

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY, 11<sup>TH</sup> APRIL, 2005.**

- PRESENT** An tArdmhéara, Comhairleoir S. Martin in the chair.
- NORTH EAST** Comhairleoirí M. Quill, T. Brosnan, J. Kelleher, A. Spillane.
- NORTH CENTRAL** Comhairleoirí M. Barry, C. Clancy, G. O' Flynn, D. Wallace.
- NORTH WEST** Comhairleoirí C. Burke, M. O' Connell, T. Fitzgerald.
- SOUTH EAST** Comhairleoirí D. Clune, D. Counihan, C. O' Leary, T. Shannon, J. Corr.
- SOUTH CENTRAL** Comhairleoirí C. Lynch, T. O' Driscoll.
- SOUTH WEST** Comhairleoirí J. Buttimer, F. Dennehy, M. Shields, B. Bermingham, M. Ahern.
- APOLOGIES** Comhairleoirí D. Murphy, P. Gosch, D. Cregan.
- ALSO PRESENT** Mr. J. Gavin, City Manager.  
Mr. S. Kearney, Director of Services, Housing & Community.  
Mr. F. Allison, Senior Executive Officer, Corporate Affairs.  
Mr. P. Casey, Senior Engineer, Roads & Transportation.  
Mr. D. O' Mahony, Administrative Officer, Corporate Affairs.  
Mr. S. Crowley, Senior Staff Officer, Corporate Affairs.

An tArdmhéara recited the opening prayer.

1. **VOTES OF SYMPATHY**

A vote of sympathy was passed unanimously by An Chomhairle with members standing in silence to:-

- The Papal Nuncio on the death of Pope John Paul II.
- The O' Donovan Family on the death of Billy O' Donovan.
- The Deasy Family on the death of Paddy Deasy.
- The Twomey Family on the Joe Twomey.
- The McAuliffe Family on the Christy McAuliffe.

2. **VOTES OF CONGRATULATIONS**

An Chomhairle extended a vote of congratulations to:-

- The organisers of the Lifelong Learning Festival.
- The Cork Vocational Schools Hurling Team on winning the All-Ireland Vocational Schools Hurling Final.

### 3. **MINUTES**

The Minutes of the Ordinary Meeting of An Chomhairle held on 29<sup>th</sup> March, 2005 were considered and approved.

### 4. **QUESTION TIME**

#### 4.1 **FERRY WALK ON THE MARDYKE**

In response to question submitted by Comhairleoir C. Burke, a written reply was circulated which stated that a section of Ferry Walk has been used by the public lighting subcontractor working on the No. 8 City Bus Service Green Route as a site area for huts and materials.

The subcontractor has indicated that the site area will be fully cleared by Friday 15<sup>th</sup> April 2005.

#### 4.2 **COST OF THE WAIVER SCHEME**

In response to question submitted by Comhairleoir B. Bermingham, a written reply was circulated which stated that the information requested is not readily to hand and might prove very difficult to identify historically. However information for the past two years would be as follows:

2003 Waivers to the value of €3,000,000 were granted

2004 Waivers to the value of €3,900,000 were granted

There is no mechanism whereby the income foregone by virtue of the City Council's decision to operate a waiver scheme can be recouped from central government.

#### 4.3 **BROKEN DOWN FENCE BETWEEN THE GARDENS OF WILTON PARK VILLAS**

In response to question submitted by Comhairleoir M. Shields, a written reply was circulated which stated that the small green area at Summerstown Road is bordered by the garden of No 1 Wilton Villas. This house is private, and as such it is a matter for the house owner to secure his boundary.

#### 4.4 **RESURFACE ROADWAY ON THE MARDYKE**

In response to question submitted by Comhairleoir C. Burke, a written reply was circulated which stated that this road is included in the 2005 Resurfacing Contracts for which tenders were recently received. Contractors will shortly be appointed and will be required to submit their programme of works. It is envisaged that the resurfacing of this road may be timed for later in the contract, possibly in the Autumn because it involves advance road drainage works to be carried out.

#### 4.5 **CLEANSING AND SWEEPING PROGRAMME FOR BLACKROCK VILLAGE**

In response to question submitted by Comhairleoir D. Clune, a written reply was circulated which stated that Blackrock Village and the surrounding area are scheduled to be swept on a weekly basis by a mechanical sweeper.

#### 4.6 **DISC PARKING**

In response to question submitted by An tArdmhéara S. Martin, a written reply was circulated which stated that the current disc parking zone (DPZ) extension scheme is still in progress and it is planned to have it completed later on this year.

Friars Road, Doyle Road, Father Mathew Road, Derrynane Road and the Turners Cross area in general are in the current scheme and subject to agreement with local residents, it is proposed to have the pay parking controls installed in these areas by the end of May 2005.

#### 4.7 **BYE-LAWS AND OR REGULATIONS WHICH GOVERN CASUAL TRADING**

In response to question submitted by Comhairleoir T. Brosnan, a written reply was circulated which stated that Casual Trading is governed by the Casual Trading Act 1995. In exercise of the powers conferred by Section 6 of that Act, Cork City Council made Bye-Laws governing casual trading on the 22<sup>nd</sup> of July 1996.

The Act defines casual trading as “selling goods at a place (including a public road) to which the public have access as a right or at any other place that is a Casual Trading Area”. Casual Trading does not include trading by auction, selling to a person at the place where he resides or carries on business, or sales for charitable purposes.

In accordance with Section 3 of the Act, a person shall not engage in casual trading unless s/he is a person who holds a current casual trading licence and that the casual trading is in accordance with the licence. Where there is a casual trading area in the functional area of the local authority, a person shall not engage in casual trading in that functional area other than in that casual trading area, unless a special events licence is granted under Section (4)(1)(a) – where a local authority may grant a licence to a person for specific days at an event or events specified in the licence to which the public are admitted, or at or in the immediate vicinity of the place where and on the day on which the event takes place.

Any person in contravention of Section 3 of the Act shall be guilty of an offence.

Cork City Council’s designated casual trading area is Cornmarket Street / Kyle Street. Casual trading licences may only be issued for this designated area, or for special events, as described.

Were a person to commence operating a mobile facility as described, they would require a casual trading licence. At present, licences are confined to the City Council’s designated casual trading area at Cornmarket Street / Kyle Street, for which there is a waiting list. However, where there are any special events taking place in the city, such a person would be entitled to make an application, and be considered, for a special events licence.

The Casual Trading Bye-Laws made by Cork City Council in 1996 are currently under review, and are to be amended to reflect the Cornmarket Street Area Plan.

#### 4.8 **ANNUAL MAINTENANCE CHARGE ON FLATS**

In response to question submitted by Comhairleoir C. Lynch, a written reply was circulated which stated that

- €6700.37
- The total expenditure on the external maintenance of flats in 2004 was €426,166.13. We do not have records on the breakdown of expenditure between purchased flats and tenanted flats.
- The type of work carried out included:

- Maintenance of public access lighting
- Maintenance of fire alarms
- Roof repairs
- Repairs and replacement of eaves shoots and downpipes
- Painting of balconies, railings and columns
- Repairs to outhouses doors
- Repairs to side gates
- Repairs to community heating systems
- Painting of hallways & common areas
- Repairs to chimney shafts
- Replacement of soffits and fascias
- Sewer repairs

#### 4.9 **WORKERS EMPLOYED BY SUB-CONTRACTORS ON CORK CITY COUNCIL**

In response to question submitted by Comhairleoir M. Barry, a written reply was circulated which stated that all Council contracts are subject to the standard conditions of contract as agreed between the Construction Industry and the Royal Institute of Architects of Ireland (RIAI) in the case of construction contracts and the Institution of Engineers of Ireland (IEI) in the case of civil engineering contracts.

These contracts provide that the contractor or any sub-contractor must observe conditions of employment and pay rates of wages not less favourable than those provided for in the Registered Agreement for the Construction Industry

The conditions of contract do not however provide that all employees of the contractor or sub-contractor be members of a trade union.

These provisions are designed to protect the Council from any claim arising from the non application of the Registered Agreement for the Construction Industry by any contractor or sub-contractor. They do not however (nor was it ever intended that they should) confer a policing function on the Council to ensure compliance. That is a specific function of other agencies.

The Council also has agreements with the relevant Trade Unions to supply full details of all contractors and sub-contractors engaged on Council contracts including details of all employees engaged on such contracts. The possession of

this information permits the Unions to pursue any issues they may have with the Contractors/Sub-Contractors involved.

The arrangements agreed permit the monitoring of the system by the Trade Unions on an ongoing basis and any difficulties arising are generally resolved.

#### 4.10 **TELECOMMUNICATION MASTS AND MONOPOLES**

In response to questions submitted by Comhairleoir C. Clancy, a written reply was circulated which stated that:

- A. The attached list gives details of applications received by Cork City Council for Telecommunication Masts and Monopoles since 2001 In summary 11 applications were received.
- B. Seven applications were for retention of such structures .Of these seven applications one was refused, one was an incomplete application and the remaining five were granted subject to conditions.
- C. Nine applications were granted subject to conditions including five cases where the application was for retention.

In addition to the above, notifications have been received by Cork City Council in respect of exempted developments under Schedule 2 Class 31 of the Planning & Development Act 2000.

#### 4.11 **TOURISM REPORT PRODUCED BY RICHARD MAHONEY (U.C.C.)**

In response to question submitted by Comhairleoir J. Buttimer, a written reply was circulated which stated that in terms of visitor figures to the city, Cork airport has experienced an increase of 52,000 on its passenger's figures in the first quarter of 2005 as compared to the same period in 2004. This is an increase of 25% on the previous year. In terms of total figures, based on current trends Cork Airport expects a total passenger numbers of 2.7 million in 2005 as compared to 2.2 million in 2004.

The Irish Hotels Federation in Cork reports very favourable impressionistic feedback from the hotel sector across the first quarter of 2005.

A telephone survey was undertaken during the recent inaugural St. Patrick's Day Festival. The following are the figures, which were returned by hotels in the city area comparing their bed night figures to the same dates in 2004.

- Daily increase 21 -30% across 3 days date for date 2005 on 2004
- A very small sample of pubs shows a 7 - 15% increase on business

In addition the major cultural venues are indicating increased audience numbers in the region of 33%. Again more comprehensive figure will be available later in the year.

The report commissioned from UCC gives details of the value of the tourism industry to Cork City in respect of 2003 which gives a baseline from which to measure.

Dr. Moloney from UCC has been commissioned to carry out a similar study for 2005.

#### 4.12 **NATIONAL OR INTERNATIONAL TRIPS**

In response to question submitted by Comhairleoir C. O' Leary, a written reply was circulated which stated that the information sought is not readily available in the format requested. Resources will need to be applied to compile the detail sought. If it is the wish of the City Council that this be done the necessary arrangements will be made.

### 5. **CORPORATE POLICY GROUP**

#### 5.1 **NATIONAL WAIVER SCHEME**

An Chomhairle approved the following motion, which was referred to the Corporate Policy Group by An Chomhairle:-

'To ask the Manager to write to the Minister for Finance, the Minister for the Environment, Heritage & Local Government and the Minister for Social and Family Affairs, and to other City and County Council's seeking their support for the introduction of a national waiver scheme. Such a scheme would ensure that local government is compensated by central government through means of either a direct payment to Council or through the introduction of a supplementary payment of social welfare recipients, in order to compensate the loss of income arising from a local council's waiver scheme. This proposal follows the Manager's recent statement that €3,700,000.00 was granted under Cork City Council's waiver scheme.'

(Proposer: Cllr. C. Lynch 04/490)

#### 5.2 **NINETIETH ANNIVERSARY OF THE 1916 EASTER RISING**

An Chomhairle considered the following motion, which was referred to the Corporate Policy Group by An Chomhairle:-

'That Cork City Council will commission a feature to be put in place at Tory Top Park to commemorate the ninetieth anniversary of the 1916 Easter Rising which will take place in 2006. In doing so the commissioned feature will give prominence to the signatories of the Proclamation after whom many of the road names in Ballypheane are called.'

(Proposer: Cllr. C. Lynch 05/79)

An Chomhairle approved the following amended motion:-

'That Cork City Council will organise a commemoration of the 1916 Easter Rising in 2006 and that Cork City Council will commission a feature to be put in place at Tory Top Park or Tory Top Library to commemorate the ninetieth anniversary of the 1916 Easter Rising which will take place in 2006. In doing so the commissioned feature will give prominence to the signatories of the Proclamation after whom many of the road names in Ballypheane are called.'

(Proposer: Cllr. C. Lynch 05/79)

6. **TWINNING COMMITTEE**

6.1 **TWINNING GRANTS 2005**

On the proposal of Comhairleoir J. Corr, seconded by Comhairleoir J. Buttimer, An Chomhairle approved the schedule of Twinning Grants 2005 as recommended by the Twinning Committee.

6.2 **REPORT ON INTER TRADING PROJECT (ADJOURNED FROM MEETING 21<sup>ST</sup> MARCH 2005)**

An Chomhairle approved the report of the Director of Services, Corporate Affairs on Inter Trading Project and approved the nomination of Comhairleoir F. Dennehy to attend the Futurallia event in Belgium in June 2005.

7. **HOUSING & COMMUNITY FUNCTIONAL COMMITTEE**

7.1 **MONTHLY REPORT**

An Chomhairle approved the monthly report of the Director of Services for the month of March, 2005.

7.2 **QUARTERLY REPORT**

An Chomhairle approved the quarterly report of the Director of Services for the quarter ended 31<sup>st</sup> March, 2005.

7.3 **CHANGES TO SWA RENT SUPPLEMENT SCHEME**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005 on Circular HPSS 4/2005 on Changes to SWA Rent Supplement Scheme – 2005 with Comhairleoir M. Barry abstaining.

7.4 **DISPOSALS**

An Chomhairle approved the following Disposals:

**PROPERTY DISPOSALS**

- a) Disposal of site (a) approximately 50 sq. metres in area at Eason's Avenue and adjoining site (b) approximately 87 sq. metres in area at 13, Cathedral Avenue to Maud Cotter and Peter Foynes, c/o Denis O'Sullivan & Co., Solicitors, Library House, 18, Dyke Parade, Cork, for the sum of €90,000.
- b) Disposal of properties No. 16 & 17, Parklyn, Blackpool, Cork to Parkes Homes Limited, c/o Michael Powell & Co., Solicitors, 48, Grand Parade, Cork, for the sum of €150,000.00 each which is the best consideration reasonably obtainable.
- c) Disposal of Stall No. 15, Grand Parade Market to Bell Foods Providers Limited, c/o Coakley Moloney, Solicitors, 49, South Mall, Cork at an annual rent of €4,126.64 with lease review.
- d) Disposal of Stall No. 25 & 26, Grand Parade Market to Bell Foods Providers Limited, c/o Coakley Moloney, Solicitors, 49, South Mall, Cork at an annual rent of €4,126.64 with lease review.
- e) Disposal of site approximately 9,529 sq. metres in area at Rose Cottage, Boreenmanna Road to John F. Supple Ltd and Montgomery Kenneally

Partnership, c/o Conway Kelleher Tobin & Comyn, Solicitors, 29, South Mall, Cork, for the sum of €7,100,000.

### **SHARED OWNERSHIP**

- (a) Fee Simple interest in dwellinghouse and premises situated at and known as 51, Kilmore Road Lower, Knocknaheeny, Cork, held by Cork City Council subject to a Shared Ownership Lease dated the 4th March 2003, to Aine O'Mahony, for the sum of €73,211.14.
- (b) Fee Simple interest in dwellinghouse and premises situated at and known as 39, Baker's Road, Gurranabraher, Cork, held by Cork City Council subject to a Shared Ownership Lease dated the 1st May 1997, to Mary Corcoran (nee Healy), for the sum of €31,706.90.

### **FEE SIMPLE INTEREST**

- (a) Freehold interest in premises No. 37, Quaker Road, Cork, for the sum of €500.00 plus costs of €650.00 to Dominic O'Driscoll, c/o Barry C. Galvin & Co., Solicitors, 91, South Mall, Cork.

## **8. RESIDENTS SURVEY RESEARCH SOLUTIONS**

An Chomhairle noted the report of the City Manager dated 7<sup>th</sup> April 2005 on the Residents Survey Research Solutions.

## **9. ROADS & TRANSPORTATION FUNCTIONAL COMMITTEE**

### **9.1 ROADWORKS PROGRAMME**

An Chomhairle noted the report of the Director of Services dated 31st March 2005 on the progress of ongoing Roadworks Programme for month ended February 2005.

### **9.2 REVISED DISC PARKING BYE-LAWS 2005**

An Chomhairle noted the report of the Director of Services dated 31<sup>st</sup> March 2005 regarding Revised Disc Parking Bye-Laws 2005.

### **9.3 CORK CITY COUNCIL – BROADBAND INFRASTRUCTURE SECTION 85 AGREEMENT WITH CORK COUNTY COUNCIL**

An Chomhairle approved the report of the Director of Services dated 31st March 2005 regarding Section 85 Agreement with Cork County Council – Broadband Infrastructure and on the proposal of Comhairleoir T. O' Driscoll, seconded by Comhairleoir J. Buttimer, An Chomhairle adopted the following resolution:-

**"RESOLVED** that Cork City Council being of the opinion that the function of Cork County Council in place of that section of the Metropolitan Area Network in respect of Broadband infrastructure in the County of Cork extending from the boundary between the City and County of Cork to Cork Airport Business Park and back and adjacent to the South Ring Road at Bishopstown, Cork, should be performed by Cork City Council and Cork City Council being able and willing so to perform that function, it is hereby resolved that Cork City Council shall enter into an agreement with Cork County Council for the performance by Cork City



Council of that function on behalf of Cork County Council for the purpose of Section 85 of the Local Government Act 2001."

9.4 **LIGHTING IN FRONT OF HOUSES IN ST. JOHN'S SQUARE**

An Chomhairle approved the report of the Director of Services dated 31st March 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That Cork City Council would put in lighting in front of the houses built 2 years ago in St. John's Square, Off Great William O'Brien Street.'

(Proposer: Cllr. C. Clancy 05/21)

The report of the Director of Services stated that the developer who constructed the houses in St. Johns Square is required under the planning permission for the development to provide adequate public lighting to Cork City Council's requirements for the houses.

The matter will be referred to the Planning Directorate to ensure that the relevant planning condition is complied with.

9.5 **ROAD RESURFACING – BETWEEN 7 & 24 SARAHVILLE PLACE**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That the road surface between 7 and 24 Sarahville Place be resurfaced as soon as possible as it is in very poor condition.'

(Proposer: Cllr. T. O' Driscoll 05/38)

The report of the Director of Services stated that Sarahville Place has not been included in the 2005 Resurfacing Programme. However, it will be considered for inclusion in the 2006 Programme and any remedial works considered necessary in the meantime will be carried out.

9.6 **GREEN OUTSIDE HOUSES NO 37 TO 43 KILMORE RD, KNOCKNAHEENY**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That the green outside the houses no. 37 to 43 Kilmore Rd., Knocknaheeney, be tarred to get cars off the road.'

(Proposer: Cllr. D. McCarthy 05/40)

The report of the Director of Services stated that there is no direct vehicular access to house nos. 37 to 43 Kilmore Road. Adequate vehicular parking to serve these houses is provided on the adjacent Fota Lawn road at the gable end of house no.37 with suitable pedestrian access from there to nos. 37 to 43. The construction of a

car park on the green fronting nos. 37 to 43 would result in the significant loss of the green area and being on a slope would require major works for which there are no funds.

9.7 **AUDIT OF THE ESTATE NAMES & HOUSE NUMBER PLATES IN CURRAHEEN ESTATE**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would carry out an audit of the estate names and house number plates in Curraheen Estate and immediately following this put in place a new system of estate name and house numbering plates.’

(Proposer: Cllr. J. Buttimer 05/46)

The report of the Director of Services stated that the 2005 work programme for name plates has been compiled. Curraheen Estate has been included in this programme.

The above area will be assessed shortly and if it is identified as being in need of signage an order for the required name plates will be placed, subject to available resources.

9.8 **PEDESTRIAN CROSSING OUTSIDE SACRED HEART CHURCH**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That a pedestrian crossing be put in place outside the Sacred Heart Church opposite the Mardyke.’

(Proposer: Cllr. D. McCarthy 05/53)

The report of the Director of Services stated that the section of the Western Road outside the Sacred Heart Church is a very congested traffic link at peak periods and it causes blocking back to the main junction at the former greyhound track. This interferes greatly with the capacity of the major traffic route/Green Route on the Western Road.

A pedestrian crossing at the Sacred Heart Church would further reduce the traffic carrying capacity of the road network. There are also full pedestrian crossing facilities relatively close, incorporated in the traffic signals at the former greyhound track junction, and accordingly the provision of a pedestrian crossing facility at the Sacred Heart Church is not recommended.

9.9 **PUBLIC LIGHTING TO BE RESTORED**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That the public lighting in 1. Four lanterns on South Gate Bridge and 2. Six lanterns near the car park at the Penrose Wharf Centre, which have been out of action for years, be restored to full working order as soon as possible.’

(Proposer: Cllr. J. Kelleher 05/57)

The report of the Director of Services stated that,

1. The four lanterns on the South Gate Bridge were installed and paid for by Bord Gáis. They were also committed to repair and maintain the lanterns as necessary. Several unsuccessful requests in the past have been sent to Bord Gáis to have the lanterns repaired. I will arrange that further endeavours will be made to have the lighting put back in working order as soon as possible.
2. The public lighting in the vicinity of the Penrose Wharf Centre car park will be surveyed and any necessary repairs will be carried immediately. New lighting installed by recent developments will be referred to the Planning Directorate to ensure that planning conditions relating to the provision of the lighting are complied with.

#### 9.10 **PATRICK STREET BE CAR FREE ON AGREED HIGH PEDESTRIAN TIMES**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That this Council in consultation with the appropriate stakeholders put forward the proposition that Patrick Street be car free on agreed high pedestrian times i.e. Saturday afternoons, Sundays etc to further enhance an atmosphere that is more people friendly and facilitating musical and artistic creativity in the City Centre, ongoing.’

(Proposer: Cllr. B. Bermingham 05/60)

The report of the Director of Services stated that the subject matter of this Motion was approved by the Roads and Transportation Functional Committee at their meeting on 7<sup>th</sup> March, 2005 and adopted by Council at their meeting on 14<sup>th</sup> March, 2005.

#### 9.11 **MAJOR CLEANING OPERATION ON THE SOUTH LINK ROAD**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council in consultation with NRA carry out a major cleaning operation on the south link road from Kinsale Road Roundabout to Bishopstown Roundabout on both sides of the carriageway in both directions.”

(Proposer: Cllr. J. Buttimer 05/66)

The report of the Director of Services stated that the cleaning of the South Ring Road is regularly organised by the NRA staff. The recent long dry weather spell

resulted in the collection of a larger than normal amount of debris. However, a major cleaning operation along both carriageways was carried out in the past two weeks and this greatly improved the condition and appearance of the roadway.

#### 9.12 **LINK ROAD IS A TOP PRIORITY**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That Cork City Council assert its view that the Link Road between the Southern Ring Road and Model Farm Road is a top priority and requests the Manager to seek necessary funding without delay.'

(Proposer: Cllrs. J. Buttimer & B. Bermingham 04/499)

The report of the Director of Services stated that Cork City Council requested funding for the provision of a Link Road between Curraheen Road and Model Farm Road in our Draft Programme which was submitted to the Department of the Environment and the National Roads Authority. No funding was obtained. We will again forward this with a request for funding when we are considering our 2006 Roads Programme.

#### 9.13 **FULL SET OF LIGHTS TO BE INSTALLED**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That a full set of lights be installed at the Green Lawn / Kinsale Road / Pearse Road / Tory Top Road junction. The funding for this project to be obtained from the Airport Green Bus Station.'

(Proposer: An tArd-Mhéara, Cllr. S. Martin 04/280)

The report of the Director of Services stated that the junction of Green Lawn / Kinsale Road / Pearse Road / Tory Top Road will be upgraded and traffic signals will be installed as part of the Airport Green Route Project.

A contractor (Ascon Ltd.) has just begun work on the project and it is planned that the scheme, which is being funded by the Department of Transport, will be completed early next year.

#### 9.14 **DISC PARKING AT GREAT WILLIAM O'BRIEN STREET**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That Cork City Council introduces disc parking in Great William O'Brien Street, as the residents are no longer able to find a parking space due to displacement of cars from the city centre.'

(Proposer: Cllr. G. O' Flynn 04/493)

The report of the Director of Services stated that the current disc parking zone (DPZ) extension scheme is still in progress. This major scheme involved extending the previous zone area by approximately 66%. Progress has been very good and it is planned to have it completed later on this year. Great William O'Brien Street is not included in the current scheme.

A new scheme for a further extension of the DPZ will be put forward for approval to Council after necessary consultations with the Gardaí. Great William O'Brien will be included in the proposals for the new scheme.

#### 9.15 **FOOTPATH RESURFACING – GLENHEIGHTS PARK**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council Roads Department would examine the footpaths in Glenheights Park with a view to resurfacing as they are in poor condition.’

(Proposer: Cllr. C. Clancy 05/67)

The report of the Director of Services stated that the footpaths in Glenheights Park are in good condition generally.

There are some minor defects and these will be included in Cork City Council's Programme of Works to be attended to at a later time.

#### 9.16 **“STOP” SIGNS AT JUNCTION ON BURKE’S HILL ROAD**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘In order to improve safety and to prevent the likelihood of further accidents at the junction of Burke's Hill Road and the Ashmount Estate in Boherboy, Mayfield (near the G.A.A. Club), that “STOP” signs and extra road markings be put in place, and that the level of the boundary ditch of the “Cornfield” be reduced.’

(Proposer: Cllr. J. Kelleher 05/68)

The report of the Director of Services stated that the junction of Burke's Hill Road and Ashmount Estate in Boherboy will be examined in conjunction with the Gardaí and any signage and road marking deemed necessary to improve road safety will be put in place.

The issue of the boundary ditch of the “Cornfield” will also be examined but it may be that this is not City Council property and any lowering of the ditch may be the responsibility of the owner.

### 9.17 **ROAD TRAFFIC SIGNS IN BALLINLOUGH**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That City Council place the following Road Traffic signs at both ends of the narrow stretch of Roadway in Ballinlough stretching between Bellair Estate and Bernadette Way – ‘Road Narrows’ and ‘Road not suitable for heavy vehicles.’ These signs are urgently required in order to eliminate persistent damage being caused to residents’ parked cars on this narrow roadway.’

(Proposer: Cllr. D. Counihan 05/71)

The report of the Director of Services stated that a sign “Road not Suitable for Heavy Vehicles” was recently installed on Ballinlough Road adjacent to the junction with High Street. This is to encourage traffic from the city centre direction to use Douglas Road as far as Bellair to access the eastern section of Ballinlough Road.

There is no need for a similar sign from the Ballinlough direction as traffic, including heavy goods vehicles, normally uses Bellair to Douglas Road to access the city centre direction. There is a sign at this location directing motorists to the city centre via Bellair.

### 9.18 **REPAIR FOOTPATHS – 4-8 MAYFIELD PARK**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That the footpaths outside numbers 4 – 8 Mayfield Park be repaired.’

(Proposer: Cllr. D. Murphy 05/72)

The report of the Director of Services stated that the footpath outside house nos. 4-8 Mayfield Park is in good condition generally and does not require attention at this time.

### 9.19 **REDUCE SPEEDING TO 30 K.M.H. IN AREAS**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council introduce the necessary bye law under the 2004 Road Traffic Act to reduce speeding to 30 k.m.h. in the following areas:

Onslow Gardens, Larchfield, Parklands, Templeacre Avenue, Colmcille Road, Presentation Road, Mount Eden Road, Killala Gardens, Ardmore Avenue, Fota Lawn, Courtown Park, Hillcrest Estate, Laurel Ridge, Hollywood Estate, Hollymount Estate, Briars Court Estate, Farranlee Park, Horgan’s Buildings, McCurtains Villas, Mardyke Walk, Hollyville, Ardculen, Farranree.’

(Proposer: Cllr. M. O’Connell 05/75)

The report of the Director of Services stated that the Department of Transport are in the process of drawing up guidelines for the introduction of special speed limits in the country. 30km/hr is one of these special speed limits.

A consultation process is currently being carried out and the guidelines will be published in the near future. Under the Road Traffic Act, 2004 elected members of county and city councils will make bye-laws to apply special speed limits in lieu of the default limits on roads in their area, e.g. 30km/hr instead of 50 km/hr in roads in urban areas.

In summary therefore, the 2004 Act allows local authorities to apply a special 30 km/hr speed limit to a road, which must be in accordance with these guidelines. It appears that the 30 km/hr will effectively have to be 'self enforcing' and not require police resources.

The installation of 30 km/hr speed limits will therefore have to wait for the publication of the guidelines and will be subject to the availability of funding. It should also be noted that a proliferation of such signage could be counter-productive and result in their in-effectiveness.

When the guidelines are published, each location will have to be assessed individually to ensure that the installation of the 30 km/hr is appropriate and in accordance with the new guidelines.

#### 9.20 **EXTENDING DISC PARKING**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

'That disc parking is extended from Baker's Road end of Blarney Street to College View on Blarney Street this year.'

(Proposer: Cllr. M. O'Connell 05/76)

The report of the Director of Services stated that the current disc parking zone (DPZ) extension scheme is still in progress. This major scheme involved extending the previous zone area by approximately 66%. Progress has been very good and it is planned to have it completed later on this year. College View, west of the junction with Baker's Road on Blarney Street is not included in the current scheme.

A new scheme for a further extension of the DPZ will be put forward for approval to Council after necessary consultations with the Gardaí. College View on Blarney Street will be included in the proposals for the new scheme.

#### 9.21 **TRAFFIC CALMING MEASURES – EDWARD WALSH ROAD, TOGHER**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That traffic calming measures are put in place on Edward Walsh Road, Togher, as a matter of urgency.’

(Proposer: Cllr. C. Lynch 05/78)

The report of the Director of Services stated that Edward Walsh Road is already on the list of areas, where a request for traffic calming has been received. Traffic volume and speed surveys are due to be carried out to determine the extent of the problems in order to identify any possible mitigation measures that could be provided there.

Appropriate traffic calming measures will be put forward for consideration to be included in the Roads Programme.

#### 9.22 **FOOTBRIDGE BE ERECTED ON THE LEE FIELDS**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That a Footbridge be erected on the Lee Fields to Lee Road near Mount Desert’

(Proposer: Cllr. D. McCarthy 05/81)

The report of the Director of Services stated that the area in question is between the Lee Fields and Mount Desert on the Lee Road. This area is outside the city boundary. There are no funds to undertake this work in the 2005 Roads Programme.

#### 9.23 **RESURFACE MARDYKE WALK WAY**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘Resurface the Mardyke Walk Way.’

(Proposer: Cllr. D. McCarthy 05/82)

The report of the Director of Services stated that the resurfacing of the Mardyke Walk is included in Cork City Council’s 2005 Road Works Programme.

#### 9.24 **REINSTATEMENT OF FOOTPATHS AT SPRINGFIELD ESTATE, KERRY ROAD**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council carry out reinstatement of footpaths at Springfield Estate, Kerry Road as they have been subject to wear and tear over time and because of uneven surfaces in parts they now present a hazard to some pedestrians.’

(Proposer: Cllr. T. Brosnan 05/85)



The report of the Director of Services stated that footpaths at Springfield Estate, Kerry Road will receive attention in the Cork City Council 2005 Roads Maintenance Programme.

9.25 **REINSTATEMENT OF FOOTPATHS AT THE ORCHARDS, MIDDLE GLANMIRE ROAD**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council carry out immediate reinstatement of footpaths at the Orchards, Middle Glanmire Road in order to eliminate the hazard of uneven surfaces.’

(Proposer: Cllr. T. Brosnan 05/86)

The report of the Director of Services stated that the footpaths at the Orchards, Middle Glanmire Road will receive attention in the Cork City Council 2005 Roads Maintenance Programme.

9.26 **DISC PARKING IN MOTOR VILLAS, POPES ROAD, BLACKPOOL**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council introduces disc parking in Motor Villas, Popes Road, Blackpool as the residents are no longer able to find a parking space due to displacement of cars.’

(Proposer: Cllr. G. O’ Flynn 05/87)

The report of the Director of Services stated that Motor Villas, Popes Road is in the current disc parking zone (DPZ) extension scheme. Pay parking controls were introduced in the area in the recent weeks.

9.27 **RESURFACE RAISED AREA AT ENTRANCE TO GREEN LAWN**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That the raised area at the entrance to Green Lawn be resurfaced as it is in very poor condition.’

(Proposer: Cllr. T. O’Driscoll 05/90)

The report of the Director of Services stated that the entrance to Green Lawn at the junction of the Old Kinsale Road is on the Airport Green Route. The upgrading and improving of the junction is part of the measures of the Green Route project and any required resurfacing will be carried out.

A contractor (Ascon Ltd.) has just begun work on the project and it is planned that the scheme will be completed early next year.

## 9.28 **ROAD RESURFACING – DUNVILLE ESTATE**

An Chomhairle approved the report of the Director of Services dated 31st March, 2005, on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would in light of the road works and developments associated with the Ballincollig By pass and the hardship endured by the residents of Dunville Est. during the construction make provision for the resurfacing of Dunville Estate.’

(Proposer: Cllr. J. Buttimer 05/92)

The report of the Director of Services stated that Dunville Estate has not been included in the 2005 Resurfacing Programme. However, it will be considered for inclusion in the 2006 Programme and any remedial works considered necessary in the meantime will be carried out.

## 10. **CORRESPONDENCE**

An Chomhairle noted the correspondence.

## 11. **CONFERENCES**

An Chomhairle approved attendance at the following Conferences:-

### 11.1 **THE DUHALLOW CONFERENCE**

An Chomhairle approved the attendance of Comhairleoirí D. O’ Flynn, M. O’ Connell, P. Gosch, J. Buttimer & J. Kelleher at the Duhallow Conference on the 21<sup>st</sup> – 24<sup>th</sup> April 2005 in the Duhallow Park Hotel, Killarney Road, Kanturk, Co. Cork.

### 11.2 **“THE COMMON AGRICULTURE POLICY” – IMPLICATIONS FOR LOCAL DEVELOPMENT POST 2006**

An Chomhairle approved the attendance of Comhairleoirí M. O’ Connell, T. Shannon, P. Gosch, F. Dennehy, C. Clancy & J. Kelleher at “the Common Agriculture Policy” – Implications for Local Development Post 2006 on the 14<sup>th</sup> & 15<sup>th</sup> April 2005 in the Kilkee Bay Hotel, Kilkee, Co. Clare.

### 11.3 **TIPPERARY PEACE CONVENTION**

An Chomhairle approved the attendance of Comhairleoirí T. Brosnan & J. Buttimer at the Tipperary Peace Convention on the 15<sup>th</sup> – 17<sup>th</sup> April 2005 in the Excel Centre, Tipperary Town.

#### 11.4 **21<sup>ST</sup> ANNUAL ENVIRONMENTAL CONFERENCE**

An Chomhairle approved the attendance of Comhairleoirí D. Counihan, T. Shannon, M. Ahern, C. Burke, M. O' Connell, F. Dennehy, A. Spillane, S. Martin, C. Lynch, D. Murphy, M. Quill, T. Brosnan, J. Corr, M. Shields, D. McCarthy, T. Fitzgerald, T. O' Driscoll, J. Kelleher, J. Buttimer, C. O' Leary, B. Bermingham, D. Clune, C. Clancy, D. Wallace & G. O' Flynn at the 21<sup>st</sup> Annual Environmental Conference to be held on the 21<sup>st</sup> & 22<sup>nd</sup> April 2005 at the Carrigaline Court Hotel, Carrigaline, Co. Cork.

#### 11.5 **DEALING WITH ANTI-SOCIAL BEHAVIOUR: COMPLAINT TO COURT**

An Chomhairle approved the attendance of Comhairleoir J. Buttimer at the Dealing with Anti-Social Behaviour: Complaint to Court Conference to be held on the 27<sup>th</sup> & 28<sup>th</sup> April 2005 at the Tullamore Court Hotel, Tullamore, Co. Offaly.

#### 11.6 **MEETING THE CHALLENGES OF ECONOMIC & TOURISM DEVELOPMENT IN RURAL IRELAND**

An Chomhairle approved the attendance of Comhairleoir J. Kelleher at the Meeting the Challenges of Economic & Tourism Development in Rural Ireland to be held on 14<sup>th</sup> & 15<sup>th</sup> April 2005 in the Westlodge Hotel, Bantry, Co. Cork.

#### 12. **MOTIONS REFERRED FROM MEETING OF AN CHOMHAIRLE HELD ON 29<sup>TH</sup> MARCH, 2005**

##### 12.1 **DOG WALKERS**

An Chomhairle approved the following motion which was referred from the last meeting of An Chomhairle held on 29<sup>th</sup> March 2005.

‘That Cork City Council calls on the Minister for the environment to formulate legislation requiring that Dog walkers carry on their person the means to dispose of their pets litter.’

(Proposer: Cllr. D. Murphy 05/74)

##### 12.2 **INTERNATIONAL DAY AGAINST RACISM**

An Chomhairle approved the following motion which was referred from the last meeting of An Chomhairle held on 29<sup>th</sup> March 2005. Comhairleoir G. O' Flynn wished his objection be noted.

‘Bearing in mind that March 21<sup>st</sup> was International Day Against Racism, and also bearing in mind that during the last general election campaign some local politicians attempted to heighten racist tensions in the city by verbally attacking asylum seekers and refugees as “free-loaders”, Council now resolves to:-

1. Combat Racism in all its forms at every opportunity;
2. Urge all politicians not to attempt to play the “racist card” in any future elections.’

(Proposer: Cllr. J. Kelleher 05/104)

### 12.3 **PENALTY POINTS SYSTEM**

An Chomhairle approved the following motion which was referred from the last meeting of An Chomhairle held on 29<sup>th</sup> March 2005.

‘That Cork City Council calls on the Minister for Transport to iron out the difficulties in the penalty points system.’

(Proposer: Cllr. J. Buttimer 05/112)

### 13. **MOTIONS**

An Chomhairle referred the following motions to the relevant committees:-

#### 13.1 **ROAD & FOOTPATH RENEWAL PROGRAM – ARD NA RI AVENUE**

‘That Ard Na Ri Avenue, Pouladuff Road be included in next years Road and Footpath Renewal Programme.’

(Proposer: An tArdmhéara S. Martin 04/298)

#### **Roads & Transportation Functional Committee**

#### 13.2 **SURVIVORS OF INSTITUTIONALISED ABUSE IN IRELAND**

An Chomhairle approved the following motion:

‘That Cork City Council call on all other local authorities to accept application for housing from survivors of institutionalised abuse in Ireland who want to return to their home place.’

(Proposer: An tArdmhéara S. Martin 05/50)

#### 13.3 **SECURE RAILINGS ON THE HALTING SITE OF GLENFIELDS ESTATE & GLENHEIGHTS ROAD**

‘That Cork City Council would take immediate steps to secure the railings on the halting site side of Glenfields Estate, Glenheights Road, Ballyvolane. The boundary fence to the halting site has been damaged and sections have been removed. This is used as a walkway through the Estate. The residents of the Estate are petitioning that the boundary wall be extended to replace the steel fence along the southern boundary of the Estate.’

(Proposer: Cllr. G. O’ Flynn 05/96)

#### **Housing & Community Functional Committee**

#### 13.4 **LEVY ON CHEWING GUM**

‘That Council write to the Minister for the Environment, Mr. Roche, expressing our serious concern at his decision not to proceed with the introduction of a levy on chewing-gum, which would have contributed to the cost of cleaning the streets.’

(Proposer: Cllr. J. Kelleher 05/105)

**Environment Strategic Policy Committee**

#### 13.5 **ILLEGAL DUMPING AT BYEFIELD COURT**

‘That legislation under the Derelict Sites Act be utilised to have the site of a former house, which is now in ruins and a source of nuisance and illegal dumping, at Byefield Court, Lower Mayfield, developed and put to some use.’

(Proposer: Cllr. J. Kelleher 05/108)

**Planning & Development Functional Committee**

#### 13.6 **NEW BRIDGE ON THE MARDYKE WALKWAY**

‘I propose that the new bridge on the Mardyke walkway be named the Roy Keane Bridge.’

(Proposer: Cllr. D. McCarthy 05/114)

**Corporate Policy Group**

#### 13.7 **LANES ON THE NORTHSIDE OF CORK CITY**

‘That there would be an immediate survey carried out on the lanes on the northside of Cork City as many of them are not maintained in a proper manner, are rarely cleaned and are overgrown with weeds and bushes and many are in a dangerous condition because of lack of maintenance of the footpaths and steps and especially in view of the fact that many of those lanes are used by elderly people’.

(Proposer: Cllr. P. Gosch 05/117)

**Roads & Transportation Functional Committee**

#### 13.8 **ROAD & TRAFFIC MARKINGS – MOUNT CARMEL ROAD**

‘Following the recent road works carried out in the area that road and traffic markings along with traffic parking signs be reinstalled at Mount Carmel Road as a matter of urgency.’

(Proposer: Cllr. C. Lynch 05/118)

**Roads & Transportation Functional Committee**

13.9 **EXTRA STREET LIGHTING FOR CHAPEL GATE, GLENHEIGHTS ROAD**

‘That Cork City Council would put extra street lighting at the entrance to Chapel Gate, Glenheights Road, Ballyvolane.’

(Proposer: Cllr. C. Clancy 05/119)

**Roads & Transportation Functional Committee**

13.10 **EXTRA STREET LIGHTING FOR GLENFIELDS, GLENHEIGHTS ROAD**

‘That Cork City Council would put extra street lighting at the entrance to Glenfields, Glenheights Road, Ballyvolane.’

(Proposer: Cllr. C. Clancy 05/120)

**Roads & Transportation Functional Committee**

13.11 **REDEVELOPMENT OF BLACKROCK VILLAGE AND PIER**

‘That the redevelopment of Blackrock Village and Pier urgently commence within the next three months.’

(Proposer: Cllr. C. O’ Leary 05/121)

**Planning & Development Functional Committee**

13.12 **UNSOCIAL BEHAVIOUR – GEANEYS BOREEN**

‘That Geaneys Boreen be blocked off in Parklands, Commons Road due to unsocial behaviour.’

(Proposer: Cllr. D. McCarthy 05/125)

**Roads & Transportation Functional Committee**

13.13 **TRAFFIC CALMING MEASURES – GLANDORE AVENUE, BLACKROCK ROAD**

‘That traffic calming measures be put in place in Glandore Avenue, Blackrock Road, to slow down traffic going through this avenue.’

(Proposer: Cllr. D. O’ Flynn 05/127)

**Roads & Transportation Functional Committee**

13.14 **TRAFFIC CALMING MEASURES – CHURCH AVENUE, BLACKROCK**

‘That traffic calming measures be put in place in Church Avenue, Blackrock, in order to slow down traffic going through this area.’

(Proposer: Cllr. D. O’ Flynn 05/128)

**Roads & Transportation Functional Committee**

13.15 **NEGLECT OF ROSALEE CLOSE IN LOWER MAYFIELD**

‘That the members of this Council condemn the shocking neglect of Rosalee Close in Lower Mayfield and they appeal to the Housing Minister to intervene by ordering the Council to fully and properly refurbish the estate.’

(Proposer: Cllr. T. Brosnan 05/129)

**Housing & Community Functional Committee**

13.16 **STATE PENSIONS**

‘That Cork City Council calls on Minister Seamus Brennan to insist that officials in his department continue to facilitate Pensioners who wish to receive their State Pensions through their local Post Office.’

(Proposer: Cllr. T. Brosnan 05/130)

**Refer to next meeting of An Chomhairle**

13.17 **INTRODUCE BYE LAWS TO CURTAIL ILLEGAL BURNING OF MATERIALS ON BONFIRE NIGHT**

- ‘(a) That Cork City Council take immediate steps and introduce bye laws to curtail the illegal burning of materials on Bonfire Night.
- (b) That Cork City Council officials engage in a meaningful way with resident associations who are trying to have this practice stopped.’

(Proposers: An tArdmhéara S. Martin & Cllr. M. Shields 05/131)

**Recreation, Amenity & Culture Strategic Policy Committee**

13.18 **REPLACE WINDOWS & DOORS – AVENUE DE RENNES**

‘That Cork City Council will replace windows and doors as part of its maintenance of tenancies on Avenue de Rennes.’

(Proposer: Cllr. C. O’ Leary 05/132)

**Housing & Community Functional Committee**

13.19 **ST. PATRICK'S WEEKEND FESTIVAL**

‘That Cork City Council take steps to ensure that the standard of the highly successful 2005 St. Patrick’s Weekend Festival is maintained in future years.’

(Proposer: Cllr. T. O’ Driscoll 05/134)

**Recreation, Amenity & Culture Strategic Policy Committee**

13.20 **ROADWORKS PROGRAMME – SLIABH MISH PARK**

‘That Sliabh Mish Park be included in next years roadworks programme.’

(Proposer: Cllr. T. O’ Driscoll 05/135)

**Roads & Transportation Functional Committee**

13.21 **COCA COLA CORPORATION**

‘Cork City Council notes with concern the grave allegations levelled by Colombian trade unionists against the Coca Cola corporation for an international boycott of this company and their products Cork City Council agrees to discontinue Coca Cola promotions and advertising on its property.’

(Proposer: Cllr. M. Barry 05/136)

**Refer to next meeting of An Chomhairle**

13.22 **RESURFACING OF ARD NA RÍ**

‘That the road in Ard na Ri on the Pouladuff Road be resurfaced as a matter of priority.’

(Proposer: Cllr. C. Lynch 05/124)

**Roads & Transportation Functional Committee**

14. **TENDERS**

The following tenders were opened:-

- 2 no. for refurbishment of metal railings at City Hall.
- 8 no. for window replacement 2005
- 10 no. for supply and delivery of branded plastic recycling sacks.

This concluded the business of the meeting.

**ARDMHÉARA**  
**CATHAOIRLEACH**