Shiels query regarding the working group in relation to Brexit the Director of Business and Communities advised that the initial work would

be carried out by an officer working team from both Councils and Elected Members would be in attendance at both seminars and conferences.

Proposed by Councillor T Quinn
Seconded by Councillor J Shiels and

Resolved: That the Minutes and recommendations of the Development Committee meeting held on Wednesday 15 March 2017 (D044/17–D068/17 and D071/17) transacted in “Open Business”, having been printed and circulated, subject to the foregoing, were considered and adopted.

C58/17 Conferences and Seminars

The Head of Democratic Services referred to details of the undernoted conferences and sought approval for the attendance of Members and Council officers outlined in the report, the payment of attendance fees and associated costs as incurred.

- (i) NFLA – Brexit, RHI and Mayors for Peace: issues for Local Authorities in Northern Ireland and the Republic of Ireland
 - 10.30am – 1.15pm Friday 24 March, Council Offices, O’Hagan House, Newry
- (ii) NILGA – Foundations for Innovation – Towards Digital Local Government
 - 9.30am – 4.00on Tuesday 25 April 2017, Craigavon Civic Centre, Craigavon
- (iii) The Journal of Neighbourhood Revitalization, ‘Rural Revitalization’ at Dublin
 - Friday 26th May 2017, Dublin
- (iv) Somme Association – Provisional Plan for Battlefield Tour
 - Tuesday 6th June – Friday 9th June 2017

Councillor Cuddy registered an interest in attending.

- (v) PFNI: The future for healthcare in Northern Ireland: implementing the *Delivering Together* recommendations
 - *Timing: Morning, Wednesday, 28th June 2017, Belfast*
- (vi) Thomas D’Arcy McGee Summer School
 - 21-23 August 2017, Carlingford, Co Louth
- (vii) Officer Approvals

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fees (Yes/No)
Arts Marketing Association Conference	25-27 July	1 Culture & Leisure 1 Comms & Marketing	Belfast	£391=+vat
Foundation for Innovation Towards Digital Local Government	25 th April	2	Belfast	NILGA Event
Sports Safety Conference	24 th March	1	Belfast	Free
CIWN Spring Conference & Exhibition	29 th March	3	Belfast	Free

- Retrospective Approval

Conference & Seminar	Date	No. of Attendees	Location	Attendance
Development Trust NI Annual Conference 2017	23 rd March	1	Belfast	£55

Proposed by Councillor Glasgow
Seconded by Councillor Forde and

Resolved: That the attendance of Members and officers, the payment of attendance fees and associated costs as incurred be approved, as required for attending Members and officers.

Councillor Kearney declared an interest in St Mary's College, Maghera where he serves on the Board of Governors.

C59/17 Consideration of Requests for Civic Recognition

The Chair, Councillor Wilson drew attention to the previously circulated report and sought approval for civic recognition requests for those groups and individuals listed in line with council Receptions Policy.

Proposed by Councillor M Quinn
Seconded by Councillor Forde and

Resolved That approval be given to submitted requests for civic recognition.

C60/17 Response to Department of Housing, Planning, Community and Local Government on National Planning Framework – Issues and Choices Consultation

The Planning Manager drew Members attention to the previously circulated report and draft response to the consultation by Department of Housing, Planning, Community and Local Government on National Planning Framework regarding Issues and Choices Consultation

Proposed by Councillor Robinson
Seconded by Councillor Burton and

Resolved That Council forward the response to Department of Housing, Planning, Community and Local Government on National Planning Framework regarding Issues and Choices Consultation

C61/17 Community Planning Mid Ulster

The Director of Business and Communities drew attention to the previously circulated report regarding the community plan and sought approval to

- (i) Agree the Final Mid Ulster Community Plan;
- (ii) Agree representation of Members on the Community Planning Governance Structure as detailed within the report;
- (iii) Note the Strategic Environment Assessment, Equality and Habitats Assessment Screenings carried out on the Community Plan.

With regard to the governance structure the Director of Business and Communities outlined that the working group would consist of ten elected Members and out of this ten there would be two Members selected to sit on the thematic groups whose task was to realise the plan. He advised that twice a year all stakeholders would meet to discuss the community plan and confirmed that the Chair of Council would be representative on the Board. In response to Councillor Ashton's question the Director confirmed that the ten Members would be made up of 5 Sinn Féin, 2 DUP, 2 UUP and 1 SDLP. He clarified that meetings would have to take place during the day in order to accommodate various Department Officials who only worked within a 9-5pm framework. He advised that the meetings would be serviced by Council, would have a strict agenda template and should not exceed two hours.

Proposed by Gildernew
Seconded by B McGuigan

Resolved That approval be granted to the

- (i) Final Mid Ulster Community Plan;
- (ii) Representation of ten Members (5 Sinn Féin, 2 DUP, 2 UUP, 1 SDLP) on the Community Planning Governance Structure as detailed within the report approved

- (iii) Strategic Environment Assessment, Equality and Habitats Assessment Screenings carried out on the Community Plan approved

Matters for Information

C62/17 Consultations notified to Mid Ulster District Council

The previously circulated paper on consultations notified to Mid Ulster District Council was noted.

C63/17 Correspondence

The previously circulated paper on correspondence to Council was noted.

Resolved: That the correspondence contained within the previously circulated report was noted.

Confidential Business

Proposed by Councillor J Shiels
Seconded by Councillor Burton and

Resolved: That items C64/17 – C69/17 be taken as confidential business.

Community Planning Officer left the meeting at 7.18pm

C/17 Duration of Meeting

The meeting was called for 7pm and ended at 8.05pm

CHAIR _____

DATE _____