

COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 8 July 2014.

Present:	W Buchanan, Chairman
Councillors:	Clarke, Glasgow MBE, Kelly, Mallaghan, Mayo, McAleer, McCartney, McGarvey, McFlynn, McIvor, McNamee, Quinn, Wilson
Officers:	Director of Corporate & Operational Services Clerical Officer
Other Representatives	Planning Services Ms Clare Hyndman, Senior Planning Officer

1. APOLOGIES

Apologies were received on behalf of Councillor McElhone and the Chief Executive (Acting).

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. MINUTES OF ANNUAL GENERAL MEETING – 10 JUNE 2014

Subject to the above amendment the Minutes of the ANNUAL GENERAL MEETING held on 10 June 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Mallaghan.

4. MINUTES OF STATUTORY MEETING – 10 JUNE 2014

The Minutes of the STATUTORY meeting held on 10 June 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Clarke and seconded by Councillor Quinn.

5. MATTERS ARISING

There were no matters arising.

6. POLICY RESOURCES & SERVICES COMMITTEE MEETING – 24 JUNE 2014

6.1. Matters Considered

Item No 8.4 Bonfires

Councillor McGarvey inquired if the NIEA had been contacted regarding the removal of tyres from bonfire sites. The Director of Corporate & Operational Services advised the meeting that contact had been made with the NIEA regarding this matter but that the NIEA were reluctant to proceed with the removal of tyres from bonfire sites.

Council AGREED that a letter is forwarded to the NIEA stating that it is the Agency's responsibility to enforce this matter.

6.2. Adoption of Minutes

Subject to the above amendment the Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 24 June 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey seconded by Councillor McNamee.

7. DEVELOPMENT COMMITTEE MEETING – 24 JUNE 2014

7.1. Matters Considered

Item 8 Broadband

Councillor Wilson requested that a letter is sent to DETI requesting if they were satisfied that they had received value for money from BT for the provision of enhanced broadband in the Cookstown District given that the proposed upgrade in several areas had not come to fruition.

7.2. Adoption of Minutes

Subject to the above amendment the Minutes of the DEVELOPMENT COMMITTEE meeting held on 24 June 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Mallaghan seconded by Councillor McFlynn.

8. AUDIT RISK & GOVERNANCE COMMITTEE – 23 JUNE 2014

The Minutes of the AUDIT RISK & GOVERNANCE COMMITTEE meeting held on 23 JUNE 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Clarke, seconded by Councillor Mayo.

9. CEMETERY SUB COMMITTEE – 27 JUNE 2014

The Minutes of the CEMETERY SUB COMMITTEE meeting held on 27 JUNE 2014, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Quinn, seconded by Councillor McNamee .

The Director of Corporate & Operational Services explained to members that subsequent to a site meeting in the cemetery on Monday 7 July it is recommended that the present policy in relation to surrounds be retained but that grave owners seeking the removal of their surround be accommodated by the Council, with the Council removing the surround and grassing the grave out. This work to be carried out at the Council's expense.

It is recommended also that a Condition Survey be conducted in Cookstown Old Cemetery with a view to bringing recommendations to Council and how abandon and derelict graves be improved and maintained.

10. PLANNING MATTERS

10.1. Schedule

Submitted schedule dated 8 July 2014 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/13/0366/F	J McGurk 13 Teebane Road Cookstown	Wind Turbine

The Senior Planning Officer agreed to defer this application.

I/13/0372/F	D Foreman NIE 15 Crancussy Road Cookstown	3 Phase Line
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The Director of Corporate & Operational Services advised the meeting that an email objecting to this application had been received from Mr Glencross. The email was passed to the Senior Planning Officer.

I/14/0076/F	M O'Kane Derrycrin Eglish Ballinderry	Housing Development
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The Senior Planning Officer agreed to an office meeting.

Councillor McFlynn

I/14/0116/O	R Sloan 100m WE 37 Dunnabraggy Road Moneymore	Dwelling
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The Senior Planning Officer agreed to an office meeting.

Councillors Glasgow, Wilson

I/14/0135/O	K Scullion 30m NE	Dwelling
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45A Mullinahoe Road
Ardboe

The Senior Planning Officer agreed to defer this application.

I/14/0144/O R Miller Dwelling
80m NW
5 Drumeen Road
Moneymore

The Senior Planning Officer agreed to an office meeting.

Councillors Clarke, Glasgow, McNamee, Wilson

I/14/00173/LBC S Beckett Windows
9 Loy Street
Cookstown

The Senior Planning Officer agreed to defer this application.

I/14/0174/LBC S Beckett Wall
9 Loy Street
Cookstown

The Senior Planning Officer agreed to defer this application for 14 days.

DEFERRED SCHEDULE

I/13/0224/F K Heron Diversification
70m SE
30 Loughdoo Road
Kildress

The Senior Planning Officer agreed to defer this application for 10 days.

11. CONSULTATIONS

11.1. Roads Service

A copy of the Divisional Roads Manager's Report to Cookstown District Council, dated 8 July 2014 was circulated prior to the meeting.

The Chairman welcomed Mr Seamus Keenan, Principal Officer, and Mr Gerry Hackett, Section Engineer, Roads Service to the meeting.

Mr Keenan explained the content of the Divisional Road Managers Report which included information on network maintenance, development and planning. He further outlined various customer service contact points to Members for their use.

Mr Keenan advised Council that Roads Service name had changed to TransportNI.

Councillor Buchanan thanked Messrs Keenan and Hackett for their presentation

11.2. Designation of Local Government Auditor

Council NOTED receipt of letter dated 18 June 2014 from the Department of the Environment regarding the above.

11.3. Public Consultation on Zero Hours Contracts

Council considered a letter and Consultation on Zero Hours Contracts dated 23 June 2014 from the employment Relations Policy and Legislation Branch of Department of Employment and Learning.

Council AGREED to write to the Department expressing its concern in the application of some zero hours contracts.

11.4. Consultation on Proposals for an Off Street Parking (Functions of District Councils) Bill

Council NOTED receipt of letter dated 23 June 2014 and

Consultation on Proposals for an Off Street Parking (Functions of District Councils) Bill from Department for Regional Development.

11.5. Financial Operation of New Councils During the Shadow Period

Council NOTED receipt of letter dated 27 June 2014 and guidance on the Financial Operation of New Councils During the Shadow Period.

11.6. Tullyhogue Post Office

Council NOTED receipt of letter dated 18 June 2014 from Post Office regarding Post Office services at Tullyhogue Post Office.

12. TENDERS

12.1. Resurfacing of 3G Synthetic Pitch MUSA

An advertisement was placed in the local press on 13 June 2014 requesting tenders from competent and experienced contractors for the above works. The selection criteria were a two stage criteria with tenderers being required to meet the mandatory requirements of Stage 1 before their tender price would be considered.

A total of 11 contractors received documents and of these 8 returned completed tenders

Haffey Sports Grounds
Tony Patterson Sports Grounds
Pride Sports & Leisure
McAvoy Construction LLP
Crawford Group
KPF Contracts Ltd
Clive Richardson Ltd
Lagans Operations & Maintenance

Of the 8 returned tenders the lowest four were assessed in detail and met the mandatory requirements of Stage 1 and their prices were considered in details.

Tender

Total

Haffey Sports Grounds	£263,535.00
Tony Patterson Sports Grounds	£268,792.50
Pride Sports & Leisure	£271,567.11
McAvoy Construction LLP	£275,783.00

Pride Sports and Leisure had not included the £20,000 Contingency sum within their Tender total and in order to maintain transparency and fairness the Contingency sum was added to their Tender price and the Tenders compared on a like for like basis. Based on the above the most advantageous tender which complied with the Selection Criteria was that provided by .Haffey Sports Grounds in the Tender sum of £263,535.00

The pre Tender estimate for the works, including the provision of LED floodlights, was £280,000 which was substantially above the Councils budget of £250,000. However at Pre tender stage it was agreed that the inclusion of LED floodlights in the Tender documents would allow an informed decision to be made on the actual cost of providing such floodlights. Provision was made in the Tender document for prices to be obtained for the replacement of the floodlights with the normal metal halide bulbs thereby allowing projected costs to be assessed for this option as well as for the provision of LED floodlights.

The Pre Tender estimate also included for the removal and disposal of the existing carpet, carpet infill and shockpad to the Councils Landfill site with the Landfill Tax for this included in the Tender price. Further savings may be possible by the recycling of the existing carpet and a corresponding reduction in Landfill Tax payable.

Taking into account the omission of the LED lights the amended costs for the four lowest Tenderers would be as noted below

Tender	Total
Haffey Sports Grounds	£210,655.00
Tony Patterson Sports Grounds	£218,912.50
Pride Sports & Leisure	£217,791.28
McAvoy Construction LLP	£224,186.20

On the proposal of Councillor Wilson, seconded by Councillor McGarvey it was AGREED to accept the report and recommendation from Doran Consulting and to award the tender to Haffey Sports Grounds at a cost of £263,535.00. This figure will be reduced to approximately £210,655.00 by the omission of the provision of LED lights and there may be further reductions by the reduction of Landfill tax payable by recycling the existing carpet and by the use of the existing shockpad.

13. SEMINARS & CONFERENCES

13.1. NAC AGM

Council AGREED to the attendance of Councillors Clarke, Glasgow, McCartney and McFlynn at the National Association of Councillors Annual General Meeting on 3 October 2014 in the Clandeboye Lodge Hotel, Bangor.

13.2. NI WW1 First World War Centenary Candle Light Vigil

Council NOTED receipt o

13.3. f a notice that the First World War Centenary Candle Light Vigil will take place in the grounds of Belfast City Hall at 10 pm on 4 August 2014.

14. RESOLUTIONS FROM COUNCILS AND OTHER BODIES (COPIES ENCLOSED)

COUNCIL NOTED receipt of the undernoted Resolution:-

14.1. Fermanagh District Council – Stamp Duty.

15. FINANCE

15.1. Dungannon & Cookstown Business Education Partnership

The Director of Corporate & Operational Services reminded Members of the background to the Dungannon and Cookstown Business Education Partnership and advised that Council has received a request seeking £2,500 shortfall funding for the financial year April 2014 – March 2015. He highlighted that Dungannon & South Tyrone Borough Council have been asked to

contribute £7,500 of shortfall funding for the same financial period.

It was proposed by Councillor McNamee seconded by Councillor McGarvey and AGREED that Council contribute up to £2,500 to Dungannon and Cookstown Business Education Partnership for the financial period April 2014 – March 2015, to be paid in two instalments, subject to verification of the organisation's economic viability, confirmation of match funding from Dungannon and South Tyrone Borough Council and the Department for Employment and Learning (DEL), and receipt of the relevant monitoring documentation.

15.2. Mandate Letter

On the proposal of Councillor McNamee seconded by Councillor McGarvey it was AGREED that Council sign an seal the mandate offered by Ulster Bank Limited to the Council subject to the general conditions and terms

16. ANY OTHER BUSINESS

16.1. Special Responsibility Allowance 2014/2015

Council AGREED to the Special Responsibility Allowance 2014/2015 as follows

Position	Allowance
Chair Statutory	£4,100
Vice Chair Statutory	£2,300
Chair PR&S	£2,700
Vice Chair PR&S	£1,500
Chair Development	£2,300
Vice Chair Development	£1,400
Chair Sport & Leisure	£2,300
Vice Chair Sport & Leisure	£1,400
Chair Audit & Risk	£
Vice Chair Audit & Risk	£ 800

16.2. Gortalowry Play Park

The Director of Corporate & Operational Services advised

members that a letter had been received from Mrs Maria Cahill requesting that consideration is given to providing special equipment suitable for autistic children at Gortalowry Play Park.

On the proposal of Councillor McGarvey, seconded by Councillor Quinn Council AGREED to provide additional play equipment at Gortalowry Play Park.

16.3. Refurbishment of Fairhill Play Park

Council AGREED that a press release should be issued regarding the refurbishment of the Fairhill Play Park and the necessity for the work being carried out during the summer months.

16.4. United Churches Mission

The Director of Corporate & Operational Services advised members that a letter had been received from the United Churches Mission in Moneymore requesting permission to hold a tent gospel mission on the playing field at Moneyhaw Road, Moneymore from 19 April 2015 to 3 May 2015.

On the proposal of Councillor Wilson, seconded by Councillor McCartney Council AGREED to grant permission to the United Churches Mission for the use of the play field from 19 April 2015 to 3 May 2015 free of charge.

16.5. Official Opening Ballinderry Shamrocks GAC

The Director of Corporate & Operational Services advised members that an email had been received from Mr Stephen McGeehan of Ballinderry Shamrocks thanking the Vice Chairman and members for their support at the official opening on 3 July 2014.

16.6. Strike

The Director of Corporate & Operational Services update members on the proposed strike planned for the 10 July 2014.

16.7. Lights Out

The Director of Corporate & Operational Services advised members that an email had been received from VCS Management seeking Council participation on the Lights Out event planned for 4 August 2014, 100 years since the outbreak of World War 1.

On the proposal of Councillor Wilson, seconded by Councillor McCartney Council AGREED to participate in the event.

The meeting ended at 8.35 p.m.

Chairman

Clerk/Chief Executive

Date

TABLED FOR INFORMATION

Minutes

The Southern Education and Library Board
- Minutes 14 May 2014

Northern Group of Councils Animal Welfare Joint Committee
Minutes 12 March 2014

Northern Group Systems Environmental Health Committee
Minutes 12 March 2104

REPORTS

Public Health Agency
Annual Report 2013