

COUNCIL MEETING TUESDAY 18 DECEMBER 2018

Table of Adoptions

No	Item	Summary of key Adoptions
3.	Declarations of Members' Interests	<i>Councillor Stevenson</i>
4.	Minutes of Council Meeting held Tuesday 27 November 2018	<i>Confirmed</i>
	Matters Arising	
	4.1 Correspondence – Education Authority Response to Local Government Political Partnership Forum – 24 August 2018 (Item 12.1)	<i>Chief Executive to write to Education Authority and NILGA</i>
5.	Minutes of Special Council Meeting held Wednesday 12 December 2018	<i>Confirmed</i>
6.	Minutes of Planning Committee Meeting held Wednesday 28 November 2018, reconvened 3 December 2018	<i>Noted</i>
7.	Minutes of Environmental Services Committee Meeting held Tuesday 4 December 2018	
	Matters Arising	
	7.1 Don't Mow Let It Grow (Item 15)	<i>Information</i>
	7.2 Dredging Campaign 2019 (Item 16)	<i>Information</i>
	7.3 Adoption of the Minutes	<i>Adopted</i>
8.	Minutes of Leisure and Development Committee Meeting held Tuesday 11 December 2018	
	Matters Arising	
	8.1 Council delivered events for 2019 (Item 11)	<i>Amendment lost</i>
	8.2 Notice of Motion proposed by Councillor McCandless seconded by Alderman Hillis	<i>Information</i>

	referred from 27 November 2018 Council Meeting (Protect Life 2 Strategy) (Item 4)	
	8.3 Notice of Motion proposed by Councillor Fielding and councillor A Mulholland seconded by Councillor McCaw referred from 27 November 2018 Council Meeting	<i>Information</i>
	8.4 Portaneevey/Clare Project (item 9)	<i>Amendment lost</i>
	8.5 Adoption of the Minutes	<i>Adopted, excluding Item 18</i>
9.	Minutes of Audit Committee Meeting held Wednesday 12 December 2018	<i>Adopted</i>
10.	Matters for Reporting to Partnership Panel – Local Government Side	<i>Nil</i>
11.	Conferences	<i>Nil</i>
12.	Correspondence	
	12.1 Department Education Publication of Interim Guidance on Children’s Services Co-Operation Act	<i>Noted</i>
	12.2 Newry, Mourne and Down District Council Motion on Curriculum Sports Programme	
	12.3 Department for Communities Local Government & Housing Regulation 23 November 2018	
	12.4 Derry City and Strabane District Council resolution	
	12.5 NILGA All Council Bulletin December 2018	
13.	Consultation Schedule	
	<ul style="list-style-type: none"> The Executive Office, Historical Institutional Abuse 	<i>Noted</i>
	<ul style="list-style-type: none"> Department of Justice Improving Cost Recovery in the Civic Courts 	
14.	Seal Documents	
	14.1 Grave Certificates Coleraine Ballywillan Agherton and Portstewart Cemeteries No. 4706-4715	<i>Seal Affixed</i>
	14.2 Grave Registry Certificates Limavady Cemetery No. 493	

15.	Notice of Motion Proposed by Councillor McGurk, seconded by Councillor C McShane	<i>Referred Leisure and Development Committee</i>
16.	Notice of Motion Proposed by Councillor McCandless, seconded by Alderman King and Alderman Hillis	<i>Referred Environmental Services Committee</i>
17.	Notice of Motion Proposed by Councillor Stevenson, seconded by Alderman Campbell	<i>Referred Corporate Policy & Resources Committee</i>
	IN COMMITTEE	
18.	Update on Negotiations with Trade Unions on the removal of Task and Finish Practices	<i>Approve buyout of £2,500 per person pending final agreement with Unions</i>
19.	Minutes of Leisure and Development Committee meeting held Tuesday 11 December 2018 Matters Arising In Committee 19.1 Dunluce Centre (Item 18)	<i>Refer the matter to the Northern Ireland Audit Office</i>

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE COUNCIL
HELD IN CIVIC HEADQUARTERS, COLERAINE ON
TUESDAY 18 DECEMBER 2018 AT 7:00 PM**

In the Chair : The Mayor, Councillor Chivers

Members Present : Alderman Campbell, Cole, Finlay, Hillis, King

Councillors Baird, Beattie, Blair, Deighan, Douglas, Fielding, Holmes, Hunter, Knight-McQuillan, Loftus, McCandless, McCaw, McCorkell, McGurk, McLaughlin, McLean, MA McKillop, S McKillop, McLean, P McShane, A Mulholland, K Mulholland, Nicholl, Stevenson, Watton and Wilson

Officers Present : M Quinn, Deputy Chief Executive
R Baker, Director of Leisure & Development
A McPeake, Director of Environmental Services
E Keenan Council Solicitor
P Donaghy, Democratic & Central Services Manager

In Attendance : Press (1. No)

1. THE MAYOR'S BUSINESS

The Mayor opened the meeting by welcoming Elected Members, Officers, the public and press to the meeting.

The Mayor addressed the meeting as follows:

“Good evening everyone and welcome to our final full Council meeting before Christmas.

Earlier this month I was delighted to attend the official opening of Loughgiel's new Health and Wellbeing at the Millennium Centre. I would like to offer my congratulations to everyone involved with this ambitious project. Its completion is a very special way for Loughgiel Community Association to celebrate 30 years of community work in the area.

As a LAG Board member it is fantastic to see our Rural Development Programme funding in action and making a real difference.

Another issue concerning our rural communities is a public consultation by the Department for Economy around broadband provision. It is crucial that all postcodes within the Causeway Coast and Glens which currently receive a poor level of service are correctly identified.

The lists can be checked online or hard copies are available at reception desks in the offices. I would encourage all members and residents to take part in this important piece of work before its closes in January.

This month Dungiven Sports Centre received the superb news that it is the first sports facility to receive the excellence level of Disability Sport NI's 'Inclusive Accreditation' scheme.

In order to secure this prestigious award, Council officials and Kennedy Fitzgerald Architects worked closely with access consultants from Disability Sport NI throughout the design and build process, ensuring every aspect of accessibility and inclusive design was considered and addressed. I would like to congratulate everyone on this achievement and it is fantastic to see that we are leading the way with providing facilities that ensure leisure and sporting opportunities are available for all.

Throughout December, I have been helping to promote a Shop Local campaign across the area. Following on from this I would like to remind you that Causeway Speciality Market takes place on Saturday in Coleraine town centre and the Christmas Craft Market continues in Flowerfield Arts Centre until then as well. Both providing two great opportunities to Shop Local before Christmas Day.

Finally, I would like to take this opportunity to wish you all a very Happy Christmas. I hope you enjoy some time with your loved ones in the weeks ahead and I hope 2019 is a peaceful and prosperous year for you and your families”.

2. APOLOGIES

Apologies were recorded for Councillors Callan, Clarke, Duddy, McGlinchey, C McShane and Quigley.

3. DECLARATIONS OF MEMBERS' INTERESTS

Councillor Stevenson in Item 12 (4), Derry City and Strabane District Council resolution.

4. MINUTES OF COUNCIL MEETING HELD TUESDAY 27 NOVEMBER 2018

RESOLVED – that the Minutes of Council Meeting held Tuesday 27 November be confirmed as a correct record.

Matters Arising

4.1 Correspondence – Education Authority Response to Local Government Political Partnership Forum – 24 August 2018 (Item 12.1)

Councillor S McKillop requested that it be noted that the the Chief Executive had agreed to write to the Education Authority and NILGA.

5. MINUTES OF SPECIAL COUNCIL MEETING HELD WEDNESDAY 12 DECEMBER 2018

RESOLVED – that the Minutes of Special Council Meeting held Wednesday 12 December 2018 are confirmed as a correct record.

6. MINUTES OF PLANNING COMMITTEE MEETING HELD WEDNESDAY 28 NOVEMBER 2018, RECONVENED 3 DECEMBER 2018

RESOLVED – that the Minutes of the Planning Committee held Wednesday 28 November 2018, reconvened 3 December 2018 are noted.

7. MINUTES OF ENVIRONMENTAL SERVICES COMMITTEE MEETING HELD TUESDAY 4 DECEMBER 2018

Alderman Finlay presented the Minutes and proposed their adoption, subject to any matters arising, seconded by Councillor Hunter.

Matters Arising

7.1 Don't Mow Let It Grow (Item 15)

Councillor Stevenson wished to be associated with the comments made by Councillor McLean.

7.2 Dredging Campaign 2019 (Item 16)

In response to a question from Councillor Stevenson, the Director of Environmental Services clarified the areas behind dredged.

7.3 Adoption of the Minutes

Proposed by Alderman Finlay
Seconded by Councillor Hunter and

AGREED – that the Minutes of the Environmental Services Committee Meeting Held Tuesday 4 December 2018 be adopted and recommendations therein approved.

8. MINUTES OF LEISURE AND DEVELOPMENT COMMITTEE MEETING HELD TUESDAY 11 DECEMBER 2018

Councillor Holmes presented the Minutes and proposed their adoption, subject to any matters arising, seconded by Councillor MA McKillop.

Matters Arising

8.1 Council delivered events for 2019 (Item 11)

Amendment

Proposed by Councillor K Mulholland
Seconded by Councillor McLaughlin

- that Council Cease Airwaves in 2019 and investigate alternative event options for 2020, Option 1B.

Councillor K Mulholland requested a Recorded Vote.

The Mayor put the Amendment to the Council to vote.

7 members voted For, 21 members voted Against, 1 member Abstained.
The Mayor declared the Amendment lost.

For (7)	Councillors Blair, Chivers, McGurk, McLaughlin, P McShane, K Mulholland, Nicholl
Against (21)	Alderman Campbell, Finlay, Hillis, King Councillors Baird, Beattie, Cole, Deighan, Fielding, Holmes, Hunter, Knight-McQuillan, McCandless, McCorkell, MA McKillop, S McKillop, McLean, A Mulholland, Stevenson, Watton, Wilson
Abstain (1)	Councillor Loftus

8.3 Notice of Motion Proposed by Councillor McCandless, seconded by Alderman Hillis referred from 27 November 2018 Council Meeting (Protect Life 2 Strategy) (Item 4)

Councillor Stevenson welcomed the Notice of Motion.

8.4 Notice of Motion Proposed by Councillor Fielding and Councillor A Mulholland, seconded by Councillor McCaw, referred from 27 November 2018 Council meeting (Item 3).

Councillor Stevenson questioned the benefits of an evaluation which cost less.

The Director of Leisure and Development advised the motion was brought forward by Members and would be commensurate with the size and scale of the event.

* **Councillor McCaw joined the meeting at 7.20PM.**

8.5 Portaneevey/ Clare Project (Item 9)

Councillor Stevenson asked how projects are prioritised.

The Director of Leisure and Development advised the question was beyond the scope of the report.

Councillor P McShane recorded his opposition to the recommendation from Committee. He stated that the proposed scheme would be detrimental to Council in the future. Councillor P McShane proposed an amendment.

Amendment

Proposed by Councillor P McShane

Seconded by Councillor K Mulholland

- that Council rejects this until a better scheme comes to advance Portaneevey.

Councillor Baird stated her support for the recommended Portaneevy Scheme and would be concerned if it was dropped. Alderman Cole concurred with Councillor Baird's comments.

The Mayor put the Amendment to the Council to vote.

6 Members voted For, 23 Members voted Against, 2 Members abstained.

The Mayor declared the amendment lost.

8.6 Adoption of the Minutes

Proposed by Councillor Holmes
Seconded by Councillor MA McKillop and

AGREED – that the Minutes of the Leisure and Development Committee Meeting Held Tuesday 11 December 2018 be adopted and recommendations therein approved, excluding Item 18.

9. MINUTES OF AUDIT COMMITTEE MEETING HELD WEDNESDAY 12 DECEMBER 2018

Councillor Baird presented the Minutes and proposed their adoption, subject to any matters arising, seconded by Councillor Watton.

Adoption of the Minutes

Proposed by Councillor Baird
Seconded by Councillor Watton and

AGREED – that the Minutes of the Audit Committee Meeting held Wednesday 12 December 2018 be adopted and recommendations therein approved.

10. MATTERS FOR REPORTING TO PARTNERSHIP PANEL – LOCAL GOVERNMENT SIDE

There were no matters for reporting to the Partnership Panel.

11. CONFERENCES

There were no conferences.

12. CORRESPONDENCE

The Deputy Chief Executive advised of the following correspondence:

- 12.1** Department of Education – Publication of Interim Guidance on the Children’s Services Co-Operation Act (Northern Ireland) 2015, DA Baker, 14 November 2018;
- 12.2** Newry, Mourne and Down District Council – Motion on Curriculum Sports Programme, L Hannaway, Chief Executive, 20 November 2018;
- 12.3** Department for Communities, Jeff Glass, Local Government & Housing Regulation, 23 November 2018;

12.4 Derry City and Strabane District Council Resolution, J Kelpie, Chief Executive, 4 December 2018;

12.5 NILGA All Council Bulletin December 2018.

RESOLVED – that Council note the correspondence.

13. CONSULTATION SCHEDULE

The Chief Executive advised of the following consultation documents, previously circulated:

- The Executive Office, Historical Institutional Abuse – a Consultation Paper;
- Department of Justice, Improving Cost Recovery in the Civic Courts

RESOLVED – that Council note the Consultation Schedule.

14. SEAL DOCUMENTS

Members were advised of the undernoted items for signing and sealing by Council, approval having been previously granted and all necessary legislative requirements being met.

14.1 Grave Registry Certificates, Coleraine, Ballywillan, Agherton and Portstewart Cemeteries No's 4706 – 4715;

14.2 Grave Registry Certificates, Limavady Cemetery.

Proposed by Councillor Stevenson
Seconded by Councillor Loftus and

RESOLVED - that the sealing of documents as listed (Items 14.1 – 14.2 inclusive) be approved.

15. NOTICE OF MOTION PROPOSED BY COUNCILLOR MCGURK, SECONDED BY COUNCILLOR C MCSHANE

That this Council supports the “On the Ball” campaign, the aim of which is to provide free sanitary products in as many sporting grounds and public buildings as possible to combat the ever growing issue of period poverty.

As an initial step, that this council looks at the feasibility of its introduction at Cloonavin, the council offices across Causeway Coast and Glens council area and all council owned sport and leisure facilities.

We should strive, as a council area, to proactively help efforts to tackle period poverty and be part of bringing about such positive change.

It should be the norm in schools, universities colleges, workplaces, football grounds, concert venues for free access to sanitary product provision.

We ask that council writes to the Education Authority, the Northern Trust and the Western Trust to ask that they consider providing free sanitary items in schools and hospitals.

The Notice of Motion was referred, without discussion to the Leisure and Development Committee.

16. NOTICE OF MOTION PROPOSED BY COUNCILLOR MCCANDLESS, SECONDED BY ALDERMAN KING AND ALDERMAN HILLIS

Not every disability is visible and as it is not considered as polite conversation – bladder and bowel problems and toileting issues in general tend not to be discussed.

There is an assumption that incontinence only affects the elderly – not so.

NHS figures reveal that as many as 900K children and young people are affected by incontinence in the U.K. but because of the associated stigma they try to hide it.

Chrohn's or ulcerative colitis cause serious discomfort, the most common age for diagnosis is between 18-30. These conditions affect the digestive system to different degrees but it is factual that 1 in 10 people will experience regular incontinence.

Incontinence sufferers can have their journeys restricted due to the lack of awareness or the necessary sympathy required for adequately equipped toilets.

Conditions associated with incontinence can lead to social isolation, particularly with elderly males. Those who suffer from incontinence face the dilemma of needing to change their pad and then the problem of where to dispose of it when they are out for the day. Men with urinary incontinence, particularly after prostate surgery, and those suffering from faecal incontinence require a discrete, safe and hygienic method to dispose of their hygiene waste.

To that end I would call upon our council officers to conduct an audit of our toilets throughout the Borough recognising the needs and requirements of

incontinence sufferers (both genders) and advise what is required in bins and time required to implement a plan to provide proper sanitation bins.

Along with this to benchmark our council in comparison to others in this regard, advise exact locations to enable incontinence sufferers to plan their day out and advise where radar key access locations are.

The Notice of Motion was referred, without discussion to the Environmental Services Committee.

17. NOTICE OF MOTION PROPOSED BY COUNCILLOR STEVENSON, SECONDED BY ALDERMAN CAMPBELL

That the motto underneath the borough crest be changed to Goodwill to all people, in Latin or English as members decide.

The Notice of Motion was referred, without discussion to the Corporate Policy and Resources Committee.

MOTION TO PROCEED 'IN COMMITTEE'

Proposed by Councillor McGurk
Seconded by Councillor K Mulholland

AGREED – that Council move 'In committee'.

18. UPDATE ON NEGOTIATIONS WITH TRADE UNIONS ON THE REMOVAL OF TASK AND FINISH PRACTICES

A confidential report was tabled and presented by the Director of Environmental Services.

Causeway Coast and Glens Borough Council came into being on 1st April 2015 as a result of the Review of Public Administration. Four legacy Councils namely Ballymoney Borough Council, Coleraine Borough Council, Limavady Borough Council and Moyle District Council were merged and all employees transferred to Causeway Coast and Glens Borough Council ('the Council') on 1st April 2015.

All employees transferred to the Council under "Transfer of Undertakings (Protection of Employment) Regulations 2006" (TUPE). This means that Terms and Conditions were carried through from the legacy Council into the Council.

The Council are currently progressing the alignment of terms and conditions in consultation with Trade Union (TU) representatives. Environmental Services have completed a timeframe for this piece of work which is due to be completed by June 2019.

Due to Health and Safety concerns in relation to the continuation of Task and Finish in the Waste Collection Service area, the Council wish to accelerate this element of negotiations and implement the removal of Task and Finish as soon as possible.

Recommendation

Council are asked to approve the value of the buyout of £2,500 per person pending final agreement with the unions.

The Director of Environmental Services responded to questions from Members.

Following lengthy debate during which Members raised a number of queries in relation to the paper tabled, it was:

Proposed by Councillor Watton
Seconded by Councillor Stevenson

- that consideration of the matter is deferred for one month.

Alderman Cole requested a recorded vote.

The Mayor put the motion to the Council to vote.

13 Members voted For, 17 Members voted Against, 0 Members Abstained.

For	Alderman Blair, Finlay
(13)	Councillors Chivers, Douglas, Fielding, McCaw, McGurk, McLaughlin, P McShane, K Mulholland, Nicholl, Stevenson, Watton
Against	Alderman Campbell, Cole, Hillis, King
(17)	Councillors Baird, Beattie, Deighan, Holmes, Hunter, Loftus, McCandless, McCorkell, MA McKillop, S McKillop, McLean, A Mulholland, Wilson

Proposed by Alderman Cole
Seconded by Councillor Baird

- that Council approve the value of the buyout of £2,500 per person pending final agreement with the unions.

Alderman Cole requested a recorded vote.

The Mayor put the motion to the Council to vote.

22 Members voted For, 3 Members voted Against, 5 members Abstained.

The Mayor declared the motion carried.

For	Alderman Campbell, Cole, Finlay, Hillis, King
(22)	Councillors Baird, Beattie, Blair, Deighan, Douglas, Fielding, Holmes, Hunter, Loftus, McCandless, McCaw, McCorkell, MA McKillop, S McKillop, McLean, A Mulholland, Wilson
Against	Councillors P McShane, Stevenson, Watton
(3)	
Abstain	Councillors Chivers, McGurk, McLaughlin, K Mulholland, Nicholl
(5)	

- * **Alderman Finlay left the meeting at 7.50PM and returned at 7.56PM**
- * **Councillor Holmes left the meeting at 7.55PM.**
- * **Alderman Hillis arrived at the meeting at 8.00PM**

19. MINUTES OF LEISURE AND DEVELOPMENT COMMITTEE MEETING HELD TUESDAY 11 DECEMBER 2018

Matters Arising 'In Committee'

19.1 Dunluce Centre (Item 18)

Councillor Knight McQuillan spoke on behalf of the DUP.

Proposed by Councillor Knight-McQuillan

Seconded by Councillor Stevenson

- In light of the delays in progress, the matter is sent to the Northern Ireland Audit Office to ensure everything in the proposal was dealt with appropriately.

The Mayor put the motion to the Council to vote.

19 Members voted For, 6 Members Abstained.

The Mayor declared the motion carried.

- * **Alderman King Left the meeting at 8.40PM during consideration of the matter.**

- * **Councillor Watton left the meeting at 8.42PM during consideration of the matter.**

MOTION TO PROCEED 'IN PUBLIC'

Proposed by Councillor Stevenson
Seconded by Councillor Knight-McQuillan and

AGREED – to recommend that Council move, 'In Public'.

There being no further business, the Chair thanked everyone for their attendance and the meeting concluded at 8.45PM.

Chair