

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 11 September 2012.

Present: T Quinn, Chairman

Councillors: Clarke, Glasgow MBE, Kelly, Lees, Mallaghan, Mayo, McAleer, McCartney, McCrea, McElhone, McFlynn, McGarvey, McIvor, McNamee, Wilson

Officers: Chief Executive (Acting)
Director of Corporate Services
Clerical Officer

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

1 APOLOGIES

There were no apologies.

2 MINUTES OF STATUTORY MEETING – 10 JULY 2012

The Minutes of the STATUTORY meeting held on 10 July 2012, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor McNamee.

3 MATTERS ARISING

3.1 Paralympics Event MUSA 25 August 2012

The Chairman referred to the Paralympics Event held at MUSA on 25 August 2012 and stated that the occasion had been a great success and congratulated all those who had helped arrange the event and the participants.

Councillor McCrea proposed that a letter of appreciation is forwarded to the Ambassadors of the Paralympics.

4 MINUTES OF AUDIT RISK & GOVERNANCE MEETING – 25 JUNE 2012

The Minutes of the Audit Risk & Governance meeting held on 25 June 2012, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Clarke and seconded by Councillor McElhone.

5 PLANNING MATTERS

5.1 Schedule

Submitted schedule dated 14 August 2012 and 11 September 2012 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.

NEW APPLICATIONS

Ref No	Applicant	Development
I/11/0193/F	J Campbell 320m S 34 Drumard Road Ardboe	Wind Turbine

The Senior Planning Officer agreed to an office meeting.

Councillors Mayo, McAleer, McFlynn, McIvor

I/12/0183/F	B&G Hutton 100m SE 3 Lindsayville Road Tullyhogue	Dwelling
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The Senior Planning Officer agreed to an office meeting.

Councillor McNamee

I/12/0203/F	S Forsythe 10 Riverview Moneymore	Retention
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The Senior Planning Officer agreed to defer this application.

I/12/0222/O K forsythe Dwelling
44 Cookstown Road
Moneymore

The Senior Planning Officer agreed to an office meeting.

Councillor Wilson

I/12/0250/F B Quinn Garage
Rear
20 Mourne view
Carnan

The Senior Planning Officer agreed to defer this applicaton.

DEFERRED SCHEDULE

I/11/0362/O S McGuckin Dwelling
Rear
104 Kilmascally Road
Ardboe

The Senior Planning Officer agreed to defer this application.

I/11/0383/F J Ferguson Retention
69 Sherrigrim Road
Stewartstown

The Senior Planning Officer agreed to hold this application.

I/11/0492/A R McGarvey Sign
135m NE
31 Springhill Road
Moneymore

The Senior Planning Officer agreed to defer this application.

**5.2 The Planning (NI) Order 1991
Appeal Against Enforcement Notice Issued on 17 July 2012
Victoria Campbell, Alleged Siting of a Modular Dwelling at 30m
NE of 64 Ballinderry Bridge Road, Lanaglug**

Council NOTED receipt of a letter dated 9 August 2012 from PAC regarding the above.

6 CONSULTATIONS

**6.1 The Goods Vehicle (Licensing of Operators) Act (NI) 2010
Statutory Objectors**

Council NOTED receipt of a letter and Template for Making Objections dated 3 July 2012 from the DoE Transport Regulations Unit regarding the above.

6.2 Local Government Reform Policy Proposals

Council NOTED receipt of an email and Local Government Reform Policy Proposals dated 19 July 2012 from DoE regarding the Department's response to the consultation on the Local Government Reform Policy Proposals.

**6.3 Consultation on Proposals to Amend the Energy Performance
of Buildings (Certificates & Inspection) Regulations (NI) 2008**

Council considered a letter dated 20 July 2012 and Consultation on Proposals to Amend the Energy Performance of Buildings (Certificates & Inspection) Regulations (NI) 2008.

This matter was referred to the Director of Building Control to prepare a draft response.

**6.4 Consultation – A Review of the Local Government Staff
Commission**

Council considered a letter dated 23 July 2012 and Consultation A Review of the Local Government Staff Commission.

This matter was referred to the Human Resource Department to prepare a response.

6.5 Consultation on Statutory Biosecurity Guidance for Brucellosis

Council NOTED receipt of a letter dated 16 July 2012 and Consultation on Statutory Biosecurity Guidance for Brucellosis.

6.6 Application to Register the Name Irish Salmon As A Product for Protected Geographical Indication (PGI) Under the EU Protected Food Name (PFN) Scheme

Council NOTED receipt of a letter dated 16 July 2012 regarding the above.

6.7 Criminal Justice Community Engagement Event Friday 21 September 2012

Council NOTED receipt of a letter dated 6 August 2012 from Department of Justice regarding the above.

6.8 Public Consultation on the Road Traffic (Drink Driving) (Amendment) Bill and Additional Measures to Tackle Drink and Drug Driving in Northern Ireland

Council NOTED receipt of a letter dated 10 July 2012 and Consultation on the Road Traffic (Drink Driving) (Amendment) Bill and Additional Measures to Tackle Drink and Drug Driving in Northern Ireland from the DoE regarding the above.

6.9 Consultation on the Introduction of Electricity Distribution Licensing Exemptions and the Imposition of Obligations on Licence Exempt Distributors and Suppliers

Council NOTED receipt of a letter dated 9 July 2012 and on the Consultation Introduction of Electricity Distribution Licensing Exemptions and the Imposition of Obligations on Licence Exempt Distributors and Suppliers from the Department of Enterprise, Trade & Investment regarding the above .

6.10 Consultation on Revised Procedure for Energy Licence Modifications & Appeals

Council NOTED receipt of a letter dated 9 July 2012 and on the Consultation on Revised Procedure for Energy Licence Modifications

& Appeals from the Department of Enterprise, Trade & Investment regarding the above.

6.11 Consultation on Amending the Waste Regulations (NI) 2011

Council considered a letter dated 6 July 2012 and on the Consultation on Amending the Waste Regulations (NI) 2011 from the Department of Environment regarding the above.

This matter was referred to the Director of Operational Services to prepare a draft response.

6.12 Consultation on Proposals to Extend Mental Capacity Legislation to the Criminal Justice System in Northern Ireland & Implications for Mental Health Powers

Council NOTED receipt of a letter dated 9 July 2012 and on the Consultation on Proposals to Extend Mental Capacity Legislation to the Criminal Justice System in Northern Ireland & Implications for Mental Health Powers from the Department of Justice regarding the above.

6.13 Working Arrangements for the Welfare and Protection of Adult Victims of Human Trafficking

Council NOTED receipt of a letter dated 6 July 2012 and Working Arrangements for the Welfare and Protection of Adult Victims of Human Trafficking from the Department of Justice regarding the above.

7 NOMINATIONS

7.1 NILGA Executive Committee Membership

On the proposal for Councillor McNamee, seconded by Councillor McElhone it was AGREED that Councillor Clarke would represent Cookstown District Council on the NILGA Executive.

8 SEMINARS & CONFERENCES

8.1 Guide to Finance and Rating

Council AGREED to the attendance of Councillors Glasgow and Quinn at the Guide to Finance and Rating Event to be held on

Monday 17 September 2012 in the Glenavon Hotel, Cookstown, organised by IRRV Northern Ireland.

8.2 Tidy Northern Ireland Conference

Council NOTED the Tidy Northern Ireland Conference to be held on Wednesday 24 October 2012 in the Glenavon Hotel, Cookstown organised by Tidy Northern Ireland.

8.3 Fit & Well Consultation Event

Council NOTED the Fit & Well Consultation Event to be held on Thursday 27 September 2012 in Craigavon Civic Centre organised by DHSS&PS and NILGA.

8.4 Gala Launch Dinner

Council AGREED to the attendance of 4 members at the Gala Launch Dinner to be held on Saturday 6 October 2012 in the Hilton Hotel, Belfast organised by AA Veterans Support at a cost of £50 per ticket.

9 TENDERS

9.1 Provision of Legionella Control Management Programme

Following public advertisement in the Belfast Telegraph on 27 July 2012 eight tenders were received by the return date for the provision of a Legionella Control Management Programme.

Company	Price
Chemical Treatment Services Ltd 19 Harbour Court, 9 Heron Road, Belfast	£7,090.00
Coral Environmental 92/94 York Road, Belfast	£10,510.00
Healthy Buildings International Ravenhill Business Park, Ravenhill Road, Belfast	£10,584.94
Precision Industrial Services Ltd 28 Campsie Ind Estate, McLean Road, Londonderry	£11,874.00
Clearwater Technology Ltd Venture Court, Queens Meadow Business Park, Hartlepool	£14,693.00

OHS Ltd	£16,706.00
11/17 Campus road, Bradford	
Britewater	£16,745.00
Gortnalee, Belleek, Enniskillen	
Biochemical UK Ltd	£20,701.00
Venture Court, Queens Meadow Business Park,	
Hartlepool	

Following assessment by Senior Technical Officer, Health & Safety Manager and Technical Officer four firms were excluded in the first stage of the assessment as they did not meet all of the minimum mandatory criteria. The firms excluded were Chemical Treatment Services Ltd, Precision industrial Services Ltd, Britewater and Biochemical UK Ltd.

On the proposal of Councillor McCrea, seconded by Councillor Wilson Council AGREED to adopt the report and recommendation of the Director of Operational Services and to award the tender to Healthy Buildings International which obtained the highest evaluation score at a cost of £10,584.00 per annum for a two year period with an option of a further two 1 year periods.

9.2 Supply & Erection of Fencing in Pomeroy

Following public advertisement in the Belfast Telegraph on 31 August 2012 eleven tenders were received by the return date for the Supply & Erection of Fencing in Pomeroy

Company	Total Cost
J N Cummins	£24,288.00
Mayfield, Cashel	
NK Fencing Ltd	£25,976.63
40 Trailcock Road, Carrickfergus	
O'Neill Fencing Ltd	£26,851.00
.3 Lisbunny Road, Conemana, Strabane	
IL Contracts	£27,444.00
2 Magheraglass Road, Cookstown	
Kanes Construction Ltd	£28,678.00
26 Dernanaught Road, Galbally, Dungannon	
McCallan Bros Ltd	£28,684.91
57 Quarry Road, Carrickmore	

RS Greer (Contracts)	£29,622.65
15 Lime Kiln Lane, Cookstown	
TD McKane & Son	£31,853.00
35 Ednagee Road, Castlederg	
R&M Greenkeepers Ltd	£31,940.00
Unit 1 Kilcronagh Business Park, Cookstown	
Patrick Bradley Ltd	£38,527.79
Craigall Quarry, Kilrea	
Barahaven Construction Ltd	£53,151.00
194 Washingbay Road, Coalisland	

Following assessment by Projects Officer, Technical Officer and Technical Assistant eight firms were excluded in the first stage of the assessment as they did not meet all of the minimum mandatory criteria. The firms excluded were:

O'Neill Fencing Ltd
 IL Contracts
 Kanes Construction Ltd
 McCallan Bros Ltd
 RS Greer (Contracts)
 TD McKane & Son
 Patrick Bradley Ltd
 Barahaven Construction Ltd

On the proposal of Councillor McGarvey, seconded by Councillor Clarke Council AGREED to adopt the report and recommendation of the Director of Operational Services and to award the tender to JN Cummins which obtained the highest evaluation score at a cost of £24,288.00.

9.3 Supply & Installation of Lighting Systems in Ardboe

Following public advertisement in the Belfast Telegraph on 10 August 2012 four tenders were received by the return date for the Supply & Installation of Lighting Systems in Ardboe

Company	Total Cost
Rea Sounds	£18,819.20
57 Drum Road, Cookstown	
Absolute Technologies	£24,144.82

29 Ballymena Business Centre, Fenaghy Road Ballymena	
Barahaven Constructions	£25,374.00
194 Washingbay Road, Dungannon	
Scotts Electrical Services	£26,925.00
Unit C2, 20 Heron Road, Belfast	

Following assessment by Projects Officer, Technical Officer and Technical Assistant two firms were excluded in the first stage of the assessment as they did not meet all of the minimum mandatory criteria. The firms excluded were:

Absolute Technologies
Scotts Electrical Services

On the proposal of Councillor McNamee, seconded by Councillor Mayo Council AGREED to adopt the report and recommendation of the Director of Operational Services and to award the tender to Rea Sound which obtained the highest evaluation score at a cost of £18,819.20.

10 NOTICES OF MOTION

10.1 To consider the following Notice of Motion in the names of Councillors McCrea, Lee and McCartney

Following the excellent achievements of Ballybriest Pipe band in winning the World Pipe Band Championships in Grade 3B and Tullylagan Pipe band in getting second place in the World Pipe Band Championships at Grade 4A and call on the Council to recognize these achievements in the most appropriate way.

Council unanimously AGREED to adopt the Notice of Motion.

11 ANY OTHER BUSINESS

11.1 Thrills on the Hills Event

Councillor Mallaghan thanked the Council for its contribution towards the event Thrills on the Hills which had been a great success.

The meeting ended at 7.30 p.m.

Chairman

Clerk/Chief Executive

Date

TABLED FOR INFORMATION

MINUTES

Policing & Community Safety Partnership Policing Committee
Minutes 26 July 2012

REPORTS

Charity Commission
Annual Report & Accounts 2011/2012

Heritage Lottery Fund
Strategic Framework 2013/2018

Housing Executive
- Rural Review 2009/2012 Case Studies

Invest Northern Ireland
Report Vulnerable Witnesses in Civil Proceedings

Translink
Annual Review 2011/2012

Sustran
Annual Review 2011