

Derry City and Strabane District Council

Minutes of Meeting of the Derry City and Strabane District Council held in the Guildhall, Derry on Thursday 29 March 2018 at 4.00 pm

Present:- Members of the Committee - ; Aldermen; Bresland, Kerrigan, M Hamilton, R Hamilton, Hussey, McClintock, Ramsey, Thompson and Warke; Councillors McKnight, Gardiner, Campbell, Carlin, Carr, Cooper, Cusack, Dobbins, Donnelly, Duffy, Fleming, Gallagher, Hastings, Jackson, C Kelly, D Kelly, P Kelly, Logue, McGinley, McGuire, R McHugh, O'Reilly, Reilly, Robinson and Tierney.

C83/18 Notice and Summons of Meeting

The Mayor read the Notice and Summons for the Meeting.

C84/18 Webcasting Notice

The Mayor read the Webcast Announcement for the Meeting.

C85/18 Member Attendance and Apologies

Apologies were received from Alderman Devenney and Councillor McMahon.

C86/18 Declarations of Members' Interests

There were no Declarations of Interest at this stage of the meeting.

C87/18 Chairperson's Business

C87/18 Welcome

The Mayor welcomed Councillor McCauley as the newly appointed Member to Council.

C88/18 Brandywell Stadium

The Mayor commented on the successful launch of the refurbished Brandywell Stadium which will benefit everyone within the City and beyond.

C88/18 Confirmation of the Open Minutes of the Meeting of the Derry City and Strabane District Council held on Thursday 22 February 2018

The Minutes of the Open Meeting of Derry City and Strabane District Council held on 22 February 2018 (C43/18-C73/18) were submitted.

Councillor Hastings Moved, Councillor Jackson Seconded and the Council.

Resolved that the above Minutes be adopted as a true record of the Meeting

C89/18 Matters Arising

C90/18 Flooding Incident Response (C49/18)

Councillor Reilly referred to the public meeting hosted by the Department for Infrastructure (DfI) and expressed his disappointment that the meeting was taking place at the same time as the meeting of Derry City and Strabane District Council. He also criticised the timing of the report by the DfI into last years' flooding event which was published two days before the public meeting. He proposed that Council request that statutory agencies such as the DfI come before Council to discuss the report as it was unfortunate the public meeting was taking place at a time when Elected Members could not attend. Alderman McClintock also referred to the report and stated that Members had waited seven months for the document which was then published only two days before the public meeting which left inadequate time for the contents to be considered. She expressed concern regarding the lack of notification given to the public about the meeting and stated that there had been no individual communication to any of the homes that had been affected by the flooding from the organisers of the event and that she and her colleagues hand delivered the information to residents. She stated that Councillors had been given assurance that the meeting would be held at a time which was suitable to everyone and the timing of the meeting showed a total disregard for the roles of Elected Members. She referred to the content of the report and stated that those affected by the flooding had expected to see more preventative measures in place for the future and were deeply disappointed by the document. She stated that flood risk and prevention with flood alleviation had only a brief mention within the report. She further stated that during the flooding incident some homes, particularly in rural areas, could have been saved if gullies had been properly maintained and that the report stated that gullies would be cleaned and maintained annually.

Councillor Gardiner echoed the concerns raised by Alderman McClintock. She stated that she and her colleagues had hand delivered information on the public meeting to residents in Ivy Mead and Riverside Park. She stated residents in those areas had not been aware that the meeting was taking place. She further stated that she had contacted the DfI, who informed her that they did not have the capacity to notify people of the meeting. She stated that the report did not give any details on what measures would be in place in the event of floods in the future. She accepted that the weather could not be predicted but that people could be given peace of mind. She stated that an action plan was required to ensure that adequate measures were put in place.

Councillor Gardiner then nominated Councillor Reilly to sit on the Adverse Weather Working Group.

Alderman M Hamilton concurred with the remarks made by the previous speakers. She stated that she had been contacted by a resident who had been affected by the floods and that their house insurance had risen from £300 to £18,000. She added that everyone in that area had been affected and needed assistance.

Councillor P Kelly remarked on the lack of engagement from the statutory agencies with the rural communities. He stated that there had been no information given to residents in the Donemana, Plumbridge and Cranagh areas regarding the public meeting. He further stated that cleaning gullies on an annual basis was not effective as there were already reports of blocked gullies in the rural areas.

Councillor Fleming concurred with the remarks made by the previous speakers. He stated that there had been a lack of communication, especially to those people who had been devastated the most. He stated that while the meeting had been arranged by the DfI, at the time of the flooding incident all of the agencies had worked together effectively to provide assistance and support. He acknowledged weather conditions could not be prevented, however certain measures could be undertaken to mitigate and minimise the risks.

Councillor Gallagher nominated Councillor Donnelly to sit on the Adverse Weather Working Group.

Councillor McKeever stated that it should be mentioned that Council were congratulated on their performance

throughout the flooding incident. He added that officers and staff had performed exceptionally during, and in the weeks after the incident.

Councillor Logue proposed that Council write to the Department of Infrastructure to request clarification on their policy regarding gullies. She stated that she was aware of gullies only being cleaned and maintained upon request by the householder and that clarification would be required on the matter.

Councillor Reilly Proposed, Seconded by Alderman McClintock

That this Council invites the statutory agencies that had been involved in the flooding incident to come before Council to discuss the report published by the DfI and to provide a further update to Members and MLAs on the aftermath of the flooding incident.

Subsequently Councillor Reilly Moved, Alderman McClintock Seconded and the Council unanimously

Resolved that this Council invites the statutory agencies that had been involved in the flooding incident to come before Council to discuss the report published by the DfI and to provide a further update to Members and MLAs on the aftermath of the flooding incident.

Councillor Logue Proposed, Councillor McKnight Seconded and the Council unanimously

Resolved That this Council writes to the Department for Infrastructure asking them to clarify their policy regarding the cleaning and maintenance of gullies in the Derry City and Strabane District Council area.

Alderman Hussey then nominated Alderman M Hamilton to sit on the Adverse Weather Working Group.

C91/18

Deputation by Mr Owen Lyttle – Head of Waste Policy, DAERA NIEA (C63/18)

Alderman Hussey referred to his previous request that debris build-up on traffic islands throughout the district be removed. He stated that it was his understanding that a new sweeper lorry had been purchased and asked for a timetable outlining details of when the work would be undertaken.

C92/18 Irish Language Week 2018 (C55/18)

In response to Councillor Donnelly's request for an update regarding the report on branding and signage, the Chief Executive advised that the paper would be presented at the next meeting of the Governance and Strategic Planning Committee.

Councillor Dobbins entered the Chamber at this point in the meeting.

C90/18 Adoption of the Open Minutes of the following Committees

a Monthly Governance and Strategic Planning Committee held on Tuesday 6 March 2018

The Minutes of the Governance and Strategic Planning Committee held on 6 March 2018 (GSP35/18-GSP48/18) were submitted. On a point of accuracy, Councillor R McHugh stated that Councillor McMahan had attended the meeting, however his attendance had not been recorded. It was agreed that the Minutes would be amended accordingly.

Councillor Tierney Moved, Alderman Kerrigan Seconded and the Council

Resolved that the above minutes as amended be adopted as a true record of the meeting

Matters Arising from the Minutes

C94/18 Displays Bearing the Council Logo (GSP39/18)

In response to Alderman Hussey's request for an update on what action would be taken regarding the matter, the Chief Executive stated that to date, no action was proposed at this moment in time.

C95/18 Motion on Naming of Brandywell Stadium and Other Council Assets (GSP46/18)

Councillor Logue referred to minute reference GSP46/18 and stated that after further consideration, Sinn Fein were of the opinion that to include section 4.2.3 '*The name is that of a political/government representative*' within the policy would be considered as unlawful and

discriminatory. She stated that it was direct discrimination against certain groups within society and proposed that Sinn Fein would not be supporting the policy.

In response to Councillor Logue's request for a legal opinion on the matter, the Lead Legal Services Officer, stated that it the issue was entirely a matter for Members. Councillor Logue Proposed, Councillor Jackson Seconded

That section 4.2.3 'The name is that of a political/government representative' be removed from the Council Asset Naming Policy

Councillor Logue then stated that she had approached the Equality Commission regarding the mater and that Councillors should be mindful on what they were voting on.

Councillor Reilly stated that the view of the SDLP on the matter remained the same. He added that a working group had been set up were conversations had taken place on the matter and that there was no reason why the decision should be changed.

Aldermen McClintock and Hussey echoed the comments made by the previous speakers. They stated that there had been lengthy discussions regarding the issue and added that the tremendous work undertaken by the working group would not be changed.

Councillor Logue Proposed, Councillor Jackson Seconded

That section 4.2.3 'The name is that of a political/government representative' be removed from the Council Asset Naming Policy

Councillor Carlin requested a recorded vote.

Following a request for a recorded vote the voting was as follows:

For the Proposal – Councillors Campbell, Carlin, Cooper, Duffy, Fleming, McCauley, Jackson, C Kelly, D Kelly, Logue, McKnight, McGinley, McGuire, M McHugh and R McHugh – 15.

Against the Proposal – Aldermen Bresland, M Hamilton, R Hamilton, Hussey, Kerrigan, McClintock, Ramsey, Thompson and Warke; Councillors Boyle, Carr, Cusack,

Donnelly, Gallagher, Gardiner, Hastings, P Kelly, McKeever, O'Reilly, Reilly, Robinson and Tierney – 22.

The Proposal was therefore rejected.

Councillor Fleming stated that the proposal by Sinn Fein not to support the policy had not been voted on.

The Mayor informed Councillor Fleming that the policy was included within the minutes of the Governance and Strategic Planning Committee which had been ratified.

The Chief Executive outlined that there had been a proposer and seconder for the minutes. He stated that in normal circumstances this would be a unanimous decision. However if this was not the case then the matter had to be reconsidered.

After a short recess to discuss the matter Councillor Fleming stated that his party would not be accepting item GSP46/18 of the minutes of the Governance and Strategic Planning Committee held on 6 March 2018.

Councillor Fleming Proposed, Councillor Duffy Seconded

That the minutes of the Governance and Strategic Planning Committee held on 6 March 2018 be adopted other than GSP46/18 to be decided upon on its own.

Aldermen McClintock and Thompson asked for clarification on the matter. They stated that the minutes had been accepted in their entirety and now there was a proposal to accept the minutes minus one item.

In response, the Lead Legal Services Officer stated that regarding accuracy, the minutes had already been dealt with and Members were now asked to consider the recommendations from the Governance and Strategic Planning Committee which needed to be endorsed. Councillor Tierney stated that when he proposed the adoption of the minutes, it was to accept them in their entirety as an accurate account of what had occurred at that particular committee meeting.

Councillor Fleming stated that under matters arising within the minutes there was an issue with GSP46/18. Alderman Hussey asked at what point were minutes actually adopted.

In response, the Chief Executive stated that there had been a proposer for the entirety of the minutes which had been seconded. Normally, this would be a unanimous decision. However, on this occasion, it had transpired that it had not been unanimous, therefore a proposal or an amendment to a proposal has been put to the floor for Members to consider.

Alderman Hussey stated that a precedent may now be set requiring minutes to be proposed and seconded for accuracy and then subsequently the adoption of the minutes.

Councillor Gallagher stated that there had been many occasions where a decision had been made by a committee which had subsequently been overturned at full Council. Therefore a precedent has already been set. The Lead Legal Services Officer outlined that the issue of accuracy in the minutes had already been discussed with no issue taken regarding the accuracy of the minutes. He stated that under matters arising, there were a number of recommendations which had to be either accepted or rejected by Council. He stated that it was a matter for Members on whether they wished to accept all of the recommendations from the committee, or if there was one of those recommendations that they do not accept. Alderman Hussey stated on a point of order that a recorded vote on a proposal had already taken place and within Standing Orders, that position could not be changed within 6 months.

In response, the Chief Executive stated that this matter was a separate issue regarding a particular proposal that had arose during the discussion in the minutes.

Councillor Logue stated that given full agreement had not been reached within matters arising, proposed that the policy was not accepted.

Councillor Fleming stated that a matter had arisen from the minutes which Sinn Fein found discriminatory and would not be supporting that issue. He further stated that Members were entitled to state that they did not support a particular item under matters arising and that this option had long been in practice within Council.

The Mayor advised Councillor Fleming that he could propose an amendment to the minutes not to accept section GSP46/18.

After a short recess to discuss the matter, Councillor Fleming proposed the following amendment.

Councillor Fleming Proposed, Councillor Logue Seconded

That the Minutes of the Governance and Strategic Planning Committee held on 6 March 2018 be adopted other than section GSP46/18 which had raised an issue of concern

Following a request for a recorded vote the voting was as follows:

For the Proposal – Councillors Campbell, Carlin, Cooper, Donnelly, Duffy, Fleming, Gallagher, McCauley, Jackson, C Kelly, D Kelly, Logue, McGinley, McGuire, M McHugh, R McHugh and McKnight – 17.

Against the Proposal – Aldermen Bresland, M Hamilton, R Hamilton, Hussey, Kerrigan, McClintock, Ramsey, Thompson and Warke; Councillors Boyle, Carr, Cusack, Dobbins, Gardiner, Hastings, P Kelly, McKeever, O'Reilly, Reilly, Robinson and Tierney – 21.

The Proposal was therefore rejected.

A vote was then taken on the original proposal with the voting as follows;

For – 21; Against – 16; Abstentions – 1. The proposal was therefore carried and Council

Resolved that the minutes of the Governance and Strategic Planning Committee held on 6 March 2018 be adopted

b Monthly Planning Committee held on Wednesday 7 March 2018

The Minutes of the Planning Committee held on 7 March 2018 (P41/18-P59/18) were submitted.

Alderman Bresland Moved, Seconded by Councillor Hastings and the Council

Resolved that the above minutes be adopted as a true record of the Meeting

Matters Arising from the Minutes

C97/18 Planning Application List with Recommendation for Decision (P50/18)

Councillor D Kelly stated that an application was being assessed regarding renewable energy targets. He stated that over a number of committee meetings, Members had requested the updated renewable energy targets from Government which had still not been provided. He stated that Members of the Planning Committee relied on the renewable energy target data, however Government were not providing the information in order for Members to make decisions on applications.

Councillor D Kelly Proposed, Councillor Hastings Seconded and the Council unanimously

Resolved That Council contact the Department of Environment asking them to provide the data regarding renewable energy targets

C98/18 Member Input Session to the Local Development Plan

Councillor P Kelly then referred to the above meeting scheduled to take place on 10 April 2018. He asked if there was any possibility that it could be moved to a later time as this time did not suit many Members that wished to attend.

Alderman McClintock stated that details of the meeting were primarily sent to Members of the Planning Committee and that after extensive consultation the time of 1.30pm had been agreed upon. She added that the first meeting was aimed at the Planning Committee with subsequent meetings for all Members.

Councillor Boyle concurred with the previous speaker's remarks and added that a significant amount of meetings had taken place regarding the Local Development Plan. He stated that it would be impossible to agree a time that would suit 40 people.

c Monthly Assurance, Audit and Risk Committee held on Thursday 8 March 2018

The Minutes of the Assurance, Audit and Risk Committee held on 8 March 2018 (AAR24/18- AAR32/18) were submitted.

Alderman McClintock Moved, Seconded by Councillor Carlin and the Council

Resolved that the above minutes be adopted as a true record of the Meeting

d Monthly Business and Culture Committee held on Tuesday 13 March 2018

The Minutes of the Business and Culture Committee held on Tuesday 13 March 2018 (BC52/18 – BC66/18) were submitted.

Councillor McKnight Moved, Seconded by Alderman R Hamilton and the Council

Resolved that the above minutes be adopted as a true record of the Meeting

e Monthly Environment and Regeneration Committee held on Wednesday 15 March 2018

The Minutes of the Environment and Regeneration Committee held on 14 March 2018 (ER44/18 – ER63/18) were submitted.

On a point of accuracy, Alderman Hussey stated that Alderman M Hamilton had attended the meeting but this had not been recorded.

It was agreed that the Minutes would be amended accordingly.

Councillor Dobbins Moved, Seconded by Alderman Bresland and the Council

Resolved that the above minutes as amended, be adopted as a true record of the Meeting

Matters Arising from the Minutes

C102/18 Decentralisation of DARD Headquarters to Ballykelly (ER50/18)

Councillor Reilly referred to the transfer of jobs to the new site at Ballykelly and that clarity was needed if the job transfers would be from DARD Belfast or North West. He then reported that a number of posts within Revenue and Customs in the North West would be cut by 2020. He stated that clarity was needed on these matters. Councillor Reilly Proposed, Councillor Boyle Seconded and the Council unanimously

Resolved That Council write to the Permanent Secretary and the Head

of the Civil Service for (i) clarification regarding the transfer of jobs to Ballykelly and (ii) that the Civil Service consider taking on the staff from Revenue and Customs whose jobs are under threat.

C103/18 Update – Refuse Collection/Cleaning of Rural Roads (ER59/18)

Councillor R McHugh stated that due to street cleansing staff being on leave of absence for various reasons, the cover within the former Strabane District Council area was not of the same standard. He asked that a report on the matter be brought to the next meeting of the Environment and Regeneration Committee.

f Monthly Health and Community Committee held on Thursday 15 March 2018

The Minutes of the Health and Community Committee held on Thursday 15 March 2018 (HC43/18-HC63/18) were submitted.

On a point of accuracy, Councillor Gardiner referred to HC51/18 and stated that she had recommended that Officers bring back an action plan on how Section 75 would be implemented, rather than having it as a statement within the policy to the relevant committee. It was agreed that the Minutes would be amended accordingly.

Alderman Thompson Moved, Seconded by Councillor Gardiner and the Council

Resolved that the above minutes, as amended be adopted as a true record of the Meeting.

Matters Arising from the Minutes

C105/18 Member Led Bonfire Working Group (HC53/18)

Councillor Campbell requested a progress update on the working group. He stated that Councillors had been nominated as Members to the group, however the statutory agencies also needed to be contacted and brought together.

The Director of Health and Community stated that a meeting of the group has been scheduled for 25 April

2018 and Officers would ensure that there would be representation from the statutory bodies at the meeting. Alderman Thompson nominated Alderman Ramsey to represent the DUP on the working group.

Alderman Ramsey stated that he had attended a recent meeting regarding bonfires which had been collaborative and informative and suggested that the working group meet with the different community representatives who had attended the meeting.

The Director of Health and Community stated that she would take the suggestions on board.

Councillor Tierney stated that he requested clarity on the meeting as to how it had been arranged as nobody from his party had received any information or invitation to attend.

In response, Alderman Ramsey stated that the meeting involved community groups, not political representatives.

C106/18 CCTV Funding Update (HC59/18)

Councillor P Kelly referred to the above item and stated that the report had indicated there would be no further funding available for CCTV provision. He stated that in 2015, thirty nine cameras were replaced and 23 cameras were extended within the Derry City area. He requested a report on how much funding was contributed from outside bodies as PSNI had cut the funding by £12,000. The Director of Health and Community stated that a report would be brought to a future meeting of the Health and Community Committee.

Alderman Hussey indicated that he had attended a recent meeting of Strabane Town Forum. He stated that officials had reported that there were five vacant monitoring sites on the system that covered the Derry City area which, after going into consultation, may be allocated in Strabane town. However, the issue of funding had to also be considered.

C91/18 Special Planning Committee held on Tuesday 20 March 2018

The Minutes of the Special Planning Committee held on 20 March 2018 (SP71/18-SP12/18) were submitted.

Councillor McGuire Moved, Seconded by Alderman Bresland and the Council

**Resolved that the above minutes be
adopted as a true record of
the Meeting**

C92/18 Call-in of Item SC4/18

The Lead Legal Services Officer presented the above report, which was previously circulated to Members. The purpose of the report was to advise Members of the process to be followed in respect of Item SC4/18.

The Mayor then invited comments from Members who had signed the Call-in.

Alderman Thompson stated that the invite to Council had been a civic invitation. He stated that in all such instances in the past and before the amalgamation of the two councils, it had been custom and practise that such invites would be passed along to the Chair of the relevant Committee if the Mayor or Deputy Mayor could not attend. He added that on this occasion, Council had broken from tradition. He then pointed out that it had been stated if a name was put forward to attend, it would not necessarily be accepted. He stated that this information was inaccurate. He stated that the Mayor had used his casting vote, which he was quite entitled to do so, however, he was a Mayor for all the people within the City and District. He indicated that there was a 35 percent unionist population who would have been willing to have a representative from Council attend the event. He added that there were also nationalist representatives in Council and within the City and District who would have also been happy for a representative to attend. He stated that, in his opinion, for the Mayor to exercise his vote showed disrespect to the majority of people in the area and the refusal to send a representative from Council was an insult. He stated that in the interests of respect and equality, the Council should reconsider its earlier decision.

The Mayor stated acknowledged Alderman Thompson had confirmed there was absolutely nothing sectarian regarding the decision and that it had been made on an entirely different basis which centred round preventing ratepayers from having to pay the expenses for the event. Councillor McGinley stated that the proposal put forward in January was not inconsistent with previous invitations to Garden Parties. He added that any Council representative that wished to attend the event, could do so, however it should not be at the expense of the ratepayer and Council and on that basis, Council should

support the recommendation that was made at the Special Council meeting on 8 January.

Councillor Gallagher concurred that there had been no sectarian element to the decision as there was an opportunity for a representative to attend. He suggested that Alderman Thompson did not wish to pay to attend the event.

In response, Alderman Thompson stated that he had already paid to attend such events. He stated that Council had accepted previous invitations including an invite to a Garden Party hosted by the President of Ireland where the cost had not been mentioned. He further stated that it was important to note that the event was to recognise people from the area who had received awards in the Queen's Honours List. Alderman Thompson then referred to comments made by Councillor McGinley and stated that the particular invitation he had referred to in January was for Hillsborough Castle where Council had paid the expenses for representatives to attend. He added that people who had been nominated by their community to receive awards, paid their own way.

Alderman Hussey stated that the invitation had been extended to the body corporate for an event at which many of our citizens were receiving recognition from Her Majesty. He stated that the body corporate was denied the opportunity to be there alongside its citizens.

Councillor Reilly stated that regardless of who the invitation was sent from, be it the Irish President or the Queen, it should be treated like all other invitations and that protocol should be maintained.

Councillor Gallagher referred to item 41.1b and stated that there was no definition of named groups within Standing Orders. He stated that seeking legal opinion on the matter was therefore pointless. He added that anyone seeking a Call-in under 41.1b would not be successful.

In response, the Lead Legal Services Officer stated that the legislation provided for a Call-in under 41.1b provided that a legal opinion must be sought and this is one of the items that would be dealt with in that legal opinion.

Councillor McGinley Proposed, Councillor Donnelly Seconded

That this Council supports the original decision made on 8 January 2018,

that Council should respond to invitations in the same manner as similar invitations regarding other garden parties in that the invitation should be made available to Members and if any Member wished to avail of the invitation they may do so, but there should be no expense to Council and the ratepayers of the City and District.

The Proposal was put to the vote with the result as follows:

For- 20; Against-18.

The Proposal was therefore carried and Council.

Resolved that this Council supports the original decision made on 8 January 2018, that Council should respond to invitations in the same manner as similar invitations regarding other garden parties in that the invitation should be made available to Members and if any Member wished to avail of the invitation they may do so, but there should be no expense to Council and the ratepayers of the City and District.

C93/18 Rural Community Development Support Funding

The Director of Health and Community presented the above report, a copy of which was previously circulated to Members. The purpose of the report was to seek Members' approval for the allocation of £30k of additional funds received from the Department for Communities, Voluntary and Community Unit to provide support for the rural community development service following the reduction of funding from DAERA. The report also sought Members' approval to write to DAERA to request that the allocations of funding for the DAERA Rural Community Development Support Programme be based on a formula which includes deprivation as well as population.

At this point in the meeting the following Members declared an interest in this agenda item: Councillors Fleming, McGuire, Hastings and McKeever.

Councillor Gallagher Proposed, Councillor Reilly Seconded and Council unanimously

Resolved (i) to approve the allocation of £30,000 of additional funds to provide support for the rural community development service across the rural areas; (ii) to write to DAERA to request that the allocations of funding for the DAERA Rural Community Development Support Programme be based on a formula which includes deprivation as well as population

C94/18 Notices of Motion

C110/18 Redevelopment of Melvin Sports Complex

Councillor Gallagher Moved, Seconded by Councillor Carr

That on completion of the 4G pitch in the redevelopment of Melvin Complex, that this Council names the pitch 'The Felix McCrossan Pitch'

Councillor Gallagher stated that the Council Asset Naming Policy had been adopted. He referred to item 4.1.4 of the policy that, *'The Elected Members sitting as Derry City and Strabane District Council have responsibility for decision making in respect of Council asset naming proposals.'* He further stated that he was adhering to the conditions within the Policy and was in receipt of all the required documentation.

The Lead Legal Services Officer advised that as Councillor Gallagher had indicated that he had the required information as outlined in the Policy, the information be submitted to the Chief Executive. He stated that the matter would then be screened in line with the Policy and brought to the relevant committee for further consideration and progressed on that basis.

The Mayor therefore advised that Councillor Gallagher withdraw his Motion and provide the relevant documentation to the Chief Executive for consideration.

Councillor Gallagher stated that on the basis that the matter would be progressed through the relevant committee he withdrew the Motion.

C111/18

Notice of Motion – The Boundary Commission

Councillor Cooper Moved, Councillor Fleming Seconded

That

This Council acknowledges that there are grave concerns about the Boundary Commission's decision to scrap their own Provisional Proposals of September 2016 in favour of Revised Proposals published in January 2018, which are far removed from their provisional proposals but which are remarkably similar to the DUP proposals as submitted to the Commission in the course of the public consultation periods of 2016 and 2017. As a result of this, many in the Nationalist/Republican community have lost confidence in this Boundary Commission, therefore, this Council, in reflecting that loss of confidence, is calling for a Public Inquiry into the Boundary Commission's handling of the 2018 review.

The following amendment was Moved by Councillor Tierney and Seconded by Councillor Boyle.

That

This Council acknowledges that there are grave concerns about the Boundary Commission's decision to scrap their own Provisional Proposals of September 2016 in favour of Revised Proposals

published in January 2018, which are far removed from their provisional proposals but which are remarkably similar to the DUP proposals as submitted to the Commission in the course of the public consultation periods of 2016 and 2017. As a result of this, this Council is deeply concerned about the process surrounding the consultation, agrees to write to the Boundary Commission outlining our concerns and calls for all MPs from the North to vote against these proposals in Westminster should they go forward to protect all rights for all people here in Northern Ireland.

The amendment on being put to the vote was declared lost voting:

For – 8; Against – 25; Abstentions – 4.

The substantive motion was put to the vote and declared carried voting:

For – 23; Against 10; Abstentions – 4.

Subsequently Councillor Cooper Moved, Councillor Fleming Seconded and the Council

Resolved This Council acknowledges that there are grave concerns about the Boundary Commission's decision to scrap their own Provisional Proposals of September 2016 in favour of Revised Proposals published in January 2018, which are far removed from their provisional proposals but which are remarkably similar to the DUP proposals as submitted to the Commission in the course of the public consultation periods of 2016 and 2017. As a result of this, many in the

Nationalist/Republican community have lost confidence in this Boundary Commission, therefore, this Council, in reflecting that loss of confidence, is calling for a Public Inquiry into the Boundary Commission's handling of the 2018 review.

C112/18 Notice of Motion – Establishment of an Irish Passport Office in the Derry City and Strabane District Council area.

Councillor C Kelly Moved, Seconded by Councillor R

McHugh

That This Council supports calls for the establishment of an Irish Passport Office in the North following figures published in December 2017 that showed 82,274 people in the North applied for Irish Passports in 2017, compared with a figure 53,715 in the year leading up to Brexit. This Council writes to the Irish government highlighting this increased demand and requesting the opening of a Passport Office in the Derry & Strabane District Council area.

The Motion on being put to the vote was declared carried voting;

For – 28; Against – 9; Abstentions – 0.

Subsequently Councillor C Kelly Moved, Councillor R McHugh Seconded and the Council

Resolved That this Council supports calls for the establishment of an Irish Passport Office in the North following figures published in December 2017 that showed 82,274 people in the North applied for Irish Passports in 2017, compared with a figure 53,715 in the year leading up to Brexit. This

Council writes to the Irish government highlighting this increased demand and requesting the opening of a Passport Office in the Derry & Strabane District Council area.

C113/18

Notice of Motion – Acht na Gaeilge

Councillor Campbell Moved, Councillor Carlin Seconded

That

this Council calls for the introduction of Acht na Gaeilge as promised in the St Andrews Agreement. We recognise the need to have the indigenous language of this island protected in legislation. We also recognise that Acht na Gaeilge is important in the context of protecting rights, showing recognition and demonstrating respect. In this council area, there is a fast growing Irish Language community; including the 563 children who are being educated through the medium of Irish. Their rights must be protected.

The Motion on being put to the vote was declared carried with voting:

For 28; Against 9; Abstentions; 0.

Subsequently Councillor Campbell Moved, Councillor Carlin Seconded and the Council

Resolved

That this Council calls for the introduction of Acht na Gaeilge as promised in the St Andrews Agreement. We recognise the need to have the indigenous language of this island protected in legislation. We also recognise that Acht na Gaeilge is important in the context of protecting rights, showing recognition and demonstrating respect. In this council area, there is a fast growing Irish Language

community; including the 563 children who are being educated through the medium of Irish. Their rights must be protected.

C114/18

Notice of Motion – British Armed Forces

Councillor Donnelly Moved, Seconded by Councillor

Gallagher

That

Given the history of British imperialism in Ireland, this Council calls on local educational facilities for children and young people to refuse British Armed Forces access to children/pupils as part of their attempt to glamourise/recruit for their imperialist ventures.

Following a request for a recorded vote the voting was as follows:

For – Councillors Campbell, Carlin, Carr, Cooper, Donnelly, Duffy, Fleming, Gallagher, McCauley, Jackson, C Kelly, D Kelly, Logue, McGinley, McGuire, M McHugh, R McHugh, McKnight, O'Reilly and Robinson – 20.

Against – Aldermen Bresland, M Hamilton, R Hamilton, Hussey, Kerrigan, McClintock, Ramsey, Thompson and Warke – 9.

Abstentions – Councillors Boyle, Cusack, Dobbins, Gardiner, Hastings, McKeever, Reilly and Tierney – 8.

The Motion was therefore carried.

Councillor Donnelly Moved, Seconded by Councillor Gallagher and Council

Resolved

That given the history of British imperialism in Ireland, this Council calls on local educational facilities for children and young people to refuse British Armed Forces access to children/pupils as part of their attempt to glamourise/recruit for their imperialist ventures.

**C115/18
Project**

Notice of Motion – Ashbrook at Risk Adults Growing

Councillor McKeever Moved, Seconded by Councillor Hastings.

That that this Council liaise with the WHSCT immediately to seek re-establishment of the Ashbrook at Risk Adults Growing Project which has been recognised widely as a model of best practice under its own autonomy and with its own service level agreement.

The Motion on being put to the vote was carried unanimously.

Subsequently Councillor McKeever Moved, Councillor Hastings Seconded and the Council

Resolved that this Council liaise with the WHSCT immediately to seek re-establishment of the Ashbrook at Risk Adults Growing Project which has been recognised widely as a model of best practice under its own autonomy and with its own service level agreement.

C95/18 Resolution from Another Council

The Lead Democratic Services and Improvement Officer presented the above report, a copy of which had previously been circulated to Members. The purpose of the report was to advise Members of a Resolution received from Fermanagh and Omagh District Council.

Members noted the content of the report.

C96/18 Responses to Motions

The Chief Executive presented the above report, a copy of which had been previously circulated to Members. The purpose of the report was to advise Members of correspondence received in relation to Motions passed by Council.

Members noted the content of the report.

C97/18 Seal

Alderman R Hamilton Moved, Councillor Boyle Seconded and the Council

Resolved that the seal of the Council be affixed to the following documents

Sealing List March 2018

Documents Sealed 16th February 2018

Agreement in duplicate:- Derry City and Strabane District Council ~and~ GVA Grimley Ltd
Relating to Appointment of Retail Planning Consultant for DCSDC Local Development Plan 2032 - Retail Capacity, Health Checks and Policy Support - TENV17-110

Documents Sealed 2nd March 2018

Deed of Dedication in triplicate:- Derry City and Strabane District Council and The Executive Office relating to Invest in Play Project land at Ballyarnett, Derry.

Documents Sealed 14th March 2018

Licence Agreement - Stadium Match Night in duplicate:- Derry City and Strabane District Council ~and~ Derry City Football Club Ltd relating to The Brandywell Stadium, Lone Moor Road, Derry, BT48 9LA.

Licence Agreement - Non-Stadium in duplicate:- Derry City and Strabane District Council ~and~ Derry City Football Club Ltd relating to The Brandywell Stadium, Lone Moor Road, Derry, BT48 9LA.

Documents Sealed 29th March 2017

Grant of Right of Burial in Ballyoan Cemetery

Mrs Lily Doherty, 41 Primity Park, L'derry, BT47 2RQ.

Mrs Maria Coll, 1 Rosstown Drive, Derry, BT47 5PR.

Ms Dorothy Kerr, 1 Drumberley Road, Drumaquin, BT78 4UF.

Mrs Isabel Evans, 24c Curryfree Road, Derry, BT47 1AD.

Mr Steven McKay, 32 Drumahoe Road, Derry, BT47 3SD.

Grants of Right of Burial in City Cemetery

Ms Roisin Ferry, 21 Wesley Street, Derry, BT48 0HE.

Mr William Bonner, 74 Westway, Derry, BT48 9TL.

Mr Michael Fox, 17 Bellfield Park, Derry, BT48 0NL.

Mrs Philomena McLaughlin, 476 Carnhill, Derry, BT48 8BQ.

Mr Eugene McLaughlin, 100 Hatmore Park, Derry, BT48 0AF.

Mr Tony Brown, 13 The Meadows, Derry, BT48 8RJ.

Mr Michael McFadden, 2 Drumleck Gardens, Derry, BT48 8EP.

Ms Rita Heaney, 59 Rosstown, Derry, BT48 8GE.

Mrs Mamie Prince, 8 Meenan Drive, Derry.

Mrs Bridgid O'Reilly, 10 Beechwood Avenue, Derry, BT48 9LP.

Ms Kathleen Meenan, 50 Rathlin Drive, Derry, BT48 9RT.

Mr Bobby Brown, 32 Iniscarn Crescent, Derry, BT48 9PY.

Rosemary Johnston, 34 Longtower Court, Derry, BT48 6RH.

Ms Patricia Bryce, 8 Belvedere Park, Foyle Springs, Derry, BT48 0NL.

Ms Sarah McGuire, 31 Tyrconnell Street, Derry, BT48 9JL.

Mrs Ann Nicell, 80 Elmgrove, Derry, BT48 0AN.

Ms Leann Burke, 28 Magowan Park, Derry, BT48 9SJ.

Mrs Ann Millar, 23 Earhart Park, Derry, BT48 8FN.

Mrs Mary Harrigan, 47 Culmore Park, Derry, BT48 8JB.

Grants of Right of Burial in Strabane Burial Ground

Margaret Tighe, 52 Fountain Street, Strabane, Co Tyrone, BT82 8JG

Grants of Right of Burial in Urney Burial Ground

Helen Smith, 1 Westway, Sion Mills, Strabane, Co Tyrone, BT82 9FF

Grants of Right of Burial in Mountcastle Burial Ground

Victor Kitson, 25 Gortmellon Rd, Cullion, Londonderry, BT47 2SW

Julie Leonard, 54 Donagheady Road, Bready, Strabane, Co Tyrone, BT82 0DB

The Meeting went into Confidential Business

Signed: _____
(Chairperson)

Date: _____