NEWRY, MOURNE & DOWN DISTRICT COUNCIL

Ref: NMD/FR

Minutes of the Meeting of Newry, Mourne and Down District Council Finance and Resources Committee held on Tuesday 16 September 2014 at 6.00pm in the Boardroom, District Council Offices, Monaghan Row, Newry

In the Chair: Cllr. Hearty

In attendance: (Councillors)

Cllr. T Andrews
Cllr. S Burns
Cllr. C Casey
Cllr. P Clarke
Cllr. D Curran
Cllr. G Donnelly

Cllr. G Fitzpatrick Cllr. G Hanna (non Committee

Member

Clir. V Harte Clir. H Harvey
Clir. R Mulgrew Clir. K McAteer
Clir. H Reilly Clir. G Sharvin
Clir. G Stokes Clir. D Taylor

Cllr. B Walker

(Officials)

Mr L Hannaway, Chief Executive Designate Mr J McBride, Change Manager

Mr R Dowey Head of Finance

Mrs C Miskelly, Head of Human Resources Mrs C McAteer, Committee Administrator

(Officials Down District Council)

Mr J Dumigan, Clerk and Chief Executive

Mr M Lipsett, Director of Recreation & Community Services

Mr C O'Rourke, Director of Environmental Services Mrs M Ward, Group Chief Building Control Officer

FR/42/2014: APOLOGIES

Apologies were received from Councillor D Hyland.

FR/43/2014: DECLARATIONS OF INTEREST

There were no declarations of interest.

FR/44/2014: <u>SYMPATHY</u>

AGREED: It was AGREED at the request of Councillor Harvey to send

a letter of sympathy on behalf of the Presiding Councillor and the Members of Newry, Mourne and Down District Council to Baroness Paisley on the passing of her husband

Lord Bannside.

MINUTES

FR/44/2014: ACTION SHEET FROM F&R COMMITTEE MEETING HELD

ON TUESDAY 19 AUGUST 2014

Read: Action Sheet arising from the Finance and Resources

Committee Meeting held on Tuesday19 August 2014. (Copy

circulated).

NOTED: Mr Hannaway confirmed that all actions had been progressed

and it was agreed to mark the action sheet `noted'.

NOTED: In response to a query from Councillor Curran as to the right of

appeal by a Councillor who has been the subject of a complaint under the Code of Conduct, Mr Hannaway confirmed that the only right of appeal was an appeal through the High Court. He acknowledged that this would be a very expensive process for Councillors and said there was currently a lot of engagement by

NILGA and other Bodies in relation to this matter.

NOTED: In relation to insurance for the Council from 2015 onwards Mr

Hannaway advised that discussions were being held with other Councils regarding a collaborative approach to insurance and further details would be brought back to the Committee in due

course.

FINANCE BUSINESS

FR/45/2014: PROCUREMENT POLICY FOR THE NEW COUNCIL

Read: Newry, Mourne and Down District Council Procurement Policy

2014 (prepared and written by David Barter (this policy supersedes the Procurement Policy of 1 June 2008). (Copy

circulated).

AGREED: It was AGREED on the PROPOSAL of Councillor Andrews,

SECONDED by Councillor Mulgrew, to approve the

procurement policy as circulated.

NOTED: Mr R Dowey responded to gueries from Councillor Carr on the

procedures for dealing with tenders/quotations (eRFQ)

Competitions and the involvement of Councillors and said that

Councillors would only be required to give approval for the Council to go out to tender and would not be involved in the award process. They would be advised of the outcome after the tender had been awarded and the 10 day cooling off period had elapsed. This system protects both the Council and individual Councillors and minimises risk.

Mr Dowey responded to queries from Councillor Reilly regarding Elected Member involvement in the panel to oversee large tenders and also a query on the retrospective approval for spend (he confirmed that up to a maximum of £5,000 may be approved by the Council Chairman and Chief Executive prior to presentation to a Council or Committee meeting but this would only be used in emergencies or exceptional circumstances).

FR/46/2014: ELETCTED MEMBER ICT POLICY AND

ICT UPDATE AND PROGRESS

Read: Report dated 16 September 2014 from Mr R Dowey giving

details of the previously agreed administrative and ICT

arrangements for the new Council (agreed at the STC Meeting

on 2 April 2014). (Copy circulated).

Read: Report dated 11 September 2014 from Mr R Dowey giving an

update on Councillors Equipment and Services; access to agendas and minutes and IT resources. (Copy circulated).

AGREED: It was agreed to mark the above reports "noted".

NOTED: Mr R Dowey advised that he had sent an email on 16

September 2014 (Ref: LB/RD/15/09/2014) to all 41 Councillors providing "background on broadband" and clarification on the policy for the provision and payment of broadband for Members.

(Copy of policy attached). He said in order to achieve

consistency amongst all he would advise that:-

- All members should now have a desktop or laptop in their homes/offices supplied by the Council. This equipment is for use on Council and constituency business.
- All members should now have a broadband service in their homes for linking to the computer at 1.
- In some cases the broadband services has been arranged and paid for by the Council with the line cost and broadband cost being invoiced directly to the Council.
- In other cases the broadband service is paid directly by the Council but not the line rental.

- In other cases the Councillor had a broadband service and claims broadband cost or broadband and line cost from the Council.
- Irrespective of whether the Broadband service is new (ie provided by the Council) or is using an existing service which the Councillor had; there should be no security risks when accessing Council networks as the Council Network can only be assessed via a secure VPN/SSL protocol.

Members than raised the following issues:-

- Councillor Carr felt that new i-pads should be provided to all Councillors to ensure every Councillor has the same updated model with the same capabilities. In response Mr Dowey confirmed that there was no difference in the specification and functionality of the i-pads issued. However if any Member was having a problem with any of their I.T. equipment, he would encourage them to contact him.
- ➤ Councillor Andrews when would a dedicated e mail address be set up for all Councillors and also seeking clarification on the Policy for the provision and payment of broadband for Members. In response Mr Hannaway said that the current email addresses were temporary pending the finalisation of the Council's name and brand. He also said that legislation was currently pending in relation to domain names. Mr Dowey said the policy for the provision and payment of broadband for Members had been circulated to all Councillors via email on 16 September 2014.
- Councillor Stokes raised an issue that Minutes of Council and Committee Meetings are being circulated to Members as a pdf attachment and Councillors are unable to open this on their i-pads. Mr Dowey stated that this matter related to Newry and Mourne District Council and he would ask that "word" documents be sent in future.
- ➤ **Councillor Sharvin** he has no broadband provided by the Council in his home and no internet services in his current home. This matter was noted to be actioned.
- ➤ He also queried if Councillors could download apps from the Apple store onto their minute pad. Mr Dowey confirmed that the downloading of apps must be related to their role as a Councillor but he would provide clarity for all Members in the future via a Policy Document.

AGREED: It was unanimously AGREED Mr Dowey provide a paper for the next Finance and Resources Committee Meeting on a Renewal Policy for the provision of ICT equipment and to clarify the downloading of apps onto Council i-pads.

AGREED: It was also AGREED that if any Member had any problems with

their IT equipment or required additional training on the use of a system, that they contact Mr R Dowey and also that the Learning Needs questionnaire previously circulated to Councillors be

resent to them.

AGREED: It was AGREED that Mr R Dowey deal with the issue of

Councillors being unable to open pdf attachments as raised by

Councillor Stokes.

FR/47/2014: ICT TELEPHONY SYSTEM

Read: Report dated 16 September 2014 from Mr R Dowey seeking approval

to spend circa £34,000, with additional revenue costs each year of circa £9,000 to ensure that the two phone systems in each Council

converge in a satisfactory manner. (Copy circulated).

AGREED: It was AGREED on the PROPOSAL of Councillor Andrews,

SECONDED by Councillor Clarke to approve the above report and

spend as requested for the convergence of the two phone

systems.

NOTED: Mr Hannaway advised that consideration was being given to providing

a one hub system for Central Government and Local Government and

this was a long term ambition going forward in I.T. provision.

FR/48/2014: FINANCE/ACCOUNTING/PROCUREMENT SYTEMS

<u>UPDATE AND PROGRESS</u>

Read: Report dated 16 September 2014 from Mr R Dowey updating Members

on the finance/accounting/procurement systems. (Copy circulated).

AGREED: It was unanimously AGREED to mark the above report `noted'.

FR/49/2014: LPS RATES SUPPORT

Read: Details of rates figures for Banbridge, Down and Newry and Mourne

District Council as under for 2014/2015. (Copy circulated).

AGREED: It was AGREED to mark the above information `noted'.

FR/50/2014: TAXATION ON MILEAGE CLAIMS

Read: Report dated 16 September 2014 from Mr R Dowey giving an update

on the taxation of mileage claims. (Copy circulated).

AGREED: It was AGREED to mark the above report `noted'.

FR/51/2014: COSTS OF ASSEMBLY OMBUDSMAN

Read: Report dated 16 September 2014 from Mr R Dowey seeking approval

to agree to allocating a budget of £39,935 for the 2015/2016 year for the costs of the Assembly Ombudsman and the NI Commissioner for

Complaints. (Copy circulated).

NOTED: Members expressed their concerns that the Council was being asked

to pay for a service that is being imposed on them and said that as the office of the Ombudsman already exists, and is being paid for by the Assembly, where is the likely cost of this service at an estimated figure

of £450,000 between 11 Councils coming from.

AGREED: It was AGREED on the PROPOSAL of Councillor Walker,

SECONDED by Councillor Taylor that the Chief Executive write to all the NI Assembly Ministers advising of the Council's view that

the 11 Councils should not have to pay for the costs of the

Assembly Ombudsman and the NI Commissioner for Complaints. The Chief Executive to also write to NILGA asking them to provide an update in terms of where they were lobbying on this issue on

behalf of Councils.

AGREED: It was AGREED to mark the above report `noted'.

FR/52/2014: TRANSFERRING DEPARTMENTS -

BUDGET ALLOCATION PROPOSALS

Read: Report dated 16 September 2014 from Mr R Dowey seeking approval

for Officers to spend circa £1,300 and up to £2,000 along with 10 other Councils, to commission Deloitte to carry out work on proposals by the Department on the money being transferred to Councils in support of

services which are being transferred. (Copy circulated).

AGREED: It was AGREED on the PROPOSAL of Councillor Reilly,

SECONDED by Councillor Carr, to grant approval for officers to

spend circa £1,300 and up to £2,000 to have this work

commissioned along with 10 other Councils.

HUMAN RESOURCE BUSINESS

FR/53/2014: ELECTED MEMBER SUB COMMITTEE MEETING – 3 SEPTEMBER 2014

Read: Report of the Elected Member Development Sub Committee Meeting

held on Wednesday 3 September 2014. (Copy circulated).

NOTED: Mrs Miskelly advised approval was being sought for:-

- 1) The Mandatory Training for Elected Members as detailed under the Elected Member Induction Section.
- 2) The training needs of Elected Members are identified through the issuing of a Learning Needs questionnaire giving details of the courses available and asking Members to advise of their individual training needs.
- 3) A recommendation that the Council will not provide any funding to a Councillor to help offset course fees and that where funding is available from LGTG or other body to facilitate completion of a course: that this should be sourced on behalf of the Council.

NOTED:

A detailed discussion took place on recommendation No. 3 which had stemmed from a request from Councillor S Burns that the Council consider financially assisting him to complete the Advanced Diploma in Civic Leadership and Community Development at the Ulster Business School, Jordanstown. A number of Councillors said that a policy should be put in place that would allow Members who had identified a training need to receive support, including financial support, from the Council, subject to criteria being put in place on the need to complete the course and non-claiming of mileage.

AGREED: It was AGREED on the PROPOSAL of Councillor S Burns, SECONDED by Councillor Harte to:-

- 1) Approve the recommendations in the report of the Elected Member Development Sub Committee Meeting held on 3 September 2014 in relation to Mandatory Training for Elected Members and also on the issuing of the Learning Needs questionnaire to be circulated to Members.
- 2) The recommendation in relation to not providing financial assistance to Councillors who are undertaking accredited courses should not be approved but a policy be put in place that a Councillor who wanted to register for an accredited course that the course fees be paid by the Council and a loan agreement to be signed by the Member in order that the Council could recover these fees from the Member over the time period of the course, by deducting an amount from the Councillor's monthly allowance. If the Councillor successfully completes the course then the fees will be fully reimbursed to

them by the Council. Criteria to be applied to this arrangement to include a signed agreement to complete the course and the non-claiming of mileage.

- 3) All 41 Councillors to be contacted and advised of the availability of the Accredited Courses as listed in the report and of the Council's change in policy in relation to financial assistance.
- 4) Officials arrange for a formal Policy outlining these procedures to be tabled at the next Elected Member Development Sub Committee Meeting.

FR/54/2014: NICS STAFF TRANSFER SCHEME

Read: Report dated 16 September 2014 from Catrina Miskelly on the

NICS staff transfer scheme which has been agreed for employees transferring from DOE; DRD or DSD into Local

Government in NI under RPA. (Copy circulated).

AGREED: It was unanimously AGREED to mark the above report

`noted'.

NOTED: In response to a query from Councillor Stokes, Mrs Miskelly said

she would investigate the position of the pensions of staff transferring from another Department into Local Government and then securing a permanent post within Local Government.

FR/55/2014: EQUALITY AND DIVERSITY IN LOCAL COUNCILS

DIVERSITY CHAMPION

Read: Report dated 16 September 2014 from Catrina Miskelly, giving

information on a network of Diversity Champions whose role it is to actively promote the equality and diversity agenda in Councils and to advise Members of an Equality and Diversity event being hosted by the LGSC in September 2014. The appointment of a Diversity Champion (one Elected Member and one Officer) may be something which the Council might defer until their AGM next

year. (Copy circulated).

AGREED: It was AGREED on the PROPOSAL of Councillor S Burns,

SECONDED by Councillor Stokes to appoint Councillor Casey, Presiding Councillor, as the Diversity Champion for the Shadow period and then to consider the appointment of a Diversity Champion for future years at the AGM of the

Council to be held in March 2015.

FOR NOTING

FR/56/2014: <u>ITEMS FOR NOTING</u>

NOTED: LG circular 36-14 – cessation of top slicing of de-rating grant to

cover Councils payments for Local Government Specified and Local Government Staff Commission from April 2015. (Copy

circulated).

Mr Hannaway said he would be discussing this issue with the Chief Executives of Council and the Chief Executive of the Staff Commission and it would be considered as part of the Rate

Estimates process.

OTHER BUSINESS

FR/57/2014: CORPORATE PLANNING – OUTCOME OF MEMBERS'

WORKSHOPS

Read: Report dated 16 September 2014 from Mr J McBride providing a

summary of the outcomes of the joint Member/Transition
Management Team Corporate Planning workshop held on

Friday 29 August 2014. (Copy circulated).

AGREED: It was AGREED to mark the above report `noted' and Mr

Hannaway advised that the report would be put on the agenda for the Shadow Council Meeting to be held on Tuesday 7 October 2014 to give all Councillors an opportunity to consider and comment on it in detail.

FR/58/2014: CAPITAL PROGRAMME WORKSHOP

Read: Report dated 16 September 2014 from Mr R Dowey seeking

approval for:- (Copy circulated)

 The capital programme for the 2014/2015 financial year for Newry and Mourne and Down District Councils as agreed at the Workshop held on 16 September 2014 and in accordance with the schedule circulated at the Finance and Resources Meeting of 16 September 2014.

- Agree to capital budgeting accounting on a "date spend incurred" basis.
- Consider the capital budget for 2015/2016 as part of the Rate Estimates for the period 2015-2016 at the October Finance and Resources Committee Meeting.

NOTED: Mr Hannaway advised that the Workshop had agreed to approve all the Capital Projects for 2014/2015 as listed on the schedule with the exception of the following:-

- Ring McElroy Play Area Warrenpoint recommendation is to defer for I month with additional information to be taken back to the October Finance and Resources Committee Meeting.
- Bessbrook Cloghervan Kickabout Area recommendation is to defer for I month with additional information to be taken back to the October Finance and Resources Committee Meeting.
- Saintfield Community Hall construction including fees defer for I month and an economic appraisal and business case to be provided for consideration at the Finance and Resources Committee Meeting in October 2014.
- Saintfield Community Hall fit out– defer for I month and an economic appraisal and business case to be provided for consideration at the Finance and Resources Committee Meeting in October 2014.
- Ballynahinch Steel framed construction defer for I month and officers to bring back full information in respect of all aspects of this project to the October Meeting of the Finance and Resources Committee.

He further advised that it had been agreed that the Down Leisure Centre Project had been referred to this meeting for a vote to be taken on whether it should be included in the 2014/2015 Capital Programme.

NOTED: Mr J Dumingan, Chief Executive of Down District Council said that a number of planning conditions relating to the NIEA had been imposed on the planning approval for this scheme. Down District Council had submitted all relevant information to the NIEA in respect of these conditions and a reply was expected from the Agency by 3 October 2014. He said officials from Down District Council were confident that the full planning conditions would be met and were very optimistic that the project will be ready to start in March 2015.

Mr Dumigan said that Down District Council has sufficient funds in their budget to meet all contingencies in relation to this project.

NOTED: Councillor Walker said he could not support this Capital Programme on the grounds that the Down Leisure Centre had not been included in the 2014/2015 programme and also on the deferral of the Saintfield Community Hall project for a further month.

Councillor Sharvin and Councillor Harvey supported Councillor Walker's comments in relation to these two projects not being included in the 2014/2015 capital programme.

AGREED: It was AGREED on the proposal of Councillor Burns, seconded by Councillor Casey to approve the recommendations from the Workshop held on 16 September 2014:-

 The capital programme for the 2014/2015 financial year for Newry and Mourne and Down District Councils as agreed at the Workshop held on 16 September 2014 and in accordance with the schedule

- circulated at the Finance and Resources Meeting of 16 September 2014.
- Agree to capital budgeting accounting on a "date spend incurred" basis.
- Consider the capital budget for 2015/2016 as part of the Rate Estimates for the period 2015-2016 at the October Finance and Resources Committee Meeting.
- Ring McElroy Play Area Warrenpoint defer for I month with additional information to be taken back to the October Finance and Resources Committee Meeting.
- Bessbrook Cloghervan Kickabout Area defer for I month with additional information to be taken back to the October Finance and Resources Committee Meeting.
- Saintfield Community Hall construction including fees defer for I month and an economic appraisal and business case to be provided for consideration at the Finance and Resources Committee Meeting in October 2014.
- Saintfield Community Hall fit out– defer for I month and an economic appraisal and business case to be provided for consideration at the Finance and Resources Committee Meeting in October 2014.
- Ballynahinch Steel framed construction defer for I month and officers to bring back full information in respect of all aspects of this project to the October Meeting of the Finance and Resources Committee.
- Down Leisure Centre project defer for I month and Down District Council officials take back a report with full information, including the response from NIEA on the planning conditions and the subsequent financial implications, to the October Finance and Resources Committee Meeting for consideration.

(Full details of the 2014/2015 capital programme agreed as per the attached schedule).

NOTED: Councillor Reilly referred to the £50,000 contribution listed for Annalong Harbour and said Newry and Mourne Council had agreed to set aside £30,000 for the Harbour and £20,000 for an upgrade to Annalong Play Park.

AGREED: It was AGREED this issue be clarified with Newry and Mourne Council officials.

NOTED: Councillor Carr said it was important that a report be brought back to the next Finance and Resources Meeting on those projects in both Councils, over £100,000 which had not been considered as part of the 2014/2015 Capital Programme.

There being no further business the Meeting ended at **7.50 pm**.

For consideration at the Shadow Council Meeting to be held on Tuesday 7 October 2014.

Signed: Councillor T Hearty

Chairperson

Mr L Hannaway

Chief Executive Designate

Appendices Attached:

Broadband – Background Newry, Mourne and Down District Council and Policy for the Provision and Payment of Broadband

for Members.

Capital Programme for the 2014/2015 financial year for Newry and Mourne and Down District Councils as agreed at the Finance and Resources Committee Meeting held on 16

September 2014.

Policy for Provision and Payment of Broadband for Members

- 1. Councillors will all have access to Broadband.
- 2. Councillors will ensure their "Wi-Fi" connection is password protected (this will stop access to your Broadband network by others).
- 3. Council will pay for "Line Rental and Broadband" service.
- 4. Where the Council is already paying for Line Rental and Broadband direct (ie the Invoice is being sent to the Council, then the member does not need to take any action).
- 5. Where the Council is only paying directly for the broadband service then the member should claim the monthly line rental cost from commencement of the broadband service but no earlier than 01 June 2014 (this deals with the situation where Broadband was installed after 01 June 2014) via their monthly expense claim enclosing a copy of the invoice.
- 6. Where the Councillor has been using their existing service and the Council is making no contribution (ie Council did not install Broadband) they should claim monthly costs of Line Rental plus Broadband service from the Council via their monthly expense claim enclosing copy of invoice.
- 7. Councillors who currently pay their own line rental must identify that amount included in any package amount paid. If, due to the package that amount cannot be identified, then the Council will only refund the BT standard line rental.
- 8. Where the performance of non-Council installed Broadband is unsatisfactory, the Council will install a separate service and pay for this service. In the event this occurs, the Councillor will not be able to continue to claim for their own broadband service on their monthly expense claim.
- 9. Councillors should also be aware that when using Council computer equipment, it is possible for this equipment to be interrogated to ascertain how the equipment is being used.

<u>Broadband – Background</u> <u>Newry, Mourne and Down District Council</u>

There is inconsistency and confusion on the supply of Broadband to the 41 Councillors. To move the situation to a consistent basis for all 41 Councillors the following needs to be the situation.

- 1. All members should now have a desktop or laptop in their homes/offices supplied by the Council. This equipment is for use on Council and constituency business.
- 2. All members should now have a broadband server in their homes for linking to the computer at 1.
- 3. In some cases the broadband services has been arranged and paid for by the Council with the line cost and broadband cost being invoiced directly to the Council.
- 4. In other cases the broadband service is paid directly by the Council but not the line rental.
- 5. In other cases the Councillor had a broadband service and claims broadband cost or broadband and line cost from the Council.
- 6. Irrespective of whether the Broadband service is New (ie provided by the Council) or is using an existing service which the Councillor had; there should be no security risks when accessing Council networks as the Council Network can only be assessed via a secure VPN/SSL protocol.

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Capital Program

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Saintfield Community Hall – Fitout	Saintfield Community Hall – Construction including fees	Saintfield Community Hall – Land Purchase (£1,063,709 spent to 31/3/14)	New Leisure Facility – Phase 1 – fees, build Meadow	New Leisure Facility – Phase 2 – fees/build Meadow	Slieve Gullion Phase II – Giants Lair	Victoria Locks – Refurbish gates, chamber and fence	Newry City Centre EIS	Orior Park, Bessbrook	Bessbrook Cloghervan Kickabout Area	Ring McElroy Play Area – Warrenpoint	
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*Down Council meeting 8 September 2014	*Down Council meeting 8 September 2014		Currently on Site	Business Need	Need to fulfil contractual obligations	Business Need	Need to fulfil contractual obligations	Heath and Safety - DEA	DEA - Scheme	Other - DEA Scheme	

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Newry – Street Cleansing	Downpatrick Recycling Centre	Newry – Vehicles	2 Refuse Vehicles	Mourne Esplanade – SEA EFF Project	NTH – Upgrade Scheme – (Option 3b)	Ross Thompson Site – Develop Site	Mourne Coastal Route - Signage Phase 3	Down Museum – High Cross Extension	Camlough Lake Repairs	Forest Parks (Recreation Projects) (Net of grants)	Crossmaglen – Extension	Ballyholland Community Centre (SOAR Scheme)	Ballynahinch Steel Framed Construction	Description
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Need to fulfil contractual obligations.	Health & Safety & Business Case	Need to fulfil contractual obligations	Need to fulfil contractual obligations	Need to fulfil contractual obligations	Health and Safety	Health and Safety	Currently on site and need to fulfil contractual obligations	Currently on site	Health and Safety	Currently on site	Currently on site.	Currently on site.	Need to fulfil contractual obligations	Explanation

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