

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 7 June 2018 in the Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor McKinney Chair

Ashton, Buchanan, Cuddy, Elattar, Forde, Kearney, McLean, McPeake, S McGuigan, M Quinn and Totten

Officers in Attendance

Mrs Canavan, Director of Organisational Development
Mrs Kerr, Head of Finance
Ms McNally, Council Solicitor
Ms Mezza, Head of Marketing and Communications
Mr Moffett, Head of Democratic Services
Mr O'Hagan, Head of ICT
Mr Scullion, Head of Property Services
Mr JJ Tohill, Director of Finance
Mrs Forde, Member Support Officer

The meeting commenced at 7.00 pm.

PR121/18 Apologies

Councillor Bateson, Doris, Gildernew and Molloy

PR122/18 Declaration of Interest

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

PR123/18 Chair's Business

None.

Matters for Decision

PR124/18 Democratic Services – Service Improvement Plan 2018-19

The Head of Democratic Services presented previously circulated report which detailed Democratic Services Service Improvement Plan for 2018-19.

Councillor Cuddy said it was useful to view to the achievement of activities from the previous year within the Service Plan. .

Proposed by Councillor Cuddy
Seconded by Councillor S McGuigan and

Resolved That it be recommended to Council to approve the Democratic Services Service Improvement Plan for 2018-19.

PR125/18 Council Performance Improvement Objectives Consultation and Annual Improvement Plan 2018-19

The Head of Democratic Services presented previously circulated report which provided update on the findings and outcome of the consultation undertaken regarding Council's proposed Performance Improvement Objectives 2018 to 2019. The report also sought approval for Council's Corporate Performance Improvement Plan for the period 2018 to 2019.

Councillor Cuddy drew attention to Improvement Objective two and stated that how questions are put to people can influence answers and Council should perhaps delve deeper. He spoke of the spare capacity at Tullyvar Land fill site and said that in four or five years there may be not be landfill waste and thus no landfill tax refunds which had provided useful funding which in the next few years could fund schemes under the General Power of Competence.

Proposed by Councillor Buchanan
Seconded by Councillor McPeake and

Resolved That it be recommended to Council to note the outcome of the consultation regarding Corporate Performance Improvement Objectives 2018-2019 and adopts the Corporate Performance Improvement Plan for 2018-2019 as circulated at appendix to report.

PR126/18 Progress Returns – Equality Commission and Department of Agriculture, Environment and Rural Affairs 2017/18

The Head of Democratic Services presented previously circulated report which considered Mid Ulster District Council's Annual Progress Reports for the period 2017-18 in meeting the statutory equality and good relations duties as detailed within Section 75(1) and 75 (2) of the Northern Ireland Act 1998 and the Rural Needs Act NI (2016).

Proposed by Councillor S McGuigan
Seconded by Councillor McPeake and

Resolved That it be recommended to Council to approve the Annual Progress Reports (2017-18) on the implementation and activities surrounding its Equality and Good Relations and Rural Needs statutory duties as circulated at appendix to report.

PR127/18 Elected Member Development Working Group

The Head of Democratic Services presented previously circulated report which considered the report of the Elected Member Development Working Group held on Wednesday 16 May 2018.

The Head of Democratic Services drew attention to the recommendation of the Working Group that Council explore the possibility of permitting budget transfer between party colleagues as was the practice in the legacy Council of Dungannon & South Tyrone. The Chair, Councillor McKinney stressed that this would be useful to

allow party colleagues who have greater availability to attend training to do so and in turn share findings creating a greater shared knowledge base for the party.

In response to Councillor Ashton's query if the spend would register against the original Members budget or to the Member who received the transfer amount the Chair Councillor McKinney stated that he was of the view that it would be allocated to the Member availing of the training. The Director of Organisational Development clarified this and the Director of Finance stated that an explanation note would be included in the annual return to clarify what would appear as an overspend against a Members training allocation. .

Proposed by Councillor McPeake
Seconded by Councillor S McGuigan and

- Resolved** That it be recommended to Council –
- To approve the report of the Elected Member Development Steering Group meeting held on Wednesday 16 May 2018 as circulated at appendix to report.
 - To note the postponement of Charter Assessment until September 2018.
 - To bring report to future Policy and Resources Committee to explore the scope for Conference, Seminar and Training Policy to allow Member allocations to be transferred between party Members.

Councillor Elattar declared interest in the Earls Project – Permissive Pathway Agreements with NIHE for Dunlea Vale and Altmore Drive, Dungannon as she represents Council on the Housing Council for NI.

PR128/18 Earls Project – Permissive Pathway Agreements with NIHE for Dunlea Vale and Altmore Drive, Dungannon

The Council Solicitor presented previously circulated report which provided update on the terms of the transaction regarding land situated at Dunlea Vale, Dungannon and sought approval in relation to entering into a Permissive Path Agreement with NIHE in respect of this land. The report also sought approval to enter into Permissive Path Agreement with NIHE in respect of land at Altmore Drive, Dungannon. The Council Solicitor advised that the approval for Dunlea Vale had previously been sought for purchase but subsequent to that the NIHE had confirmed that the section should progress as a Permissive Pathway Agreement as opposed to a lease or sale.

Proposed by Councillor Cuddy
Seconded by Councillor S McGuigan and

- Resolved** That it be recommended to Council to enter into Permissive Pathway Agreements with NIHE for lands situated at Altmore Drive and Dunlea Vale, Dungannon on the terms set out in appendices to report.

PR129/18 Village Renewal Scheme: Rural Development Programme 2014-2020 – Suite of Legal Documents

The Council Solicitor presented previously circulated report which sought approval in respect of the draft legal documents required to progress some of the projects the Village Renewal Scheme, namely those where works were being carried out on third party lands. The Council Solicitor drew attention to an updated version of appendix two (detailed at appendix one)

The Council Solicitor reminded Members that the Village Renewal Scheme: Rural Development Programme 2014-2020 had been previously agreed through Development Committee and Council. She further highlighted that sites where a lease will be required will be presented to Council individual for approval and sealing.

In response to the request of the Chair, Councillor McKinney the Council Solicitor stated she would arrange to have the report detailing the villages forwarded to Members.

Proposed by Councillor Forde
Seconded by Councillor S McGuigan and

- Resolved** That it be recommended to Council –
- To approve the suite of legal documents as set out in appendices to report to allow for them to be completed for each individual village/project.
 - To delegate authority to the Director of Business and Communities to sign the documents on behalf of the Council as set out in appendices to report.

PR130/18 Review of Photographic Policy

The Head of Marketing and Communications presented previously circulated report which outlined changes to the Council's Photographic Policy to reflect the requirements of the General Data Protection Regulation (GDPR). The Officer advised that exceptions would be when there is large scale shots being taken at which time notices would be displayed.

Councillor Ashton remarked that at the Continental Market staff had followed the photographer getting permission slips completed and that she felt it was not best use of staff time. In response the Head of Marketing and Communications advised that the practise was tested last week, it was onerous but it had to be done. Councillor S McGuigan suggested that a notice be put on the entrance door to smaller events advising that photographs were being taken. The Chair, Councillor McKinney stated that although practical it may not be legal.

The Head of Marketing and Communications stated that she was awaiting further advice but informed Members of a complaint received the previous day where an image, taken with full permission, had been used in a summer events brochure

and a complaint had been received. The Officer advised the digital copy of the brochure had to be changed thus it was better to be safe than sorry.

Councillor M Quinn suggested iPads be used to record consents.

Proposed by Councillor Buchanan
Seconded by Councillor S McGuigan and

Resolved That it be recommended to Council to adopt the revised Photographic Policy as set out at appendix to report.

Matters for Information

PR131/18 Minutes of Policy and Resources Committee held on Thursday 3 May 2018

Members noted minutes of Policy and Resources Committee held on Thursday 3 May 2018.

PR132/18 Marketing and Communications Activity Update

Members noted previously circulated report which provided an update on key areas of recent marketing and communications activity.

PR133/18 Member Services

No issues.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor S McGuigan
Seconded by Councillor Forde and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items PR134/18 to PR148/18.

Matters for Decision

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| PR134/18 | Asbestos Management and Removal on Council Property |
| PR135/18 | Energy Efficiency Improvement Scheme |
| PR136/18 | Legionella Risk Management Remedial Works |
| PR137/18 | Lands at Desertcreat |
| PR138/18 | Peace IV Shared Space Project – Moy Riverside Walkway Agreement |
| PR139/18 | Staffing Matters for Decision |
| PR140/18 | IT MPLS Network Extension Options |
| PR141/18 | GDPR Registration Update |
| PR142/18 | Financial Report for 12 months ended 31 March 2018 |

Matters for Information

- PR143/18 Confidential Minutes of Policy and Resources Committee held on Thursday 3 May 2018
- PR144/18 Staffing Matters for Information
- PR145/18 Update on Finance Structure
- PR146/18 Business Support Team Project
- PR147/18 GDPR Compliance and Progress Update
- PR148/18 Contracts and DAC

PR149/18 Duration of Meeting

The meeting was called for 7 pm and ended at 8.35 pm.