

# COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 11 January 2011.

**Present:** J McNamee, Chairman

**Councillors:** Cassidy, Clarke, Glasgow MBE, Greer, Lees, McAleer, McCartney, McCrea, McFlynn, McGarvey, McIvor, McNamee, Molloy, Wilson

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

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

## 1 APOLOGIES

An apology was received on behalf of Councillor Baker.

## 2 CONDOLOCENCES

At the outset of the meeting the Chairman offered condolences on behalf of the Council to the members of the Harte and McAreavey families on the recent murder of Michaela McAreavey while on honeymoon in Mauritius. Michaela McAreavey was the daughter of GAA team manager Mickey

Members from all the political parties offered their condolences.

The Chairman advised members that a Book of Condolence will be opened in the Burnavon Centre on Wednesday 12 January at 12 noon.

Councillor Wilson also offered condolences on behalf of the Council to the members of the Cahoon family on the recent death of Marina Cahoon.

Members stood for a moment's silence as a mark of respect to the bereaved families.

### **3 MINUTES OF STATUTORY MEETING – 14 DECEMBER 2010**

The Minutes of the STATUTORY meeting held on 14 December 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy, seconded by Councillor McAleer.

### **4 MATTERS ARISING**

#### **4.1 Renewal of Licence**

The Clerk/Chief Executive confirmed that he had spoken with Councillor McGarvey regarding his comment about the renewal of an entertainment licence and was satisfied that no further action was required.

#### **4.2 Planning Matters**

The Clerk/Chief Executive advised members that the meeting to consider the guidelines for permitting deferrals and office meetings would be arranged for the end of January/early February.

### **5 MINUTES OF SPORTS & LEISURE COMMITTEE – 21 DECEMBER 2010**

The Minutes of the SPORTS & LEISURE COMMITTEE meeting held on 21 December 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey, seconded by Councillor Molloy

### **6 MINUTES OF POLICY RESOURCES & SERVICES COMMITTEE – 21 DECEMBER 2010**

The Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 21 December 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Quinn, seconded by Councillor Clarke.

### **7 MINUTES OF AUDIT & RISK COMMITTEE – 13 DECEMBER 2010**

The Minutes of the AUDIT & RISK COMMITTEE meeting held on 13 December 2010, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Wilson, seconded by Councillor Clarke.

## 8 PLANNING MATTERS

### 8.1 Schedule

Submitted schedule dated 11 January 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/10/0409/F	P Murphy 120m NE 98 Sluggan Road Pomeroy	Dwelling

**The Senior Planning Officer agreed to defer this application for 1 month.**

I/10/0437/F	F McCusker 100m NW 29 Ballygillen Road Coagh	Retention
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**The Senior Planning Officer agreed to defer this application for 1 month.**

I/10/0471/O	N McReynolds Opposite 52 Ballynargan Road Stewartstown	Dwelling
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**The Senior Planning Officer agreed to defer this application for 7 days.**

I/10/0473/O	W Erskine Adjacent to 4 Glenarny Road Cookstown	Dwelling
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**The Senior Planning Officer agreed to defer this application for**

**7 days.**

I/10/0481/F	T Ferguson 127 Ballymaguirel Road Stewartstown	Change of use
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**The Senior Planning Officer agreed to defer this application for 7 days.**

**Applications Deferred from Previous Meetings**

1/09/0599/F	P McGuckin 90m NW 98 Ballinderry Bridge Road Coagh	Dwelling
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**The Senior Planning Officer agreed to defer this application for 7 days.**

I/09/0601/ F	S D McCord 100m W 51 Sandholes Road Cookstown	Dwelling
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**The Senior Planning Officer agreed to defer this application for one month.**

I/09/0610/F	CC Eastwood 39 Pomeroy Road Ballygroogan Cookstown	Dwelling
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**The Senior Planning Officer agreed to defer this application for 7 days.**

I/10/0144/F	J & M O'Hagan 75m SW 172 Ardboe Road Coagh	Dwelling
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**The Senior Planning Officer agreed to defer this application for 7 days.**

## **8.2 Department of the Environment – Operational Planning Procedures**

Council considered a letter dated 14 December 2010 from Ian Maye, Chief Executive, Planning & Local Government Group, regarding a recent change in operational planning procedures.

Members AGREED to defer this matter to the Policy Resources & Services meeting on 25 January 2011.

## **8.3 Planning Bill Consultation Event for Local Government**

Members AGREED to the attendance of Councillors Cassidy, Clarke, Glasgow, McAleer, Quinn, Clerk/Chief Executive and Director of Environmental Health at the Planning Bill Consultation event organised by NILGA, to be held on Tuesday 18 January 2011, in the Glenavon House Hotel, Cookstown.

# **9 CONSULTATIONS**

## **9.1 The Electoral Office for Northern Ireland**

The Chairman welcomed Ms Mandy Hassan and Ms Annette McConkey of the Electoral Officer for Northern Ireland to the meeting.

Ms McConkey gave a presentation on continuous registration, electoral identity card and absent votes. Ms McConkey highlighted the changes in registration from the last elections and the benefits of registration.

Members agreed with Ms McConkey of the benefits of giving presentations to schools in the area but also requested that consideration is given to delivering a presentation at the Burnavon Centre for the attendance of the wider community.

It was agreed that Council would write to the Electoral Office requesting a presentation at the Burnavon Centre.

The Chairman thanked Ms McConkey and Ms Hassan for their attendance.

## **9.2 Local Government Elections**

Council NOTED receipt of a letter dated 21 December 2010 from The Electoral Officer for Northern Ireland regarding matters relating to the Local Government elections in May 2011.

## **9.3 The Royal British Legion Northern Ireland District – Anniversary Celebration Event**

Council considered a letter dated 1 December 2010 from The Royal British Legion, regarding support and assistance with the Royal British Legion 90<sup>th</sup> Anniversary Celebration Event to be held on Saturday 4 June 2011.

Council AGREED that members of The Royal British Legion are invited to a future Senior Management Team meeting to further this matter.

## **9.4 NILGA – Agriculture & Rural Development Group – Welfare of Animals Bill**

Council considered a letter dated 10 December 2010 from Alan Burke, NILGA, Agriculture & Rural Development Group, regarding an update on the Welfare of Animals Bill.

Council NOTED that this matter will be further discussed by the Assembly and that Councils will be further consulted with.

## **9.5 Department of the Environment Road Safety and Vehicle Regulation Division – Proposed Passenger and Goods Vehicles (Community Recording Equipment Regulation) Regulations (Ni) (2011) giving effect to EC Regulations to enable installation of digital tachographs on light vehicles.**

Council NOTED receipt of a letter dated 14 December 2010 from DOE regarding the above.

## 10 TENDERS

### 10.1 32 TONNE REAR LOADING HOOKLIFT VEHICLE.

An advertisement to tender was placed in the Belfast Telegraph, on 10 December 2010 four tenders were received by the closing date of 5 January 2011. These were opened and initialled by the Chairman, Director of Operational Services Finance Assistant. Details of tenders received are as follows

<b>Company</b>	<b>Cost Ex VAT</b>
NI Trucks Ltd 3 Mallusk Road, Newtownabbey	£84,960.80
NI Trucks Ltd 3 Mallusk Road, Newtownabbey	£86,627.80
Kearns & Murtagh Ltd Cecil Street, Newry	£89,755.00
TBF Thompson (Garvagh) Ltd 6/10 Killyvalley Road, Garvagh	£104,453.00

On the proposal of Councillor Wilson, seconded by Councillor Greer the Committee RECOMMENDED that the report of the Director of Operational Services is ACCEPTED and that an order is placed for an Iveco Trakker with Hyvalift hooklift gear and Transcover Autocover sheeting system is placed with NI Trucks Ltd. at a total cost of £86,627.80 plus VAT.

## **10.2 15 NO. HOOK LIFT ROLL-ON / ROLL-OFF CONTAINERS**

An advertisement to tender was placed in the Belfast Telegraph, on 10 December 2010 six tenders were received by the closing date of 5 January 2011. These were opened and initialled by the Chairman, Director of Operational Services Finance Assistant. Details of tenders received are as follows

<b>Company</b>	<b>Cost Ex VAT</b>
Kidd Commercials 3 Church Lane, Moira road, Lisburn	£50,720.00
Gileskips Richard Street, Darlaston	£56,915.00
Sperrin Engineering 72 Tulnacross Road, Cookstown	£61,900.00
NUMAC Waste Systems Ltd Templehill Road, Newry	£62,450.00
Dowie Engineering 65 Craignagreeragh Road, Ahoghill	£64,666.00
Premier Bodies Ltd Colliery Road, St Martins, Oswestry, Shropshire	£81,510.00

On the proposal of Councillor Wilson, seconded by Councillor Greer the Committee RECOMMENDED that the report of the Director of Operational Services is ACCEPTED and that the tender is awarded to Kidd Commercials for the supply and delivery of 15 number containers at a total cost of £50,720.00 plus VAT.

## **11 LAND & PROPERTY**

### **11.1 Vesting of Land at Cabin Wood**

On the proposal of Councillor McGarvey, seconded by Councillor Cassidy Council AGREED to the vesting of land to develop an access road at Cabin Wood.



## 12 RESOLUTIONS FROM COUNCILS AND OTHER BODIES

### Council considered the undernoted Resolution:-

- 12.1** North Down Borough Council – Proposals to close the Coastguard Co-ordination Centre at Bregenz House.

Councillor Wilson advised members of his concern at the decision to close the Coastguard Co-ordination Centre at Bregenz House agreeing with the resolution that lives could be put at risk.

Council AGREED to support this resolution

## 13 NOTICE OF MOTION

- 13.1** To consider the following Notice of Motion in names Wilson, Glasgow, Greer

*"That this Council views with concern the apparent lack of a proper contingency plan by Northern Ireland Water to deal with the water crisis over the Christmas and New Year period. That the Council seeks an urgent meeting with Northern Ireland Water to consider its response to the breakdown in service within the Council area. Also that this Council thanks its Officials for initiating the urgent action and providing emergency water supplies for all at the local level"*

Councillor Wilson proposed the Motion and highlighted the totally inadequate response of Northern Ireland Water to the emergency in the Cookstown District which had been one of the most affected areas. He stressed the lack of an acceptable communication strategy and requested that representatives from Northern Ireland Water are invited to a future meeting of Council so that the issues could be discussed and hopefully resolutions found for the future.

Councillor Wilson went on to praise the efforts of Council staff who had provided an excellent service in trying conditions. He also praised the role of the Health Trusts and other voluntary groups like St Vincent de Paul and Age Concern. He reserved special thanks for the assistance provided by Dale Farm from its local site on the Moneymore Road. Dale Farm had provided an articulated tanker and free water to the Council for distribution.

Members also stated that the recent article in the local media regarding the Chamber of Commerce's critical comments on Council's performance regarding the salting of footpaths was one sided and that Council would have welcomed the opportunity to put its side prior to the article going to print.

Council AGREED unanimously to adopt the Notice of Motion but that the meeting should take place with Northern Ireland Water representatives once the review of the response by Northern Ireland Water had been completed.

The meeting ended at 8.10 p.m.

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Chairman

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Clerk/Chief Executive

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Date

## **TABLED FOR INFORMATION**

### **Minutes**

### **REPORTS**

Community Relations Council – Shared Space  
– Issue 10 November 2010

Equality Commission for Northern Ireland  
– Monitoring Report No 20 summary of Monitoring Returns 2009

Royal National Institute for the Blind People  
- Lost for Words