

**COMHAIRLE CATHRACH CHORCAÍ
HALLA NA CATHRACH
CORCAIGH**



**CORK CITY COUNCIL
CITY HALL
CORK**

Bíodh a fhios agat go dtionólfar cruinniú de Chomhairle Cathrach Chorcaí ar an dáta thíosluaite, ar a **5.30 A CHLOG I.N., I SEOMRA NA COMHAIRLE, HALLA NA CATHRACH, CORCAIGH** chun na gnóthaí seo a leanas a dhéanamh:-

Take notice that a Meeting of Cork City Council will be held on the undermentioned date, at the hour of **5.30 P.M. IN THE COUNCIL CHAMBER, CITY HALL, CORK** for the transaction of the following business:-

GNÁTHCHRUINIÚ – DÉ LUAIN, 9^ú IÚIL 2018

ORDINARY MEETING – MONDAY, 9th JULY 2018

1. Votes of Sympathy.
2. Votes of Congratulations/Best Wishes.

3. **LORD MAYOR'S ITEMS**

To consider any item the Lord Mayor may wish to raise.

4. **CHIEF EXECUTIVE'S ITEMS**

To consider any item the Chief Executive may wish to raise.

5. **MINUTES**

To consider, and if so decided to approve as correct record and sign Minutes of:-

- Ordinary Meeting of An Chomhairle held 25th June 2018.

6. **QUESTION TIME**

Questions submitted enclosed.

7. **PARTY WHIPS – 2nd JULY 2018**

An Chomhairle to note the minutes of the Party Whips, and if so decided to approve the following recommendations from its meeting held 2nd July 2018.

7.1 **PEDESTRIAN BRIDGE FROM MERCHANTS QUAY TO HARLEY STREET (Held In Committee)**

Party Whips considered the reports of the Director of Services dated 2nd November 2017 and the 5th March 2018 on the following Motion regarding the naming of the new bridge at Harleys St:-

‘That in order to celebrate and claim Cork's prominent place in the international literary world that Cork City Councillors would name the new pedestrian bridge from Merchants Quay to Harley's Street as Frank O'Connor Bridge and also that City Councillors would change the name of Shandon Bridge to Sean O'Faolain Bridge as both writers are internationally renowned Cork city natives.’

(Proposer: Cllr. T. Brosnan 17/164)

Decision of Party Whips

Following on from previous discussions it was agreed to recommend to An Chomhairle that as part of the process members of the public should be invited to submit suggested names. It was envisaged that suggestions would be invited later in the year and that the related arrangements would be agreed by An Chomhairle shortly. Party Whips agreed to refer this matter to An Chomhairle for their information and hold the substantive issue in Committee.

7.2 **ANY OTHER BUSINESS**

Comhairleoir M. Nugent referred to the proposed meeting of Full Council in Committee with the CORE Committee scheduled to take place at 5.30 p.m. on Monday, 16th July 2018.

Decision of Party Whips

It was noted that a Briefing Session for Full Council in Committee regarding the City Centre Movement Strategy had taken place on Monday, 25th June 2018, which had been agreed following the Party Whips meeting of the 5th June 2018. Party Whips agreed that clarification would be sought at the Ordinary Meeting of An Chomhairle scheduled for Monday, 9th July 2018 as to whether or not the meeting on the 16th July should take place. It was agreed to refer this matter to An Chomhairle for their information.

8. **ENVIRONMENT & RECREATION STRATEGIC POLICY COMMITTEE – 25th JUNE 2018**

An Chomhairle to note the minutes of the Environment and Recreation Strategic Policy Committee from its meeting held 25th June 2018.

9. **STRATEGIC PLANNING, ECONOMIC DEVELOPMENT & ENTERPRISE STRATEGIC POLICY COMMITTEE AND HOUSING & COMMUNITY SERVICES STRATEGIC POLICY COMMITTEE – 25th JUNE 2018**

An Chomhairle to note the minutes of the Strategic Planning, Economic Development and Enterprise Strategic Policy Committee and the Housing and Community Services Strategic Policy Committee, and if so decided to approve the following recommendations from its meeting held 25th June 2018.

9.1 **PROPOSED VARIATION NO.5 (STUDENT ACCOMMODATION) TO THE CORK CITY DEVELOPMENT PLAN 2015-2021**

The committee considered the Chief Executive's Report dated 25th June, 2018 on the proposed Variation No.5 (Student Accommodation). The committee considered the report in relation to submissions received on the Proposed Variation No.5 of the Cork City Development Plan, 2015-2021.

Decision of Committee

On the proposal of D. McAdam O'Connell, seconded by Cllr. T. Moloney, it was agreed the Committee would recommend to An Chomhairle, that it formally make Variation No.5 of the Cork City Development Plan 2015-2021 by adopting the following resolution:

'Having regard to the proper planning and sustainable development of the area, the statutory obligations of Cork City Council as local authority and any relevant policies and objectives of the Government or Ministers of the Government, it is hereby RESOLVED to make Variation no. 5 to the Cork City Development Plan 2015-2021 under Section 13(6) (a) of the Planning and Development Act 2000 (as amended).'

9.2 **ARCHITECTURAL CONSERVATION AREA GRANTS SCHEME 2018**

The Committee considered the Report of the Director of Services, Strategic Planning, Economic Development & Enterprise dated 18th June 2018 on the Architectural Conservation Area Grants Scheme 2018.

Decision of Committee

On the proposal of Cllr. J. Kavanagh, seconded by D. McAdam O'Connell, it was agreed to accept the Report of the Director of Services and refer it to An Chomhairle for approval.

9.3 **AMENDMENTS TO THE DEVELOPMENT CONTRIBUTION SCHEME AND THE SUPPLEMENTARY DEVELOPMENT CONTRIBUTION SCHEME AS ADOPTED ON 13th NOVEMBER 2017**

The Committee considered the report of the Chief Executive dated 25th June, 2018 and the Director of Services report dated 25th June, 2018 on the submissions to the draft amended development contribution scheme and draft amended supplementary development contribution scheme.

Decision of Committee

On the proposal of Cllr. J. Kavanagh, seconded by D. McAdam O’Connell, it was agreed the Committee would recommend to An Chomhairle, that it formally adopt the two schemes by adopting the following resolution:

‘Having considered the General Development Contribution Scheme (Draft Amendment) and Supplementary Development Contribution Scheme (Draft Amendment) 2018-2021, and the Chief Executive’s report, it is hereby **RESOLVED** under Section 48(8) (a) of the Planning and Development Act 2000 (as amended) to adopt the amended Cork City Council General Development Contribution Scheme and to adopt the amended Cork City Council Supplementary Development Contribution Scheme.’

9.4 **MOTIONS REFERRED TO THE COMMITTEE BY THE STRATEGIC PLANNING, ECONOMIC DEVELOPMENT & ENTERPRISE FUNCTIONAL COMMITTEE**

9.4.1 **DISPOSAL OF LANDS IN THE TANK FIELD**

‘That Cork City Council clarify that decisions in relation to the disposal of lands in the Tank Field, recently activated, were made on the basis of materially incorrect and incomplete information during both the disposal and associated Part 8 process.

That Cork City Council further clarify that this disposal purported to dispose of lands that the City Council didn’t actually own at the time of disposal.

It is noted that the disposal report and associated map, presented to the Council as a basis for their decision, stated that the lands in question were acquired by Order of the County Registrar by means of Conveyance dated 9th October 2001, when in fact, this was not strictly the case, as illustrated below.

- Councillors were not told that (i) a significant portion of the lands were not included in the County Registrar’s order, and (ii) also importantly, they were not told that this land formed part of the statutory 10% green area of Mayfield Heights housing estate (located across the road from The Tank Field).
- Furthermore, it should be noted that members were informed that Council retrospectively claimed ownership of this 10% green area by means of Possessory Title (Squatters Rights),

even though it subsequently was acknowledged that no such Possessory Title had been registered, as is required by law.

- It is also an issue of concern that the information contained in the subsequent Part 8 Certification which stated that the development does not contravene the Development Plan for the City of Cork, despite the fact that it was proposing to utilise a significant area in a manner not in accordance with its Public Amenity Zoning.

In view of the above, can I propose that Cork City Council resolves to seek independent legal advice into the validity of the aforementioned Disposal Order, and the associated Part 8, and that in the meantime, no further development be undertaken on the Tank Field until such time as this issue is clarified and resolved.’

(Proposer: Cllr. J. Kavanagh 18/186)

Decision of Committee

The Committee noted the reply and agreed to refer it to An Chomhairle for consideration.

9.4.2 **TRANSFER LAND ADJACENT TO BALLYPHEHANE HURLING AND FOOTBALL PITCH**

‘That the land adjacent to Ballyphehane Hurling and Football pitch be transferred to the club as soon as possible so as to enable them to apply for grant assistance for an all-weather pitch.’

(Proposer: Cllr. T. O’Driscoll 18206)

Decision of Committee

The Committee also noted Motion 5.2 will be listed as an Agenda item for the next Environment and Recreation Functional Committee meeting in September 2018.

The Committee noted the reply and agreed to refer it to An Chomhairle for consideration.

10. **FINANCE & ESTIMATES FUNCTIONAL COMMITTEE – 25th JUNE 2018**

An Chomhairle to note the minutes of the Finance and Estimates Functional Committee, and if so decided to approve the following recommendations from its meeting held 25th June 2018.

10.1 **FINANCE RELATED REPORTS**

10.1.1 **FINANCIAL STATEMENTS TO END OF MAY 2018**

Members considered the Financial Statements to end of May 2018.

Decision of Committee

It was agreed to note the Financial Statements and refer to An Chomhairle for approval.

10.2 **MOTIONS**

The Committee considered the reports of John Hallahan, Head of Finance, on the following Motions referred to the Committee by An Chomhairle.

10.2.1 **FUNDING FOR BICYCLE RACKS IN SCHOOLS THROUGHOUT THE CITY**

‘That Cork City Council allocate 20,000 Euro for the provision of bicycle racks in Primary and Post-primary schools throughout the city; that the schools could apply for under a grant initiative.’

(Proposer: Cllr. N. O’Keeffe 18/147)

Decision of Committee

It was agreed to note the report of the Head of Finance and refer it to An Chomhairle for approval.

10.2.2 **REVIEW THE “RATES” STATUS OF BUSINESSES WITH CHARITABLE STATUS**

‘That Cork City Council review the “Rates” status of any businesses operating in the City which have Charitable status historically with a view to identifying those that may have evolved to become “private” institutions/companies and whose comparators may in fact be paying rates, and further that all “state” organisations with rates exemptions be identified and a rough estimate be calculated of the rates they would pay if their exemption did not apply.’

(Proposer: Cllr. T. Brosnan 18/159)

Decision of Committee

It was agreed to note the report of the Head of Finance and refer it to An Chomhairle for approval.

11. **FINANCE & ESTIMATES FUNCTIONAL COMMITTEE – 2nd JULY 2018**

An Chomhairle to note the minutes of the Finance and Estimates Functional Committee, and if so decided to approve the following recommendations from its meeting held 2nd July 2018

11.1 **DISPOSALS**

Members considered the reports of the Chief Executive dated 28th June, 2018 in relation to the following property disposals:

- (a) Disposal of the freehold interest in the property known as No. 47, Capwell Road, Cork to Henry Fleming, c/o Joseph Cuthbert Solicitors, No. 15, South Mall, Cork, for the sum of €10.16 together with costs in the sum of €460.00 plus VAT.

- (b) Disposal of the freehold interest in the property known as No. 21, Killeenreendowney Avenue, Ballyphehane, Cork to James Carroll, c/o Irwin Kilcullen & Co. Solicitors, No. 56, Grand Parade, Cork, for the sum of €10.16 together with costs in the sum of €460.00 plus VAT.
- (c) Disposal of the freehold interest in an area of ground situated adjacent to No. 21, Killeenreendowney Avenue, Ballyphehane, Cork, to James Carroll, c/o Irwin Kilcullen & Co. Solicitors, No. 56, Grand Parade, Cork, for the sum of €3,655.00 plus costs of €1,500.00 plus VAT.
- (d) Disposal by way of lease of property known as No. 46A, Spriggs Road, Gurrabraher, Cork, to Cork City Partnership Limited by Guarantee, c/o O'Flynn Exhams, Solicitors, No. 58, South Mall, Cork, for a period of 3 years subject to a rent of €200.00 per annum.
- (e) Disposal by way of lease of land situated at Leemount, Carrigrohane, Cork, to Gerard O'Connell, c/o Michael Powell Solicitors, No. 5, Lapps Quay, Cork, for a period of 3 years subject to a rent of €220.00 per acre (Total €6,930.00) per annum.
- (f) Disposal of interest in an area of land situated at "St. Judes", No. 53, Riverview Estate, Ballyvolane, Cork, to Sally Christopher, c/o Fitzgerald Solicitors, No. 6, Lapps Quay, Cork, for the sum of €300.00 plus costs of €1,500.00 plus VAT.
- (g) Disposal of the freehold interest in property known as No. 2, Monaville, Glasheen Road, Cork, to Llewellyn Farm Limited c/o Fitzmaurice Ludlow Solicitors, East Green, Dunmanway, Co. Cork, for the sum of €230,500.00.
- (h) Disposal of the freehold interest in property known as "Glasheen House" No. 1, Dorgans Road, Cork, to Alan Horgan, c/o Macaire McCauley Adams Solicitors, Lower Kilmoney Rd, Carrigaline, Co. Cork, for the sum of €165,000.00.
- (i) Disposal of the freehold interest in property known as No. 16, Portneys Lane, off North Main Street, Cork, to Christopher and Laura Mason, c/o Kevin O'Donovan and Partners Solicitors, The Old Market House, Upper Main Street, Bantry, Co. Cork, for the sum of €60,000.00 plus VAT.

Decision of Committee

It was agreed to note the reports of the Chief Executive and recommend the disposals to An Chomhairle for approval.

12. TOURISM, ARTS & CULTURE FUNCTIONAL COMMITTEE – 2nd JULY 2018

An Chomhairle to note the minutes of the Tourism, Arts and Culture Functional Committee, and if so decided to approve the following recommendations from its meeting held 2nd July 2018.

12.1 **ARTS COMMITTEE**

The Committee noted the recommendation of the Arts Committee to accept the report of the Arts Officer dated 2nd July 2018 and to refer it to An Chomhairle for approval.

12.2 **CRUISE AMBASSADORS 1st MAY – 26th JUNE 2018**

Members considered the report of the Director of Services, Corporate and External Affairs dated, 28th June 2018 on Cruise Ambassadors 1st May – 26th June 2018.

Decision of Committee

It was agreed to accept the report of the Director of Services and to refer it to An Chomhairle for approval.

12.3 **IMPACTS CONFERENCE IN LIVERPOOL**

Members considered the report of the Director of Services, Corporate and External Affairs dated, 28th June 2018 on the Impacts Conference in Liverpool.

Decision of Committee

It was agreed to accept the report of the Director of Services and to refer it to An Chomhairle for approval.

12.4 **CREATIVE IRELAND**

Members considered the report of the Director of Services, Corporate and External Affairs dated, 28th June 2018 on Creative Ireland.

Decision of Committee

It was agreed to accept the report of the Director of Services and to recommend it to An Chomhairle for approval.

12.5 **COST BENEFIT ANALYSIS FOR THE LOCATION OF A FILM PRODUCTION STUDIO IN CORK AND NEXT STEPS**

Members considered the report of the Director of Services, Corporate and External Affairs dated, 28th June 2018 on Cost Benefit Analysis for the Location of a Film Production Studio in Cork and Next Steps.

Decision of Committee

It was agreed to accept the report of the Director of Services and to recommend it to An Chomhairle for approval.

12.6 **MOTIONS**

Members considered the Report of the Director of Services, Corporate and External Affairs dated 28th June 2018 on the following Motion referred to the Committee by An Chomhairle:-

REINSTATE THE “IRISH MARKET”

‘That Cork City Council would engage with property owners on Cornmarket Street with a view to exploring the reinstatement of the “Irish Market” as a complimentary market to the English Market that would trade in Arts / Crafts/ locally made souvenirs, music, etc. Such development were it to proceed should look to being open all week during tourist season and it may also provide an alternative trading location for the current fixed stalls which are beginning to deteriorate.’

(Proposer: Cllr. T. Brosnan 18/188)

Decision of Committee

It was agreed to accept the report of the Director of Services and to recommend it to An Chomhairle for approval.

13. **CORRESPONDENCE**

An Chomhairle to note correspondence, if any.

14. **CONFERENCE/SEMINAR SUMMARIES**

An Chomhairle to note summaries by Members of Conferences/Seminars attended, if any.

15. **CONFERENCES/SEMINARS**

An Chomhairle to approve attendance at Conferences/Seminars tabled on the night, if any.

16. **TRAINING**

An Chomhairle to approve attendance at training tabled on the night, if any.

17. **CHIEF EXECUTIVE’S MONTHLY MANAGEMENT REPORT**

An Chomhairle to note the Chief Executive’s Monthly Management Report for May 2018.

18. **MOTIONS**

To approve the referral to the relevant Committee of the following motions, due notice of which has been given:-

18.1 **MULTI-STOREY PARKING PACKAGE**

‘That Cork City Council immediately invite other car park owners into discussion with a view to presenting a vibrant multi-storey parking package compatible with enticing people back into the city centre.’

(Proposer: Cllr. S. Martin 18/154)

Roads & Transportation Functional Committee

18.2 **MORRISON’S ISLAND/FATHER MATTHEW QUAY FLOOD RELIEF SCHEME**

‘That the Morrisons Island/Father Matthew Quay Flood Relief Scheme be reviewed in the context of maintaining maximum car parking in the area.’

(Proposer: Cllr. S. Martin 18/155)

Environment & Recreation Functional Committee

18.3 **FOOTPATHS ON VICARS ROAD**

‘That City Council would inspect the footpaths on Vicars Road particularly near its own depot and outside houses 1 to 13 plus at the Junction with Togher Rd. (Lough side).’

(Proposer: Cllr. H. Cremin 18/192)

Roads & Transportation Functional Committee

18.4 **RELOCATE LIVE AT THE MARQUEE**

‘I call on Cork City Council to enter into talks/discussions with Aiken Promotions/Kenny Lee to bring forward a plan to ensure that the Live at the Marquee success story continues into the future. The current area (Showground's) that is being used for the Marquee is for sale or has been sold and there is a very real risk that Cork could lose the Live at the Marquee annual event unless a suitable location is available. Because of this very real risk I further call on the City Council to take a favourable view that the much awaited Tramore Valley Park should be considered as a venue to relocate the Marquee from 2019 onwards therefore ensuring its success for Cork City.’

(Proposer: Cllr. P. Dineen 18/221)

Corporate Policy Group

18.5 **SULKY RACING THROUGH THE CITY**

‘The Cork City Council introduce Bye-Laws to combat sulky racing through the city.’

(Proposer: Cllr. K. O’Flynn 18/222)

Roads & Transportation Functional Committee

18.6 **SIGNPOST LISTING TWINNED CITIES**

‘In view of the fact the San Francisco had recently erected a signpost listing their twinned cities and their distances, that Cork City Council would erect a similar signpost, in a prominent city location, giving the direction and distance to our twinned cities.’

(Proposer: Cllr. J. Sheehan 18/225)

International Relations Committee

18.7 **ART GRAFFITI SPACE IN THE CITY**

‘In light of White Street Car Park being closed, that provision be made to create an official art graffiti space elsewhere in the city.’

(Proposer: Cllr. K. McCarthy 18/227)

Tourism, Arts & Culture Functional Committee

18.8 **PUBLIC LIGHTS ON AISLEIGH GARDENSTO SKEHARD ROAD**

‘That the City Council work with Airtricity so that the two public lights on a laneway from Aisleigh Gardens to Skehard Road be fixed’

(Proposer: Cllr. K. McCarthy 18/228)

Roads & Transportation Functional Committee

18.9 **STREET CLEANSING SCHEDULE**

‘That Cork City Council draw up an immediate street cleansing schedule apart from standard sweeping in order to ensure the City streets do not continue in their current manky condition and that mechanised cleansing machines be used.’

(Proposer: Cllr. T. Brosnan 18/229)

Environment & Recreation Functional Committee

18.10 **LIMESTONE FROM OLD/DEMOLISHED BUILDINGS**

‘That Cork City Council draw up an inventory for Council of the amount and locations where cut limestone from old/demolished buildings etc. have been "stored" over the years and that a decent effort be made to use this precious heritage resource in an enlightened and appropriate manner in the new Morrison's Island project.’

(Proposer: Cllr. T. Brosnan 18/230)

Environment & Recreation Functional Committee

18.11 **OLD BUNGALOW SITE BETWEEN ARDMORE AVENUE & FOYLE AVENUE, KNOCKNAHEENY**

‘That Cork City Council bring forward plans for the old bungalow site between Ardmore Avenue & Foyle Avenue, Knocknaheeny as the area is proving problematic for local residents.’

(Proposer: Cllr. M. Nugent, Cllr. K. Collins 18/231)

Strategic Planning, Economic Development & Enterprise Functional Committee

18.12 **TAKE IN CHARGE SANDY LANE, CASTLE ROAD**

‘That Cork City Council takes in Charge Sandy Lane, Castle Road. There is significant health and safety risks being caused by issues with the boundary wall, and the trees within the estate require urgent attention. This process should be expediated by council considering the position of the estate developer.’

(Proposer: Cllr. N. O’Keeffe 18/234)

Strategic Planning, Economic Development & Enterprise Functional Committee

18.13 **PROMOTIONAL OFFERS FROM CITY BUSINESSES**

‘That Cork City Council, through CORE would invite every business/service in the City to submit a promotional offer that would then be compiled into a booklet (or through an app) that could be distributed by our Cruise Ambassadors greeting passengers from Cruise Ships in Cobh. This would be helpful in attracting more passengers into the City Centre and would give every business an equal opportunity to attract their custom and to showcase their offering.’

(Proposer: Cllr. N. O’Keeffe 18/235)

Strategic Planning, Economic Development & Enterprise Functional Committee

19. **MOTIONS**

19.1 **AIRBUS FOR CORK AIRPORT**

‘Due to recent revelations by Airbus UK, that Cork City Council would engage with IDA Ireland, UCC, and Cork airport authority and other stakeholders in meeting a delegation of Airbus and inviting them to look at Cork as an alternative to the UK plant that they have now indicated they may leave due to Brexit. It is my belief that Cork is an ideal location with a track of land adjacent to the airport that could facilitate a company like Airbus and deliver up to 10,000 jobs for the region.’

(Proposer: Cllr. K. O’Flynn 18/223)

19.2 **RESOLUTION TO FIRE BRIGADE DISPUTE**

‘That Cork City Council calls for both sides in the Cork City Fire Brigade dispute to reach a speedy resolution to all the issues involved, Council does agree that the Firefighters claim that they should secure wage adjustments applied in other local authorities is a fair and reasonable one and should be met by Council management.’

(Proposer: Cllr. M. Nugent, Cllr. K. Collins, Cllr. H. Cremin 18/232)

JOHN GER O’RIORDAN
MEETINGS ADMINISTRATOR

Chuig gach ball de Chomhairle Cathrach Chorcaí.

5^ú Iúil 2018