

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **POLICY RESOURCES & SERVICES COMMITTEE MEETING** of the Council held in the Council Chamber on Tuesday 22 January 2013

Present: S Glasgow, Chairman

Councillors: Clarke, Kelly, Lees, Mayo, McAleer, McCartney, McCrea, McElhone, McGarvey, McFlynn, Quinn, Wilson

Officers
Director of Corporate Services
Director of Building Control
Director of Environmental Health
Director of Operational Services
Clerk's Secretary

1 APOLOGIES

Apologies were received from Councillors Lees, Mallaghan, Mayo, McCrea, and McIvor.

2 DECLARATIONS OF INTEREST

There were no declarations of interest.

3 REPORT OF DIRECTOR OF BUILDING CONTROL

A copy of the above report had been previously circulated. The Committee adopted the report.

3.1 Licensing of Places of Entertainment

- 30 M Hughes, Brewery Lane Bar, 58 William Street, Cookstown
- 31 R Mulgrew, Cartwheel Bar, 25 James Street, Cookstown
- 35 SR Leisure (NI) Ltd, Clubland & Blackhorse Bar, 21/23 Molesworth Street, Cookstown
- 63 B heron, Evergreen Social Club, 27 Moss Road, Cookstown
- 75 W Dallas, Coagh United Football Club, 11 Ballinderry Bridge Road, Coagh
- 94 Kilmegan Ltd, Moe's, 86 Chapel Street, Cookstown
- 98 E Wilkinson, Harry's Bar & Lounge, 3 Ballyneil Road, Ballyronan
- 113 P Lagan, Dew Drop, 50 Main Street, Pomeroy

- 141 M Devlin, Marina Centre, 135A Shore Road, Ballyronan
- 146 N Murphy, Murphy's Bar, 64/66 Main Street, Pomeroy
- 151 A Martin, Tullylagan Country House Hotel, 14B Tullylagan Road, Cookstown
- 155 Time Bar Venue, 40/42 James Street, Cookstown
- 157 S Donnelly, Bridge Bar, 86 Ballinderry Bridge Road, Coagh
- 158 O Mulligan, Mulligans, 33 Chapel Street, Cookstown
- 160 P Donnelly, St Patrick's Hall, 137 Ballinderry Bridge Road, Coagh

On the proposal of Councillor McGarvey, seconded by Councillor Quinn the Committee RECOMMENDED that the above licences are granted.

3.2 Northern Ireland Fire & Rescue Services (NI) Order 2006

The Committee RECOMMENDED that the amended licence conditions be adopted and applied to all entertainment licence applications determined on or after the date of adoption.

The Committee ALSO RECOMMENDED that a copy of section 4 of the conditions are provided to each current licensee for information purposes.

4 REPORT OF DIRECTOR OF ENVIRONMENTAL HEALTH

A copy of the above report had been previously circulated. The Committee adopted the report together with the following matters contained therein.

4.1 Department for Social Development – Reviewing Support for Repair and Improvement in the Private House Sector

The Committee RECOMMENDED that the responses contained in the Director of Environmental Health's report are forwarded to the Department for Social Development in respect of the consultation document.

4.2 The Private Tenancies (NI) Order 2006 – Application for Inspection of Properties – 126 Broughderg Road, Cookstown

The Committee RECOMMENDED that in accordance with the requirements of Article 36 (4) of The Private Tenancies (Northern Ireland) Order 2006, Certificate of Fitness is issued for the dwelling at 126 Broughderg Road, Cookstown

4.3 Complaint re Noise Disturbance – Wind Turbine at Crancussy Road, Cookstown (Application Ref No 1/2010/0266/F)

The Committee RECOMMENDED no formal action on this matter.

4.4 Complaints re Noise Disturbance from Barking dogs – Stewart Avenue, Cookstown

The Committee RECOMMENDED no formal action on this matter.

4.5 The Street Trading Act (NI) 2001 – Renewal of Licence for Stationary Traders

Name	Designated	Dates/Times	
Sharon Fields 20 Cookstown Rd Cookstown	Lay-by on Westbound Carriageway (20 metres from exit)	Monday to Saturday (7.30 am to 4.30 pm) (6 days per week)	Hot Foods
James Fields 20 Cookstown Rd Cookstown	Ballyforlea Lay-by Eastbound Carriageway (40 metres from entrance)	Monday to Saturday (7.30 am to 5 pm) (6 days per week)	Potatoes

The Committee RECOMMENDED that a Stationary Street Trading Licence is issued to the above traders under Section 6 of the Street Trading Act (NI) 2001 for a period of 12 months at the designated area and times specified.

4.6 The Street Trading Act (NI) 2001 – Renewal of Licence for Mobile Trader

Name	Designated	Dates/Times
Patrick McCullagh Lake View House Loughmacrory Omagh	Cookstown District (Ice Cream Van)	Various

The Committee RECOMMENDED that a Stationary Street Trading Licence is issued to the above traders under Section 6 of the Street Trading Act (NI) 2001 for a period of 12 months at the designated area and times specified

4.7 Litter (NI) Order 1994 – Depositing of Litter at ASDA Car Park, Sweep Road, Cookstown (Non Payment of Fixed Penalties)

The Committee RECOMMENDED that in accordance with Council policy, the details of the offences are referred to Council's Solicitor, with a view to instigating formal proceedings for contravention of Article 3(1) of the Litter (Northern Ireland) Order 1994.

4.8 Poisons (NI) Order 1976: Application for Registration for the Sale of Part II Poisons

The Committee RECOMMENDED that registration is renewed in respect of the following:-

Supervalu, Burn Road, Cookstown
Eagleson's Hardware, 6 James Street, Cookstown
T Scott, 8 Ballygillen Road, Cookstown
Ulster Livestock Care, 11 Ballygoney Road West, Moneymore
R L Hewitt, Main Street, Tullyhogue
McVey Bros, Molesworth Street, Cookstown
J N Sinclair, The Square, Stewartstown
Simpson's Building Supplies, Sandholes Road, Cookstown
P McLernon, Rock Dungannon
T Hutchinson & Sons, 4 Ballygillen Road, Cookstown
Moneymore Farm Supplies, Mill Lane, Moneymore
Holmes Cash & Carry, 6 Sandholes Road, Cookstown.

4.9 Contravention of By-Laws – Consumption of Alcohol in Public Places

The Committee RECOMMENDED the details of this offence are referred to the Council's solicitor with a view to instituting legal proceedings for the offence of consuming alcohol in a designated place contrary to Council By-Laws.

4.10 Civic Pride Programme

The Committee RECOMMENDED that Council indicates support for the Civic Pride Programme for the three year period, subject to review after twelve months

4.11 Dog Fouling Signs

Councillor Wilson requested that dog fouling signs are erected along the Coolreaghs Road.

5 REPORT OF DIRECTOR OF OPERATIONAL SERVICES

A copy of the above report had been previously circulated. The Committee adopted the report together with the following matters contained therein.

5.1 SWaMP 2008

The Committee RECOMMENDED that Council supports the responses to the revised Northern Ireland Waste Management Strategy as prepared by SWaMP 2008 and NILGA.

5.2 Festive Lighting - Cookstown

On the proposal of Councillor Wilson, seconded by Councillor McGarvey the Committee RECOMMENDED that the Festive Lighting in Cookstown is upgraded and that if the budget permits that the upgrade is completed this year.

6 CONSULTATIONS

6.1 Rural Development Programme

The Director of Corporate Services explained that the JCC and LAG Chairs had received correspondence from DARD on 20 December 2012 explaining new arrangements for the management of underspend. The Department is intending to reduce the proposed project spend by that amount they believe will not be delivered. The potential impact on the administration budget may leave Cookstown, as the lead Council, with a responsibility for administering budget refunds to DARD.

The Chief Executive (Acting) has discussed the potential consequences of the actions proposed in the letter with our partner Council Chief Executives and the office holders of the JCC and LAG. The Chief Executive (Acting) has written to the Permanent Secretary at DARD seeking an early meeting with the Minister to discuss the implications of this letter for the programme and the potential impact on this Council. The four Chief Executives and JCC and LAG office holders will be in attendance.

The Committee concurred with this approach.

6.2 Review of Public Administration – Focus Group Events – Statutory Transition Committees

The Committee NOTED receipt of the letter dated 15 January 2013 from Department of the Environment regarding the above.

6.3 Annual Monitoring Report on the Equality Impact Assessment of the Indoor & Outdoor Leisure Policy

On the proposal of Councillor McNamee, seconded by Councillor Quinn the Committee RECOMMENDED the adoption of the Annual Monitoring Report on the Equality Impact Assessment of the Indoor & Outdoor Leisure Policy.

6.4 Proposed Revocation of Disabled Persons' Parking Bays at 9 Killymoon Crescent, Cookstown

The Committee NOTED receipt of the letter dated 15 January 2013 from Roads Service regarding the above

7 TENDERS

7.1 Tender for Lockers at Cookstown Leisure Centre

Following public advertisement in the Belfast Telegraph on 21 November 2012 two tenders were received by the return date for provision of Lockers at Cookstown Leisure Centre.

Company	Cost
Helmsman Lockers Northern Way, Bury St Edmunds, Suffolk, IP32 6NH	£35,780.86
Sperrin Metal Storage Solutions Cahore Road, Draperstown, BT45 7AP	£36,000.00

On the proposal of Councillor Wilson, seconded by Councillor McGarvey it was agreed to accept the report and recommendation for the Director of Operational Services and to award the tender to Helmsman Lockers at a total cost of £35,780.86

The Committee also AGREED that due to the timescale constraints that the Director of Operational Services proceed immediately.

8 SEMINARS & CONFERENCES

8.1 NICON Annual Conference & Exhibition – Transforming Your Care: Transforming Our Practice

The Committee NOTED the NICON Annual Conference & Exhibition – Transforming Your Care: Transforming Our Practice organised by Northern Ireland Confederation at an estimated cost of £125 per delegate.

8.2 24th Colmcille Winter School

The Committee NOTED the 24th Colmcille Winter School organised by Colmcille Heritage Trust at an estimated cost of €218 per delegate plus accommodation.

9 FINANCE MATTERS

- 9.1 On the proposal of Councillor McGarvey seconded by Councillor McNamee the Committee APPROVED revenue/capital payments for the month December 2012.

General Revenue	£1,042,592
Capital	£ 255,471

RECEIPTS

The financial statement book of receipt was produced showing the sum which had been received during the month December 2012

General Revenue	£1,037,384
Capital	£

The meeting ended at 8.05 pm.

Chairman

Clerk/Chief Executive

Date