

Ballymoney Borough Council
Council Meeting No 960 – 8th May 2012

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BALLYMONEY BOROUGH COUNCIL

Minutes of Council Meeting No 960 held in the Council Chamber, Riada House, Ballymoney on Monday 8th May 2012 at 6.30 pm.

IN THE CHAIR: Councillor I Stevenson, Mayor

PRESENT: **Aldermen**
F Campbell
H Connolly
C Cousley, MBE

Councillors
W Blair
J Finlay
R Halliday
R McAfee
T McKeown, Deputy Mayor
C McLaughlin
E Robinson
M Storey, MLA

APOLOGIES: **Councillors**
A Cavlan
P McGuigan

IN ATTENDANCE: Chief Executive
Director of Borough Services
Director of Central & Leisure Services
Head of Corporate & Development Services
Committee Clerk

Roads Service (Item 1)
Mr M Glover – Principal engineer
Mr J McKinley – Section Engineer

Press x 2

960.1 ROADS SERVICE

The Mayor welcomed representatives from Roads Service to the meeting to present their annual report for 2012/2013, a copy of which was circulated to members.

Mr Glover advised that 2011/12 was an excellent year with funding available to carry out the Department's programme of work but that 2012/13 will be a challenging year for the Department to maintain standards in road maintenance due to reduction in funding available compared to last year. It is anticipated that additional finance will be made available following monitoring rounds in June and September to increase maintenance activities. The representatives responded to questions from members relating to:

- Prioritisation of A26 Frosses dualling and timescale for commencement of project when finance becomes available.
- Number and locations of access roads in the A26 dualling plan based on traffic safety
- Condition of footpaths after slurry sealing.
- Role of dedicated officer to control utility work being carried out on roads
- Monitoring and sweeping of roads to remove stones following slurry sealing or surface dressing.
- Role of the Department's Private Streets section to deal with unadopted roads.
- Access difficulties onto A26.
- Review of parking in the town centre.
- Grass cutting in Derrykeighan

Thanks were extended by members to the Department for their work and particularly for completion of work at:

- Cherry Gardens (Councillor Finlay)
- Crosstagherty Junction with the A26 (Councillor Storey)
- Coolkeeran Road (Alderman Connolly)
- Mullan Road (Councillor Atkinson)
- Traffic management scheme at Balnamore, Carrowreagh Primary School and Seacon Road (Councillor Storey)
- Surface dressing at Boyland Road (Councillor Robinson)

The presentation concluded at 7.30 pm and the representatives left the meeting at this time.

- * **The Head of Corporate & Development Services joined the meeting at 6.45 pm during the presentation.**

960.2 MINUTES – MEETING NO 959 – 2ND APRIL 2012

It was proposed by Alderman Connolly, seconded by Councillor Finlay and **AGREED:**

that the minutes of Meeting No 959 – 2nd April 2012, as circulated, be confirmed as a correct record.

**960.3 MINUTES OF CONSULTATION COMMITTEE MEETING NO 72 –
16TH APRIL 2012**

Alderman Connolly presented the report in the absence of the Chair.

The minutes of Consultation Committee Meeting No 72 – 16th April 2012, as circulated, were received.

**960.4 MINUTES OF DEVELOPMENT COMMITTEE MEETING NO 234 –
18TH APRIL 2012**

Councillor Finlay presented the report.

Matters Arising:**4.1 North East Peace III Programme (234.6)**

Council has been invited to nominate five councillors ideally representing all parties to participate in delivering Phase 2 of the Leadership in a shared Society project, details of which were circulated previously to members. Alderman Kennedy, Alderman Connolly and Councillor Atkinson had expressed an interest leaving two places to be filled.

It was proposed by Alderman Cousley, seconded by Councillor Robinson and **AGREED:**

that Councillor Blair be nominated to participate in the project.

Councillor McAfee expressed an interest and will confirm her availability to participate to the Chief Executive after further consideration of the programme.

4.2 Diamond Jubilee Grants (234.3.1.3)

This item was deferred and dealt with in Committee at 960.8. Members noted that outstanding information relating to a number of Diamond Jubilee applications has been received and will be processed prior to the event. Some applications had not been proceeded with and were deemed withdrawn. The Head of Corporate & Development Services will report to next Committee meeting.

4.3 Adoption of Minutes

It was proposed by Councillor Finlay, seconded by Alderman Campbell and **AGREED:**

that the minutes of Meeting No 234 – 18th April 2012, as circulated, be adopted and the recommendations therein approved, including 4.1 above.

960.5 MINUTES OF LEISURE & AMENITIES COMMITTEE MEETING NO 394 – 17TH APRIL 2012

Alderman Campbell presented the report together with addendum as set out at 5.1.

5.1 Community Support Grants

An application from Garryduff Primary School PTA has been received for assistance towards a family fun day for present and past pupils and parents. The application satisfies the criteria for funding under the Community Support Grant Scheme. **It is recommended** that Garryduff Primary School PTA is granted £200.00.

Matters Arising

5.2 Community Centre Lease Arrangements (394.20)

Councillor Finlay requested clarification on the revision of the lease to provide for trade waste responsibilities. The Director of Central & Leisure Services advised that the lease agreements were signed or are to be signed on the understanding that minor changes would need to be made. The Chief Executive advised that it was proposed that containers be provided to Community Centres but that Management Committees are able to decide which service provider is used for waste collection.

It was proposed by Councillor Finlay, seconded by Councillor Atkinson and **AGREED:**

that the provision of responsibility for trade waste at Ballybogey, Balnamore and Stranocum Community Centres be referred back to Committee for further consideration.

5.3 Rasharkin Community Playgroup (394.21)

At the request of Councillor McLaughlin, the Chief Executive clarified the details of the playgroup's funding application to extend the accommodation at Council's community centre which requires the agreement and support of Council to enable the application to be submitted.

5.4 Dervock Community Facilities (394.9)

The Head of Corporate & Development Services responded to a query from Councillor McKeown relating to village clean up arrangements stating that this is being undertaken by youth groups and volunteers with some Council support.

5.5 Adoption of Minutes

It was proposed by Alderman Campbell, seconded by Councillor Finlay and **AGREED:**

that the minutes of Meeting No 394 – 17th April 2012, as circulated, be adopted and the recommendations therein approved including items 5.1 and 5.2.

960.6 MINUTES OF HEALTH & ENVIRONMENTAL SERVICES MEETING NO 380 - 24TH APRIL 2012

Councillor Robinson presented the report.

It was proposed by Councillor McLaughlin, seconded by Councillor Atkinson and **AGREED:**

that the minutes of Meeting No 380 – 24th April 2012, as circulated, be adopted and the recommendations therein approved.

960.7 MINUTES OF CORPORATE & CENTRAL SERVICES MEETING NO 404 – 23RD APRIL 2012

Alderman Cousley presented the report.

Matters Arising:

7.1 AGM 2012 (404.3)

A number of members suggested that the AGM be held at 6.30 pm on Wednesday 6th June prior to the Council Meeting rather than following the Council Meeting.

Councillor Stevenson requested deferral of the decision to change the date of the meeting from Thursday 21st June 2012 to 6th June due to Mayoral commitments made up to 21st.

It was agreed that the date of the AGM be considered at the Consultation Committee meeting on 21st May

7.2 Local Government Reform – Implementation Structures (404.4)

The Chief Executive recommended and Council agreed that the last paragraph be deleted

7.3 Elected Member Training

A questionnaire was circulated inviting expressions of interest. These should be returned to the Office of the Chief Executive.

7.4 Adoption of Minutes

It was proposed by Alderman Cousley, seconded by Councillor Atkinson and **AGREED:**

that the minutes of Meeting No 404 – 23^d April 2012, as circulated, be adopted and the recommendations therein approved with the exception of 7.1.

960.8 MINUTES OF RESOURCES TASK GROUP MEETING NO 40 – 23RD APRIL 2012

Alderman Cousley presented the report.

It was proposed by Councillor Finlay, seconded by Councillor Stevenson and **AGREED:**

that Council ‘move into committee’ to discuss the report.

* **Members of the press left the meeting at 8.20 pm.**

Matters Arising:**8.1 Career Breaks (40.2.2)**

At the request of a member, the Chief Executive clarified the terms, rational and timescale of Council’s career break policy. The Director of Central & Leisure Services advised that no pension contribution is paid for an employee while on a career break but where an employee opted on return not to have a break in pension, Council would be liable for the employer pension contributions. Pension contributions do not apply to agency staff.

8.3 Adoption of Minutes

It was proposed by Councillor Finlay, seconded by Councillor Atkinson and **AGREED:**

that the minutes of Meeting No 40 – 23rd April 2012, as circulated, be adopted and the recommendations therein approved.

8.4 Diamond Jubilee Grants (960.4.2)

This item, recorded at 4.2 was dealt with in Committee at this point in the meeting.

It was proposed by Councillor Finlay, seconded by Councillor Atkinson and **AGREED:**

that Council 'move out of committee' to continue the business of the meeting.

- * **The Director of Central & Leisure Services and the Deputy Director of Borough services left the meeting at 8.35 pm.**

960.9 SEAL DOCUMENTS

It was proposed by Councillor Robinson, seconded by Alderman Cousley and **AGREED:**

that the Seal of Council be affixed to grave registration certificate numbers 1289, 1290, 1291, 1292 and 1293.

960.10 NORTHERN HEALTH AND SOCIAL CARE TRUST MEETING WITH COUNCIL 14TH MAY 2012 - REGIONAL REVIEW OF HEALTH AND SOCIAL CARE IN NORTHERN IRELAND

The Chief Executive of NHSCT recently met with Council and discussed the Regional Review of Health & Social Care. He will return to the Council for further discussion at a workshop in the Auditorium, Town Hall on Monday 14th May 2012 from 6pm -8pm.

960.11 STATUTORY NOTICE RE TRUNK ROAD T7 (A26 DUALLING – GARRYDUFF TO A44 DRONES ROAD JUNCTION ORDER (NI) 2012

At April's monthly meeting of Council, members considered the Statutory Notice published regarding the above. The DRD Minister, at members' request, was asked to clarify a number of issues. The Minister has advised that he is not currently in a position to respond. The deadline for comments on the proposal is 11th May 2012.

It was proposed by Councillor Finlay, seconded by Councillor Robinson and **AGREED:**

that Council writes to the Department indicating it reserves the right to make a submission following receipt of a response to the questions submitted.

960.12 DIAMOND JUBILEE CHURCH SERVICE - NORTHERN IRELAND - TUESDAY 26TH JUNE 2012

A Church Service to mark The Queen's Diamond Jubilee will be held in Northern Ireland on Tuesday 26th June. NIO Ceremonial Unit has invited Council to nominate 3 persons & spouse/partner/companion for invitation. Those nominated should represent a wide cross section of the community and be drawn from all levels of organisations.

Members wishing to attend should submit their name to the Office of the Chief Executive.

960.13 THE ROYAL BRITISH LEGION – PARADE TO CELEBRATE THE DIAMOND JUBILEE

Group 10 of the Royal British Legion has extended an invitation to the Mayor and members of Council to attend a Parade and Church service to be held in Ballymoney to celebrate the Diamond Jubilee on Saturday 9th June 2012. All organisations are asked to assemble at Ballymoney Show Grounds for 12.30pm. The parade will advance to the War Memorial where wreaths will be laid by Her Majesty's Lord Lieutenant for Co Antrim and the President of Ballymoney Branch RBL and an Act of Remembrance will be conducted. The parade will proceed along Main Street onto Meetinghouse Street for the Church Service at First Ballymoney Presbyterian Church at 2.00pm and return via Queen Street and High Street where the salute will be taken by Her Majesty's Lord Lieutenant proceeding to Townhead Street and dispersing at the Showgrounds.

It was proposed by Councillor Finlay, seconded by Alderman Campbell and **AGREED:**

that those members wishing to attend be authorised to do so, names to be submitted to the Office of the Chief Executive.

960.14 NILGA – ADDITIONAL EVIDENCE UNADOPTED ROADS INQUIRY

NILGA has recently been made aware of a procedure in place within DRD to deal with unadopted roads, and members have requested that the Regional Development Committee is furnished with details of this procedure, to further inform their inquiry. NILGA is led to believe that:

Divisional Roads Service Offices maintain a backlog list of roads not adopted within their area, and used to call to mind all unadopted roads. Roads are added to this backlog list under 2 conditions:

- (1) When a site is 80% occupied and Roads Service has not received a Preliminary Certificate of Adoption.
- (2) Where a Preliminary Certificate has been received, but after 18 months a Final Certificate of Completion has not been received.

Procedure:

- Roads Service will first try to persuade the developer to undertake works.
- If this is unsuccessful, Roads Service will issue an Article 11 Notice, which gives the developer 28 days' notice to commence works.
- If the work is not commenced, Roads Service will hire a contractor to undertake the work on their behalf and claim the total amount of expenses from the Road Bond (or the administrator if the developer has went into liquidation).
- It is a very rare occasion for the Road Bond to be insufficient to cover the cost of works.

Work on unadopted roads is prioritised based on:

- the condition of the site,
- complaints from members of the public/ elected members; and
- targets set to adopt a certain amount of roads within each financial year.

NB: Roads Service can experience difficulty in proving when 80% occupancy was achieved.

**NILGA trusts that the Committee will find this additional information useful. Should the Committee require any further information on this issue, please do not hesitate to contact :
Claire Bradley: c.bradley@nilga.org at the NILGA Offices.**

960.15 ROADS SERVICE

15.1 APPLICATION TO RENEW A ROADS SERVICE LICENCE

BT62 1PH Liam Murray T/A Murray's Coaches, 34 Drumgoose Road, Portadown

B553 Patrick John Treanor T/A Treanor Travel Coach Hire, 10a Newtown Road, Cloughoge, Newry, Co Down, BT35 8NN

B626 A1 Coach Travel Ltd, 21 Whitehouse Road, Londonderry, BT48

B1563 Magherafelt Women's Group Ltd.27-29 Moneymore Road, Magherafelt, BT45 6AG.

B608 Michael Vincent Carlin T/A Claudy Cabs & Minibus Hire, 30 Barr Cregg, Claudy, BT47 4DU.

B1820 McCausland Airport Garage Ltd., 171 Airport Road, Crumlin, BT29 4DW.

B272 Alexander Cairns T/a Travelwise, Coaches 9A Victoria Road, Larne, Co Antrim, BT40 1RY

B1287 Michael McKenna, 1a Derryclooney Road, Augher, County Tyrone, BT77 OED

B1020 Kudos Coach Travel Ltd, 10 The Demesne, Hillsborough Road, Carryduff, Co Down, BT8 8GW. The licence Boyle Travel Ltd has changed name to Kudos Coach Travel Ltd

B595 Norman & Mervyn Ingram T/a Downshire Coach Travel, 1 Meenan Road, Banbridge, Co Down, BT32 3PJ

B1557 Charmaine Doherty T/a Causeway Coach Hire, 36C Kirk Road, Ballymoney, Co Antrim, BT53 6PP

B354 Gerald & Patricia Sheridan T/a Sheridan's Coaches, 4 Gortmore Villas, Hospital Road, Newry, Co Down, BT35 8EU

B1015 Joseph Cunning, 141 Ballymena Road, Carnlough, Co Antrim, BT44 OLA

B832 Jim Quinn T/A J & K Coaches, Unit 2 Ardboe Businesspark, Kilmascally Road, Ardboe, Dungannon, Co Tyrone, BT71 5BJ

B390 Kevin Oliver Quinn T/A Quinn's Coach Hire, 26 Killycanavan Road, Ardboe, Dungannon, Co Tyrone, BT71 5BP

B1264 Glenshane Coach Hire Ltd, 11 Glenshane Road, Maghera, Co Londonderry, BT46 5JZ

B825 Jeremy McFadden T/A Millenium International, 84 Springhill Road, Moneymore, Co Londonderry, BT45 7NN

B610 Paul Martin Boyle T/a Fona Coach, Twin Spires Complex, 155 Northumberland Street, Belfast, Co Antrim, BT13 2JF

B1336 John Smith T/a Call-A-Coach, 15 Cumbria Lodge, Crumlin, Co Antrim, BT29 4GE

B1421 Keith McCreedy T/a Keith's Limos, 109 Scarva Road, Banbridge, Co Down, BT32 3QD

B1031 Michael Doonan T/a Burro Cabs, 19 Borough Road, Aghyoule, Derrylin, Co Fermanagh, BT92 9AP

B594 Victor William Brown T/a Brown's Mini Coach Hire, 14 Rosevale Avenue, Newtownards, Co Down, BT23 7BL

The Department has received an application, to renew a Road Service Licence from the above-named operators. The licence details and services have not changed from the previous licences.

In accordance with Section 6 of the Transport Act (NI) 1967 any representations regarding this application should be made as soon as possible.

No comments were offered.

15.2 APPLICATION FOR AN AMENDMENT TO A ROADS SERVICE LICENCE

- **AIRPORTER LTD. 1 BAY ROAD, LONDONDERRY, BT48 7SH.**

The Department has received an application from the above-named operator who proposes to amend its existing City of Derry Airport stage carriage service.

The amendment is to include stops at Tower Hotel, City Hotel, Waterfoot Hotel and White Horse Hotel.

In accordance with Section 6 of the Transport Act (NI) 1967 any comments you may regarding this application should be made before 18 May 2012.

- **EAMONN ROONEY T/A ROONEY INTERNATIONAL COACH HIRE.**

The Department has received an application from the above-named operator who proposes to **amend** an existing Express Service from Hilltown to Jury's Hotel, Belfast, as follows (proposed amendments are in bold):

Return Journey	Times				
Europa Bus Station			1700		
Jury's Hotel, Belfast	0800	1330		1730	1800
Newry	0900	1430	1800	1830	1900
Warrenpoint			1815	1850	1920
Rostrevor			1825	1900	1930
Hilltown			1830	1930	1950

This service operates Monday to Friday during Term Time only.

Mr Rooney also proposes to operate a **new** Stage Carriage service as follows.

Depart		Depart	
Hilltown	0650	Stranmillis College	1615
Rostrevor	0700	Queens Elms Village	1620
Warrenpoint	0715	Elmwood Avenue, Queens University	1630
Stonebridge Newry	0730	Park Centre Belfast	1635
Sheepsbridge Park + Ride	0735		
Downshire Hotel, Banbridge	0750	Arrive	
		Downshire Hotel, Banbridge	1710
Arrive		Sheepsbridge Park + Ride	1725
Park Centre Belfast	0830	Stonebridge Newry	1730
Elmwood Avenue, Queens University	0840	Warrenpoint	1745
Queens Elms Village	0845	Rostrevor	1755
Stranmillis College	0900	Hilltown	1810

This service will operate Monday to Friday during Term Time only.

In accordance with Section 6 of the Transport Act (NI) 1967 any comments regarding this application should be made before 20 April 2012.

If you wish to object on the grounds that this proposed service would impact on a service already in operation, please forward a map showing the route of your existing service.

No comments were offered.

15.3 APPLICATION FOR A NEW ROADS SERVICE LICENCE

- B2732 Paul Hesketh T/A Belfast City Coaches, 35 Mount Eagles Park, Belfast,

BT17 0GU. (Occasional Private Hire / Excursions or Tours)

- B2734 Lee John Ruane, 13 Ashley Court, Warrenpoint, Newry, BT34 3RN. (Occasional Private Hire).
- B2735 Thomas James Morrison, 30 Lisnarea Avenue, Derry City, BT48 7SS. (Occasional Private Hire).

The Department has received applications, for a new / to renew a Road Service Licence from the above-named operators.

In accordance with Section 6 of the Transport Act (NI) 1967 representations regarding these applications should be made before 11 May 2012.

No comments were offered.

**15.4 PRIVATE STREETS (NORTHERN IRELAND) ORDER 1980
DEVELOPMENT AT: Layby at Royal Terrace, Balnamore
DEVELOPER : NI Housing Executive**

Roads Service has adopted the streets at the above development.

960.16 DOWN DISTRICT COUNCIL

At a meeting of Down District Council held on 26th March 2012, Down District Council agreed the following Notice of Motion:-

“That this Council calls upon the Minister for Justice to introduce legislation that will see perpetrators of serious crime against elderly receive custodial sentences.”

Accordingly, Councillors requested that support from the other 25 Councils for the above Notice of Motion was sought.

No comments were offered.

960.17 REPORTS

The Chief Executive referred to the schedule of reports, circulated, which are available from the Office of the Chief Executive.

Northern Health & Social Care Trust media statement regarding A&E circulated.

960.18 NILGA REPORTS & UPDATES

The Chief Executive referred to the schedule of reports, circulated, which are available from the Office of the Chief Executive. Additional reports circulated included:

- Press Release 25.4.12: Council reform must be led by Local government and be part of a “whole system review” of NI’s public service.
- Press Release 29/2/12: Council reform needs upfront investment from Assembly or will “fail the customer.”

Council agreed that representation should be made for monies to at least begin process of RPA, if not to fully funded.

The meeting closed at 8.45 pm.