

# COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 5 July 2005.

**Present:** P McGlone, Esq. Chairman

**Councillors:** Baker, Cassidy, Clarke, Glasgow MBE, Lees, McAleer, McCartney, McCrea, McGarvey, Mclvor, McNamee, Molloy, Quinn and Wilson.

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

**Other Representatives** **Planning Services**  
Mr K McMahan, Senior Planning Officer

## 1 APOLOGY

An apology was received on behalf of Councillor Greer.

## 2 MINUTES OF STATUTORY MEETING – 14 JUNE 2005

The Minutes of the STATUTORY meeting held on 14 June 2005, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Baker.

## 3 MATTERS ARISING

### 3.1 Swimming Pool

The Clerk/Chief Executive advised the meeting that the repairs to the swimming pool required the pool to be closed until the 8 July 2005.

### 3.2 Proposed Telecommunications Equipment at Glasgows Hill, Claggan Lane, Cookstown

The Clerk/Chief Executive tabled a letter dated 24 June 2005 from

Crown Castle noting the Council's position regarding telecommunications sites.

### **3.3 Cookstown Post Office**

The Clerk/Chief Executive advised the meeting that letters had been forwarded to Postwatch and the Communications and Workers Union offering the Council's support in their opposition to the closure of the Post Office at James Street, Cookstown. The Clerk/Chief Executive had also met with Sir John Semple of the Royal Mail. The Clerk/Chief Executive reported that although Sir John had been more gracious in his approach at the meeting the outcome was still that the Royal Mail was proceeding with the closure of the Post Office branch at James Street and its relocation to Burn Road, Cookstown.

It was AGREED that the Clerk/Chief Executive would contact Omagh District Council regarding proposals for the main Post office in Omagh.

It was also AGREED that the Clerk/Chief Executive would contact Craigavon Borough Council regarding their success in keeping the Craigavon Post Office open.

### **3.4 Break-In to Leisure Centre**

The Clerk/Chief Executive confirmed that on Sunday night or during the early hours of Monday morning there was a break in at the Leisure Centre.

The Duty Officer discovered the doors to the Ten Pin Bowling alley had been sawn through and access gained into the games area. The glass doors of three vending machines had been smashed, the pool table and four arcade machines tampered with and broken into and monies taken.

Repairs have been carried out and Chubb Alarm Systems have upgraded the alarm system with additional sensors to the area.

## **4 MINUTES OF DEVELOPMENT COMMITTEE MEETING – 21 JUNE 2005**

The Minutes of the DEVELOPMENT COMMITTEE meeting held on 21 June

2005, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McCrea and seconded by Councillor Wilson.

## **5 MINUTES OF POLICY RESOURCES SERVICES COMMITTEE MEETING – 28 JUNE 2005**

### **5.1 Matters Considered**

#### **Item 4.1 – Multi Use Games Area at Moneymore – Select List of Contracts**

The Clerk/Chief Executive tabled a matrix indicating the criteria used and the scoring of the contractors who had applied for inclusion on the select list for the above project.

The Clerk/Chief Executive advised that there was a clear break between the six recommended by the consultants for inclusion on the list.

On the proposal of Councillor McGarvey, seconded by Councillor Baker it was AGREED to adopt the report and recommendation of Manor Architects and to include the following contractors on the select list:

Corramore Construction Ltd.  
Unit A1 workspace, Tobermore Road, Draperstown BT45 7AG  
Heron Bros. Ltd.  
2 St. Patricks Street, Draperstown BT45 7AL  
B Loughran & Sons Ltd.  
11 Termon Road, Carrickmore, Omagh BT79 9JW  
McCann Bros. (Ire) Ltd.  
2 Tullyvalley Road, Seskinore, Omagh BT78 2PY  
MSM Contracts Ltd.  
Unit 45a Seagoe Ind. Estate, Portadown BT63 5QE  
New Quay Construction  
68 Armagh Road, Cabra, Tanderagee, Craigavon BT62 2H

#### **Item 4.4 - Pomeroy Amenity Site**

The Clerk/Chief Executive advised the meeting that the architects in charge of the above project had received a telephone call from a contractor seeking an explanation as to the reason why they had

been excluded from the select list. A full verbal explanation had been given to them.

#### **Item 6.16 – Cookstown & District Sports Forum**

Councillor McGarvey stated that he was still awaiting a report on water sports from the Head of Leisure Services.

The Clerk/Chief Executive stated that there was not a specific report on water sports but he would investigate if in fact a report existed which was relevant to water sports at Ballyronan/Battery Harbour Enhancement and if such a report was available he would provide this to Councillors Cassidy and McGarvey.

The Clerk/Chief Executive also AGREED to prepare a report on the committee structure of the Council, with recommendations for the Statutory meeting in September.

#### **Item 6.19 – Bonfires**

The Director of Corporate Services gave a verbal report on the meetings that had taken place between accredited community leaders and individuals in relation to the bonfire issue.

He reported that he believed that the meetings had been of a successful nature and that a bond of trust had been established which would provide a foundation on which to build on in future years.

### **5.2 Adoption of Minutes**

Subject to the above amendments the Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 28 June 2005, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Molloy and seconded by Councillor Cassidy

## **6 MINUTES OF BI LINGUAL COMMITTEE MEETING – 1 JULY 2005**

The Minutes of BI LINGUAL COMMITTEE meeting held on 1 July 2005, a copy of which was circulated at the meeting, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Wilson.

The Chairman proposed, and it was AGREED, that this committee be known as the Languages Committee.

## 7 MINUTES OF PROGRAMMING COMMITTEE MEETING – 15 JUNE 2005

The Minutes of PROGRAMMING COMMITTEE meeting held on 15 June 2005, a copy of which was circulated at the meeting, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor McCrea.

## 8 PLANNING MATTERS

- 8.1** Submitted schedule dated 5 July 2005, a 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.

### DEFERRED APPLICATIONS

Ref No	Applicant	Development
I/04/0345/O	Heagney 200m E 294 Drum Road Cookstown	Dwelling

**Councillors Clarke and Molloy requested that this application be deferred for 2 weeks.**

I/04/0771/O	Davis 40M NE 39 Ballyneill Road Ballyronan	Dwelling
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**Councillor McGlone requested that this application be deferred for 2 weeks.**

I/04/1344/O	M Berryman Adjacent to 38 Bellagherty Road Coagh	Dwelling
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**Councillor McGlone requested that this application be deferred**

**for 2 weeks.**

I/04/1473/O            Reid    Dwelling  
200m NW  
56 Gortagammon Road  
Tullyhogue

**Councillor McCrea requested that this application be deferred for 2 weeks.**

I/05/0166/O            O Ashcroft                                   Dwelling  
Adjacent to  
32 Ballinderry Bridge Road  
Coagh

**Councillor McCrea requested that this application be deferred for 2 weeks.**

I/05/0185/O            T McLaughlin                               Dwelling  
80m SE  
100 Ballymaguire Road  
Stewartstown

**Councillor McGlone requested that this application be deferred for 2 weeks.**

I/05/0211/O            R Robinson                                   Dwelling  
140m N  
25 Lisnanane Lane  
Cookstown

**Councillor Glasgow requested that this application be deferred for 2 weeks.**

I/05/0235/O            B Corey                                       Dwelling  
200m SW  
16 Dirnan Road  
Cookstown

**Councillor McGarvey requested that this application be deferred for 2 weeks.**



I/05/0084/O P Lagan Dwelling  
Between  
17/45 North Street  
Pomeroy

**Councillors Clarke, McGarvey, Molloy**

I/05/0240/O R McCullough Dwelling  
Opposite  
285 Drum Road  
Drumshambo Glebe  
Cookstown

**Councillors Glasgow, Lees**

I/05/0268/O I Bell Dwelling  
100m NW  
17 Tamlaghtmore Road  
Cookstown

**Councillors Glasgow, McCartney, McCrea**

I/05/0353/O B O'Hara Dwelling  
75m SE  
65 Mullan Road  
Coagh

**Councillors Baker, McAleer, McGlone, McIvor**

I/05/0408F P Donnelly Dwelling  
Rear  
67 Lissan Road  
Cookstown

**Councillors Cassidy, McGlone Quinn**

I/05/0535/F S&P Speirs Dwelling  
26 Ballynagilly Lane  
Cookstown

**Councillors Glasgow, McGarvey**

I/05/0542/O      S Cahoon  
90m W  
16 Ballybriest Road  
Cookstown      Dwelling

**Councillors Glasgow, Lees, McCrea, Wilson**

II/05/0550/O      B&E McCrory  
180m SE  
44 Mullan Road  
Coagh      Dwelling

**Councillors McAleer, Mclvor**

I/05/0581/O      S Armour  
30m E  
71 Coagh Road  
Stewartstown      Dwelling

**Councillors Baker, McAleer, McGlone, Mclvor**

I/05/0589/O      I Hardy  
100m NW  
70 Ballinderry Road  
Coagh      Dwelling

**Councillors Baker, McCartney, McGlone, Wilson**

I/05/0590/O      I Hardy  
70m N  
70 Ballinderry Bridge Road  
Coagh      Dwelling

**Councillors Baker, McCartney, McGlone, Wilson**

I/05/0594/F      D Rafferty  
220m W  
40 Keenaghan Road  
Cookstown      Dwelling

**Councillors Cassidy, McGarvey, Mclvor, Molloy**

I/05/0600/O      L Brady  
160m W  
14 Roughan Road Road  
Stewartstown      Dwelling

**Councillors Baker, McAleer, McGlone, Mclvor**

I/05/0605/O      M Begley  
120m NW  
32 Balladoogh Lane  
Killeenan  
Cookstown      Dwelling

**Councillors Clarke, McGarvey, Molloy**

I/05/0613/O      G Andrews  
300m SW  
50 Ballymulligan Road  
Magherafelt      Dwelling

**Councillors Baker, Greer, McCartney, McCrea**

I/05/0614/O      M Loughran  
130m SE  
18 Loughdoo Road  
Cookstown      Dwelling

**Councillors Clarke, McGarvey, Molloy, Wilson**

I/05/0623/O      D Carey  
170m SE  
72 Ballygillan Road  
Ballylifford  
Cookstown      Dwelling

**Councillors Baker, McAleer, McGlone, McGarvey**

I/05/0648/O      P Cassidy  
120m W  
27 Loup Road  
Moneymore      Dwelling

**Councillors Baker, McAleer, McGlone, McGarvey**

I/05/0650/O      A Hutchinson      Dwelling  
280m SE  
55 Cloverhill Road  
Loup

**Councillors Greer, McCartney**

I/05/0656/O      P Loughran      Dwelling  
40m W  
Dunamore Road  
Cookstown

**Councillors Clarke, McGarvey, Molloy**

I/05/0667/O      M Lawrence      Dwelling  
N  
11 Ivy Road  
Moneymore

**Councillors Baker, Greer, McGarvey, McGlone**

I/05/0679/O      P McCrea      Dwelling  
50m W  
184 Coagh Road  
Stewartstown

**Councillors McCartney, McCrea**

I/05/0680/O      V McCrea      Dwelling  
120m SW  
62 Ballynargan Road  
Stewartstown

**Councillors McCartney, McCrea**

I/05/0686/O      R Black      Dwelling  
90m NE  
12 Creevagh Road  
Killycurragh

**Councillors Glasgow, Lees, McCrea**

I/05/0692/O	G Loughran 150m SE 20 Keerin Road Dunamore	Dwelling
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**Councillors Clarke, McGarvey, Molloy**

I/05/0707/O	R Reid 100m NW 59 Knockinroe Road Tievenagh	Dwelling
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**Councillors Glasgow, McGlone**

I/05/0710/O	G Scott Adjacent to 50 Oaklea Road Ballyronan	Dwelling
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**Councillors Baker, McCrea, McGlone**

I/05/0718/O	M Loughran 220m SW 18 Loughdoo Road Cookstown	Dwelling
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**Councillors Clarke, McGarvey, Molloy, Wilson**

I/05/0720/O	A O'Kane 40m SW 81 Gortsraheen Road Pomeroy	Dwelling
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**Councillors Clarke, McGarvey, Molloy**

I/05/0733/O	N O'Neill 110m SE 11 Killycanavan Road Ardboe	Dwelling
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**Councillors Baker, McAleer, McGlone, Mclvor**

I/05/0742/O	W Ritchie 110m E 59 Loup Road Moneymore	Dwelling
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**Councillors Greer, McGlone**

I/05/0766/O	L Cavanagh 60m W 69 Gortsraheen Road Pomeroy	Dwelling
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**Councillors Clarke, McGarvey, Molloy**

I/05/0767/O	A&J Glasgow 60m S 23 Strews Road Rock	Dwelling
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**Councillors Glasgow, Lees**

I/05/0768/O	H Black 220m NW 316 Pomeroy Road Pomeroy	Dwelling Dwelling
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**Councillors Glasgow**

I/05/0775/O	K Monaghan 52 Edendoit Road Gortindarragh Pomeroy	Dwelling
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**Councillors Clarke, McGarvey, Molloy - Office**

I/05/0791/F	P Quinn 250m SE 37 Ballynafeagh Road Stewartstown	Dwelling
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**Councillor McGlone requested that this application be deferred for 1 month**

**8.2** Council AGREED to the processing of non contentious planning applications during the month of August.

**8.3** **Planning (NI) Order 1991  
Enforcement Appeal and Deemed Planning Application:  
Mr T Fox**

Council NOTED receipt of a letter dated 23 June 2005 from Planning Appeals Commission regarding the above appeal.

**8.4** **Business Industrial Enterprise Park Proposal for Pomeroy**

The Clerk/Chief Executive raised the issue of planning consent for the site on forest grounds at Pomeroy for the above development

The Planning Officer confirmed that significant difficulties had been highlighted to the Architect for the project and he is of the opinion that a refusal was most likely.

## **9 CONSULTATIONS**

**9.1** **Northern Ireland Waste Management Regulations**

Council NOTED receipt of a letter dated 22 June 2005 from the Ulster Farmers' Union regarding their response to the above consultation.

**9.2** **Public Consultation on the Proposed Transmissible Spongiform Encephalophath (TSE) Regulations (NI) 2005**

Council NOTED receipt of a letter dated 22 June 2005 from the Department of Agricultural and Rural Development regarding the above.

**9.3** **Valuation & Lands Agency – Revision of Charges**

Council NOTED receipt of a letter dated 22 June 2005 from the

Valuation & Lands Agency advising of a revision of charges for their services with effect from 1 April 2005.

**9.4 Road Traffic and Vehicles Roads (Speed Limit) Order (NI) 1997 Proposed 20MPH Speed Limit at Pomeroy**

Council NOTED receipt of a letter dated 10 June 2005 from Roads Service regarding the above.

**9.5 Proposed Waiting Restrictions, Main Street, Pomeroy**

Council NOTED receipt of a letter dated 10 June 2005 from Roads Service regarding the above.

**9.6 DRD (NI) Water Service Environmental Statement on Lough Neagh Abstractions**

The Clerk/Chief Executive tabled a letter dated 1 July 2005 from Mott MacDonald regarding the above proposed future publication and seeking comment.

Council NOTED receipt of the letter.

## **10 NOMINATIONS**

**10.1 ICBAN Representation**

A letter dated 28 June 2005 was received from ICBAN regarding cross party representation on the Network.

Council AGREED that Councillor Greer would replace Councillor McGarvey as a Director of ICBAN Ltd and on the ICBAN INTERREG Partnership.

**10.2 Appointments to the Drainage Council for Northern Ireland**

A letter dated 24 June 2005 was received from The Drainage Council for Northern Ireland seeking a nomination from the Council for appointment to the next Drainage Council.

It was AGREED that Councillors Clarke, McCartney and McGarvey be nominated for consideration.

### **10.3 Chairman and Members of the Local Government Staff Commission (LGSC)**

A letter dated 15 June 2005 was received from the Department of the Environment regarding the reconstitution for a further 4 year term with effect from 1 December 2005 of the Local Government Staff Commission.

It was AGREED that Councillor Cassidy be nominated for consideration.

## **11 CONFERENCES**

### **11.1 Promoting the Role of Women in Local Government**

Council AGREED to the attendance of Councillor Baker at the Promoting the Role of Women in Local Government conference organised by the National Association of Councillors from 9/11 September 2005 in Holiday Inn, Belfast at a cost of £295 per delegate plus accommodation.

### **11.2 Annual General Meeting & Conference**

Council AGREED to the attendance of Councillors McAleer, McCartney and Quinn at the Annual General Meeting & Conference organised by the National Association of Councillors from 9/10 September 2005 in Burrendale Hotel, Newcastle at a cost of £165 per delegate plus accommodation.

## **12 RESOLUTIONS FROM COUNCILS AND OTHER BODIES**

Council NOTED receipt of the undernoted Resolution:-

### **12.1 Ards Borough Council – Privatisation of Royal Mail.**

## **IN COMMITTEE**

### **13 Health & Safety**

The Director of Corporate Services tabled a paper on the necessity for a full time Health and Safety Officer at an additional cost to the Council of £16,000.

Council AGREED that due to workload of this position that a full time Health and Safety Officer be sought.

### **14 Neighbourhood Watch Scheme**

The Clerk/Chief Executive referred to the above scheme and sought permission from the Council to erect the signage for these schemes in the relevant areas.

Council AGREED to the erection of the signage.

The meeting ended at 8.50 p.m.

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Chairman

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Clerk/Chief Executive

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Date

## **TABLED FOR INFORMATION**

### **Minutes**

Southern Education & Library Board  
19 May 2005

### **REPORTS**

The Review of Mental Health and Learning Disability (NI) Team  
A Strategic Framework for Adult Mental Health Services 2005

Local Government Staff Commission for NI  
LGSC News – Issue 7

PSNI  
- Issue 10

Criminal Justice Services NI  
Annual Report 2004/05

Ombudsman NI  
Annual Report 2004/05

Translink  
Annual Report 2004/05

Organised Crime Task Force  
Annual Report 2005