

**LIMAVADY BOROUGH COUNCIL
COMHAIRLE BHUIRG LÉIM AN MHADAIDH**

**MONTHLY COUNCIL MEETING
5 APRIL 2011**

Minutes of meeting held in the Council Offices, 7 Connell Street, Limavady at 7.50 pm on the above date.

PRESENT:

In the Chair: Councillor Carten

Aldermen M Coyle, G Robinson and J Rankin. Councillors P Butcher, A Brolly, B Chivers, L Cubitt, B Douglas, G Mullan, C Ó hOisín, A Robinson and E Stevenson.

IN ATTENDANCE:

Committee Clerk, Director Environmental Services, Director of Development and the Chief Executive.

APOLOGIES: - Councillors M Donaghy and J F McElhinney.

NILGA ANNUAL PLAN:

Members were advised that NILGA would present their Annual Plan when the new Council had been elected.

MINUTES:

The minutes of meeting held 1 March 2011 were approved and signed on the proposal of Councillor Ó hOisín, seconded by Councillor McElhinney.

MATTERS ARISING:

Page 3 – Request for a Recorded Vote: Councillor Cubitt said that advice given at the previous meeting on his request for a recorded vote was inaccurate as Standing Orders did not specify that a recorded vote be requested before topics were voted upon. It was suggested that if there were any ambiguity around requests for a recorded vote that Standing Orders be amended accordingly.

MINUTES OF SPECIAL MEETING:

The minutes of special meeting held 22 February 2011 were approved on the proposal of Alderman Coyle, seconded by Alderman Robinson.

The Chief Executive tabled an interim report from the ICE team on the Case for Change and Governance consultation. He said that a final report would be presented to Council in June 2011.

Members were also advised that the final stage of the Planning Bill had gone through the Assembly to provide for the transfer of planning functions to Councils within a timetable to be agreed by the Assembly. Noted.

MINUTES OF AUDIT COMMITTEE:

The minutes of Audit Committee held 8 December 2010 were approved on the proposal of Councillor Cubitt, seconded by Councillor Butcher. It was agreed that a letter of thanks would be forwarded to the Auditor, Internal Auditors and Independent Chair of the Audit Committee for their hard work during the year.

CHIEF EXECUTIVE'S REPORT – APRIL 2011:

The Chief Executive presented his report for April 2011. The items for information were noted and the report was adopted on the proposal of Alderman Rankin, seconded by Councillor Brolly subject to the following:

RPA Update: The Chief Executive circulated copy of minutes from Transition Committee meeting held 27 January 2011 for member's information.

Integrated Business Plan Objectives 2011/12: The Integrated Business Plan Objectives for 2011/12 were approved by members.

Corporate Risk Register: The Corporate Risk Register which had been presented to the Audit Committee on 8 March 2011 was approved by members.

Request for Community Group for Sponsorship in Bid for WELB Property: The Chief Executive informed members that a request had been received from a community group called, Glór Dhún Geimhin (Voice of Dungiven) asking for Council to agree in principle to act as sponsor for their purchase of a WELB property at the site of the former primary school at the junction of Chapel Road and Curragh Road for the development of a local culture centre. He said they were currently applying for grant aid for the centre which would be used for a range of activities, including multi performance area, after schools club, audit education and computer training.

There followed a discussion in which it was suggested that the group provide a copy of their constitution to council. A member stressed that linkage to the Community Forum was important. Councillor Ó hOisín proposed, seconded by Alderman Coyle that Council agreed in principle to the request, on the understanding that should the transfer go ahead, the community group must secure finance to the WELB themselves.

Dungiven Castle: It was agreed on the proposal of Councillor Ó hOisín, seconded by Alderman Coyle that the draft lease from the Big Peanut Company for Dungiven Castle would be signed & sealed by the Chief Executive and the Mayor following review by Council solicitor.

Draft NAP – Pre-Examination Meeting: The Chief Executive explained that the date set for the Draft NAP pre-examination meeting appeared to be set in stone and unlikely to be changed by the PAC. It was agreed that the Chief Executive would write in the strongest terms to the PAC to state that members were extremely unhappy with the 3 May date as it was likely that the turnout at the

event would be low given that most elected members would be campaigning during that period.

Scheme of Delegation: Council approved the draft Scheme of Delegation which provided the framework and guidance for powers delegated to Committees of Council and to senior officers within the Council. It was noted that the Scheme of Delegation would form part of the induction for the incoming Council.

Roads Service Reports to Council: It was agreed that due to the timing of the elections and finalisation of divisional budgets, that Roads Service would present their report to Council early the Autumn.

Co-operating for Cancer Care: The Chief Executive informed members that Co-operating for Cancer Care Northwest had written to request a presentation to Council on their campaign for a cross border radiotherapy unit to be based at Altnagelvin.

Members voiced their support for the campaign and it was agreed that instead of the group presenting to Council, that a letter of support would be forwarded to Michael McGimpsey, Minister for Health, Social Services & Public Safety.

REPORT FROM THE DEVELOPMENT DIRECTORATE:

Grant Awards - Culture Arts & Tourism Grant Programme: The following recommendations for maximum grant awards under the Culture Arts & Tourism Grant Programme were agreed:

- Dungiven Comhaltas (Traditional Songs of Ulster Workshop) £300
- Largy Community Association (Images and Tales of Largy) £300
- Roe Valley Folk Club (Roe Valley Folk Festival) £7,500
- An Gaelaras (Annual Drumceatt Field Trip) £500
- Limavady Jazz and Blues (Festival) £7,500
- Greysteel Community Association (Festival) £1,200
- Ulster Fleadh 2011 (Fleadh) £7,500
- Maiden City Motor Club (Dogleap Rally) £2,000
- Derry and District Youth Football Association (Foyle Cup) £1,200
- Co Derry Darts Organisation (Darts Tournament) £1,200
- Londonderry and Limavady Agricultural Show £650
- Shamrock Rose & Thistle Tradition (Eddie Butcher Festival) £1,200
- Limavady Drama Club (Wild West Pantomime) £1,200
- Bovally Community Association (Festival) £700.

A seeding grant of £300 was also agreed for Roe Valley Community Film Society Film Education Project.

Members were advised of an application for funding in respect of the Stendhal Festival. It was agreed that options to support the festival would be explored.

Proposed Holiday Closures Roe Valley Arts & Cultural Centre - Ionad Ealaíon agus Cultúir Ghleann na Ró: The proposed closures for Roe Valley Arts & Cultural Centre - Ionad Ealaíon agus Cultúir Ghleann na Ró for 2011/12 were approved by Council.

Closed 25 April; 12 & 13 July; 26 & 27 December 2011. Open 10 am – 3 pm on 26 & 29 April; 2 & 30 May; 29 August and 24 December 2011. Closed 2 January and open 10 am – 3 pm on 17 March 2012.

Request for Funding From Causeway Coast and Glens Heritage Trust: It was agreed on the proposal of Councillor Cubitt, seconded by Alderman Robinson that Council approve funding of £11,000 for 2011/12 to Causeway Coast and Glens Heritage Trust on the basis that match funding had been secured to meet the core costs from other funding partners and subject to agreement on a satisfactory Business Plan for 2011/12.

Request for Funding from Causeway Coast and Glens Tourism: It was agreed that approval would be given to offer a grant of £12,500 to Causeway Coast & Glens Tourism to cover the period 1 April to 30 September 2011.

Causeway Museum Service: It was agreed that Council would provide £12,097 support to the regional Causeway Museum and £10,711 towards the delivery of the Peace III Phase 2 programme.

Request to Relocate Changing Unit from Ardgarvan to Garvagh Road, Dungiven: The Director of Development informed members that a request had been received from St Canice's seeking Council approval to re-locate on a temporary basis the changing unit from Ardgarvan to the pitch at Garvagh Road. She said that the facility would be used to cater primarily for young people and ladies changing and that the club would be responsible for covering all costs of relocating the unit, maintaining it once on site and providing appropriate insurance cover.

There followed a discussion during which several members voiced their opposition to relocating the changing unit, however, it was pointed out that the changing room was seldom used at Ardgarvan and local residents would still have use of the pitch.

Alderman Coyle proposed, seconded by Councillor Brolly that the changing unit be relocated from Ardgarvan to Garvagh Road. A recorded vote was requested and on being put to the meeting the proposal was declared carried, 7 for, namely Alderman Coyle, Councillor Mullan, Councillor Chivers, Councillor Butcher, Councillor Brolly, Councillor Ó hOisín and Councillor Carten. Councillor Douglas, Alderman Rankin, Councillor Stevenson, Councillor Cubitt and Alderman Robinson, 5 against.

REPORT FROM ENVIRONMENTAL SERVICES DIRECTORATE:

Food Safety Contraventions: The Director Environmental Services reminded members that at the January 2011 Environmental Services meeting Council had been advised of enforcement action being taken as a result of a number of food safety contraventions in a food production business in the Borough. He said that the Department had been carrying out work to ensure the works were completed in accordance with a Hygiene Emergency Prohibition Order issued in January 2011, however since then, the business has made no effort to remedy the contraventions witnessed by Officers on two occasions and the Hygiene Emergency Prohibition Order remains in place. It was noted that the Department had no information relation to the whereabouts of the proprietor but it was believed that he was not currently in Northern Ireland.

It was agreed that taking into consideration Council's Food Safety Enforcement Policy and the Food Law Code of Practice (NI) Edition August 2008 that the matter would be referred to Council's solicitor with a view to instigating legal proceedings against the proprietor of the business when his whereabouts became known to the Department.

Electricity Procurement: It was agreed that Council would accept the tender from Airtricity for the supply of electricity to Council facilities for one year commencing on the 1st April 2011.

Standby Generator: Council retrospectively approved for the fixed installation of a generator at Roe Valley Leisure Centre at a cost of £8,810.00; connection points at Council Offices at a cost of £4,815.00, Dungiven Sports Pavilion at a cost of £4,086.00 and at Beneone Tourist Complex at a cost of £4,133.00.

Lease of Waste Transfer Station – Aghanloo: It was agreed that Council would accept and extend the lease agreement for Waste Transfer Station at Aghanloo for a further 18 months commencing 1 July 2011 at the existing rent of £27,200 per annum and on the existing terms and conditions.

North West Waste Management Group: Council approved the formal arrangements and additional costs of £5,457.37 incurred to facilitate the secondment of a Project Officer for the North West Waste Management Group.

Cartens Road: It was agreed that a section of Barnailt Road would be renamed Cartens Road.

EXTERNAL MINUTES NOTED:

- o Western Group Environmental Health Committee – 10 January 2011.

CONSULTATIONS:

It was agreed that members would contact the Chief Executives office if they wished to respond to the following consultations:

1. Department of Social Development – Future Regulations of Gambling in Northern Ireland
2. DHSS&PS – Draft Policy Framework, Living with Long Term Conditions
3. DoE – Draft Planning Policy Statement (Revised) 2, Natural Heritage
4. DoE – Draft Supplementary Planning Guidance to PPS21 “Building on Tradition – A Sustainable Design Guide for the Northern Ireland Countryside”
5. Forest Service – The Forestry Land Byelaws
6. Forest Service – The Forestry (Felling of Trees) Regulations
7. NIEA – Proposed Restructuring and Revision of Application Fees for Discharge Consent under the Water (NI) Order 1999 for Single Domestic Dwellings
8. DoE – Proposed Charges to the Learner and Restricted Driver Schemes and on Graduated Driver Licensing.

COURSES/CONFERENCES: - None.

SEAL LEGAL DOCUMENTS:

It was agreed on the proposal of Councillor Cubitt, seconded by Alderman Rankin that the lease between Limavady Borough Council and RJ Pattison Nut & Sons for the Transfer Station at Aghanloo be signed and sealed.

FORMAL CORRESPONDENCE:

- Ethos, Bringing Service to Life
- Queens University Belfast, Vice Chancellor's Report 2009/10
- Northern Ireland Water – Waterline March 2011
- Northern Ireland Chamber of Commerce – Enabling Economic Excellence
- HSENI – Health & Safety at Work, Protecting Lives, not stopping them
- International Fund for Ireland, Helping Unionists & Nationalists to learn, work and live together. Annual Report & Accounts
- Northern Ireland Assembly, Committee for the Environment – Report on the Planning Bill
- ICLRD, Borderlands, The Journal of Spatial Planning in Ireland
- Education Investor, News and Views on the business of learning
- Chartered Institute of Environmental Health, Local Authority Private Sector Housing Services
- AMH, Manifesto 2011
- Public Health Agency – Annual Report 2010

ANY OTHER BUSINESS:

Complaints about Smell: Members highlighted that a large number of complaints had been received from the public at the smell emanating from a temporary storage facility on the Broad Road. Members requested that their objection to an application lodged with Planning Head Quarters for a proposed storage and processing of sludge cake facility be forwarded to Planning Service. Agreed.

Condolences: It was agreed that a letter of condolence would be forwarded to the family of Constable Ronan Kerr who had tragically lost his life as a result of a car bomb.

Congratulations to the Mayor – Councillor Carten: Elected representatives paid tribute to Councillor Carten and to his successful year in office. Remarks made included that he put himself out to everyone, nothing was too much trouble; he acted like a true gentleman and had rose about politics. Councillor Carten thanked members for their kind remarks and said he had enjoyed his 14 years in Council. He wished outgoing members a long and happy retirement and best wishes to those standing in the 2011 election.

Bunting – Dungiven: Councillor Douglas voiced his concerns regarding the colour of the bunting used in Dungiven for the Paul McCloskey world title bid and enquired about the cost associated with this.

Drama Festival: The Director of Development confirmed that Council had received a request from the Drama Club to print programmes and certificates for the Drama Festival in the Largy but for various reasons the request could not be accommodated at short notice.

Ferry Service: IN COMMITTEE on the proposal of Alderman Coyle, seconded by Councillor Butcher. The Director of Development updated members on maximum funding towards the ferry service from Donegal County Council and Limavady Borough Council. She said that the Ferry Company had been advised to consider options for the future, including continuing with the service at their own risk after 31 March 2011. It was agreed that if need be, a special meeting would be held at the end of April 2011 to agree the future of the Ferry Service.
OUT OF COMMITTEE.

NEXT MEETING: - 7 June 2011.

THE BUSINESS CONCLUDED AT 10.50 PM

Signed: _____
Chair of Meeting