

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY 10<sup>th</sup> FEBRUARY 2014.**

- PRESENT** An tArd-Mhéara Comhairleoir C. Clancy in the Chair.
- NORTH EAST** Comhairleoirí J. Kelleher, T. Brosnan, T. Tynan, J. Kavanagh.
- NORTH CENTRAL** Comhairleoirí M. Barry, P. Gosch, K. O’Flynn.
- NORTH WEST** Comhairleoirí M. O’Connell, T. Fitzgerald, M. Nugent, J. O’Callaghan.
- SOUTH EAST** Comhairleoirí D. Cahill, L. McGonigle, D. O’Flynn, T. Shannon, C. O’Leary, K. McCarthy, J. Corr.
- SOUTH CENTRAL** Comhairleoirí L. Kingston, E. O’Halloran, S. Martin, M. Finn, F. Kerins.
- SOUTH WEST** Comhairleoirí J. Buttimer, M. Shields, B. Bermingham, H. Cremin, G. Gibbons.
- APOLOGIES** Comhairleoir T. Gould.
- ALSO PRESENT** Mr. T. Lucey, City Manager.  
Mr. T. Keating, Meetings Administrator, Corporate & External Affairs.  
Ms. J. Gazely, Senior Staff Officer, Corporate & External Affairs.

An tArd-Mhéara recited the opening prayer.

1.1 **VOTES OF SYMPATHY**

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

- The Dolan Family on the death of Tom Dolan.
- The O’Sullivan Family on the death of (Elizabeth) Lil O’Sullivan.
- The O’Connor Family on the death of Aiden O’Connor.
- The McGrath Family on the death of Jarlath McGrath.
- The Kenneally Family on the death of Threasa Kenneally.
- The Furlong Family on the death of Finbarr Furlong.

1.2 **VOTES OF CONGRATULATIONS**

An Chomhairle extended a vote of congratulations to the following:-

- Music Generation Cork City and U2, funders on the project on its successful concert by participating Groups.
- Cork City Council on its management of the recent flooding.
- Eoin English and Alan Healy on their social media update on Cork City’s flooding.

1.3.1 **LORD MAYOR’S ITEMS**

There was no issues raised under this item.

#### 1.4 **CITY MANAGERS ITEMS**

##### 1.4.1 **RECENT FLOOD EVENTS IN THE CITY**

An Chomhairle noted the report of City Manager on recent flood events in the City.

#### 2. **MINUTES**

An Chomhairle considered and approved the minutes of the following:-

- Special Meeting of An Chomhairle held on the 27<sup>th</sup> January 2014.
- Ordinary Meeting of An Chomhairle held on 27<sup>th</sup> January 2014.

#### 3. **QUESTIONS**

##### 3.1 **SOCIAL HOUSING**

The following question was submitted by Comhairleoir T. Gould.

*How many plots of land has Cork City Council available for building social houses?*

*How many social houses would Cork City Council fit on these areas?*

*How much would it cost to build these social houses?*

*Would it be possible for Cork City Council to borrow money to build social houses or seek funding from Central Government?*

**This question was deferred.**

##### 3.2 **FERRIS WHEEL ON THE GRAND PARADE**

In response to the following question submitted by Comhairleoir E. O'Halloran a written reply was circulated as outlined below:-

*Would the Manager be prepared to investigate the possibility of retaining the Ferris Wheel on the Grand Parade (or alternative suitable location in the city centre on a longer-term basis)?*

The space which is required by the Ferris Wheel does not make it possible to accommodate on a long term basis. However we have already begun discussions around the enhancement and development of Glow A Cork Christmas Celebration in 2014 and hope that these or similar large scale attractions will form a major part of the event.

##### 3.3 **CIVIL ENGINEERS EMPLOYED BY CORK CITY COUNCIL**

In response to the following question submitted by Comhairleoir T. Brosnan a written reply was circulated as outlined below:-

*Can the Manager please advise the number of Civil Engineers employed by Cork City Council and the total corresponding payroll bill for 2013? In addition, can the Manager advise the names of the firms of Consulting Engineers who worked for the Council in 2013 and the amounts paid to them?*

## REPLY

There were 46 civil engineers employed during 2013 which reduced to 42 by year end. The total payroll bill for the 46 employees was €2.98 million.

The following is a list Consulting Engineering firms who worked for the Council in 2013

ARUP CONSULTING ENGS	687,506	JAMES MOLLOY	12,362
ATKINS IRELAND LTD	15,588	JOHN O DONOVAN & ASSOCIATES	21,215
BARRY FITZGERALD CONSULTING ENGINEER	6,439	LIGHTWISE	4,743
BJS CONSULTANTS	24,542	MALACHY WALSH & PARTNERS	84,462
BRADY SHIPMAN MARTIN	52,279	MALACHY WALSH & PTNRS	51,584
BRUCE SHAW	12,177	MATT O MAHONY & ASSOCIATES	138,506
CDGA ENGINEERING CONSULTANTS LTD	19,503	MHL & ASSOC LTD	69,011
DELAP & WALLER ASSOCIATES	22,158	MOTT MACDONALD IRELAND LIMITED	333,114
DMA CONSULTING ENGINEERS	14,500	MVA CONSULTANCY LTD	123,339
DOWKIN'S ENGINEERING	3,567	PAUL TWOMEY & ASSOCIATES	3,936
FEHILY TIMONEY & CO	18,216	PUNCH CONSULTING ENGINEERS	11,988
GOLDER ASSOCIATES IRELAND LIMI	3,075	RPS CONSULTING ENGINEERS	669,626
HALCROW BARRY LTD	112,385	RAY KEANE & ASSOCIATES	330,913
HARRINGTON O'FLYNN CONSULTING	76,383	RYAN HANLEY	20,728
HORGAN & LYNCH ASSOCIATES	7,503	SLEVIN PROJECT CONSULTANTS LTD	11,450
ILTP LTD	1,218	STAVELEY & PTNRS	89,224
J.B. BARRY & PARTNERS LTD	13,454	WALSH DESIGN GROUP	32,300
JACOBS ENGINEERING IRELAND LTD	221,006		

The total paid to Consulting Engineering firms for 2013 was € 3,320,000.00 which represents approximately 2% of the City Council's total expenditure or 5.9% of total capital expenditure in that year. The engagement of Consulting Engineering firms is both a requirement and a necessity in order to progress the significant level of infrastructural projects ongoing in the city primarily across the Roads, Housing and Environment Directorates.

### 3.4 **AFFORDABLE HOUSING**

In response to the following question submitted by Comhairleoir M. O'Connell, a written reply was circulated as outlined below:-

*Can the Manager tell me how many affordable housing sales have not yet been completed?*

a) *How many of these clients are on temporary letting agreements:*

- b) *How much has been collected from these tenants to date (rent)?*
- c) *Can the Manager tell me how tenants are not in a position to get a mortgage?*
- d) *Has the City Council considered offering these people their houses under the scheme of letting priorities?*
- e) *Can he also tell me if the price of the houses will be re-valued to take account of the fall in property values over the last 4 years should clients still wish to purchase?*

**REPLY**

In total there are 31 unsold Affordable units that are not subject to Social Leasing arrangements with Approved Housing Bodies. There are 53 unsold Affordable units that are managed on Cork City Council's behalf under the Social Leasing initiative. 9 property sales remain uncompleted – A further 22 units are not subject to a property sale arrangement.

There are 9 No. temporary letting agreements:

Rents charged over the period of the Temporary Convenience lettings amount to over 35,000

(on average) euro per property. Arrears range from zero to substantial figures. There are Data Protection issues regarding going into further detail.

Change in Employment/Personal Circumstances are the primary reasons tenants are not in a position to get a mortgage.

A case by case review of each letting is being carried out and social letting and termination of the letting agreement also if required.

The properties have been re-valued over the past number of years to reflect the fall in values.

However, the City Council's options are restricted in this area. A further re-valuation would be a decision of the ACM.

If the Councillor wishes to discuss a particular case, the staff of the Housing Loans and Grants Department can meet with him to discuss same.

3.5 **VACANT IDLE HOUSES IN CORK CITY**

In response to the following question submitted by Comhairleoir S. Martin, a written reply was circulated as outlined below:-

*Confirm that 4.5m euro is available to tackle long-term vacant idle houses in Cork City?*

**REPLY**

The 2014 adopted budget provides an amount of €2,063,500 for maintenance and repair of dwellings.

A supplementary capital budget provision €1.0m from City Council's reserves has been made available for the purpose of supplementing expected funding from Central Government for dealing with long-term voids. Once Central Government funding is notified the Housing Directorate will bring forward a programme of works specifically associated with long-term voids.

### 3.6 **CLEANING UP THE ELLIS'S YARD SITE**

The following question was submitted by Comhairleoir K. O'Flynn.

*Could the Manager please inform the Council what the cost is for cleaning up the Ellis's Yard Site of the illegal dumping?*

**This question was deferred.**

### 3.7 **NATIONAL FOOD CENTRE AT THE CAPITAL CINEMA**

In response to the following question submitted by Comhairleoir M. Finn, a written reply was circulated as outlined below:-

*Can the Manager update Council on plans for a national Food Centre earmarked for the Capital Cinema premises and whether or not there are short-term (as well as long-term) plans for the building?*

#### **REPLY**

There is a current planning permission on the former Capitol Cinema site (ref. 08/33581) for a mixed retail (8,410 m<sup>2</sup>) and office use (1,419 m<sup>2</sup>). This property is in receivership on the instructions of NAMA. Cork City Council is treating its redevelopment as a priority.

Cork City Council is also currently evaluating tenders received in relation to a feasibility study for a Food Innovation Hub. The feasibility study will evaluate the suitability of the former Capitol Cinema site for the location of the Food Innovation Hub.

### 3.8 **LIVING CITY INITIATIVE**

In response to the following question submitted by Comhairleoir L. McGonigle, a written reply was circulated as outlined below:-

*In Budget 2014 Minister Michael Noonan announced the extension of the "Living City Initiative" to include Cork City.*

*To ask the Manager:*

- 1. When the scheme will be rolled out in Cork?*
- 2. Which City Council directorate will administer the scheme?*
- 3. What areas of the city will be covered by the scheme?*
- 4. What properties will benefit from the initiative?*
- 5. A note on how the scheme will operate?*

## **REPLY**

1. The detail of the scheme is still being finalised by the Department of Finance. Once the details have been worked out, European Union approval for the financial incentives has to be obtained. It is unlikely to commence until late 2014/early 2015.
2. It is envisaged that the scheme will be administered by the Strategic Planning and Economic Development Directorate.
3. The Dept of Finance have not finalised the criteria for selection of the areas yet. An initial meeting has been held between the officials of the Department and officials from the cities and they indicated the scheme will be targeted at selected city centre residential and commercial areas. The residential and commercial areas can be separate but should be close to each other.
4. The scheme will allow tax reliefs for refurbishment work of owner occupier residential properties built before 1915 in the selected areas, and refurbishment of certain non-residential properties in the selected areas (the Dept. of Finance has yet to finalise which type or size of non-residential properties would be included).
5. The latest information available is set out in the attached leaflet.

### **3.9 DROP-IN CENTRE FOR THE OLD ST. MARY'S ROAD LIBRARY**

In response to the following question submitted by Comhairleoir T. Gould, a written reply was circulated as outlined below:-

*Can the Manager explain why the drop-in centre that was promised for the old St. Mary's Road Library by the previous City Manager, Joe Gavin, after the library was closed and the premises handed over to the HSE, has not been opened?*

*Is there a proposed date that the drop-in centre will be opened? The drop-in centre was to be an amenity for the Cathedral Road and Gurrabraher community where people could call in to meet others. There was to be an area to sit and read, facilities for tea and coffee. The centre was to cater for people who had used the old library, the elderly, students, the unemployed and the local community.*

## **REPLY**

Cork City Council entered into a lease arrangement with the HSE South in June 2011 for a period of 4 years and 9 months for an annual fee of €100. The arrangement was entered into on the basis that the building would be appropriately utilised for community benefit.

The HSE has confirmed that the first floor of the building is at present used by Public Health Nurses from 8.45 a.m. to 5.30 p.m. It has further confirmed that the HSE confirmed its intention to use the ground floor for the purposes of an occupational therapy service. No date has been provided to the Council for the commencement of this service yet.

### **3.10 NUMBER OF PLANNING BREACHES IN THE CITY**

In response to the following question submitted by Comhairleoir B. Bermingham, a written reply was circulated as outlined below:-

*Request the Manager to inform Council the number of significant planning breaches (i.e. developments illegally in use) and specifically please give the status of the apparent parking lot opposite the leisure centre on College Road?*

## **REPLY**

There are currently 102 planning enforcement cases under investigation by the Planning Directorate of the City Council.

With respect to the car-park at Glencaragh and St. Margaret's, College Road, a Warning Letter dated 14<sup>th</sup> October 2014 was served by the City Council on the two reputed owners of the car-park site. No response was received to same nor was there any contact from either parties or agent on their behalf. A reminder issued to both parties on 25<sup>th</sup> November 2013. Again, no contact was received or made.

A Decision to Serve an Enforcement Notice on the two owners was taken on 13<sup>th</sup> January 2014. Both owners were written to again on 28<sup>th</sup> January 2014 and informed of same and the implications for them of the serving of the Notice. They were advised in the letter of 28<sup>th</sup> January 2014 that the Planning Authority will hold off on the service of the Enforcement Notice for a period of one month to enable them to respond to the letter outlining the steps that will be taken by them to rectify the planning breach. A decision as to whether or not to serve the Enforcement Notice will be made at that stage.

### **3.11 CITY NORTH WEST QUARTER REGENERATION PROGRAMME**

In response to the following question submitted by Comhairleoir T. Fitzgerald, a written reply was circulated as outlined below:-

*In terms of community health planning and enhancing the local environment, it is crucial that the local community maintains a healthy living environment while the Regeneration Programme is underway. The current plan of having pockets of vacant dwellings blocked up for 2 to 3 years has not been beneficial and is unacceptable to the community and to the residents who live close to these properties. Accordingly I ask the Manager to:*

- a) Return the 6 vacant properties (25-30) to the social housing stock?*
- b) Re-allocate any property under the Regeneration Programme that will be vacant for the next 2/3 years that are in good condition to applicants on the social housing list who would be willing to set up a home during this period?*

## **REPLY**

The 6 properties which were made vacant are required to facilitate an access road into the HSE St. Mary's Hospital site as part of the Regeneration Masterplan for the area. They are significantly scavenged and would cost significant funding to bring back into stock. These properties are being monitored and managed with a view to containing problems and anti-social behaviour.

Vacant properties in the next phases of the Regeneration programme (Phase 2) are proposed to be demolished within a year or so and would not be appropriate for re-tenancing. However, other existing voids in the later phases (3,4 & 5) will be

investigated with a view to refurbishing and re-tenanting them with decanting from Phase 2 or from the housing list to improve the estate.

3.12 **HOW MUCH SPENT ON FOOTPATH RENEWAL/ PUBLIC LIGHTING /ESTATE ROAD SURFACING IN THE SOUTH EAST WARD**

In response to the following question submitted by Comhairleoir K. McCarthy, a written reply was circulated as outlined below:-

*With reference to the South East Ward, to ask the City Manager how much was spent on footpath renewal, public lighting and estate road resurfacing in 2010, 2011, 2012, 2013 and budgeted for 2014, and that he would name the areas of the South East Ward where these works were carried out?*

The Transportation Division advises that the expenditure for public lighting (PL) for 2010, 2011, 2012, 2013 and budgeted for 2014 and the areas of the South East Ward where these works were undertaken, is as shown in the following table.

Year	Budget	Proposed Budget	Works Undertaken
2010	€15,000	-	Meadowgrove Estate – 5 lanterns upgraded to SON Glencoo Gardens - 5 lanterns upgraded to SON Ferney Grove - 3 lanterns upgraded to SON Dundanon Road – 9 lanterns upgraded to SON
2011	€15,000	-	No works undertaken as budget was removed
2012	No Budget Allocation	-	-
2013	€2,350	-	Castle Road – 2 lanterns upgraded to LED
2014	-	€15,000	Locations to be discussed and agreed with the councillors at the Ward Meetings.

It should also be noted that, approximately €1M is spent on public lighting maintenance works and a further €1.5M spent on public lighting energy costs for the City administrative area annually. The money outlined in the above table is supplemental to this expenditure.

**Estate Road Resurfacing & Footpath Renewal**

Year	Estate Resurfacing expenditure	Location	Footpath Renewal expenditure	Location
2010	€114,950	Bernadette Way, Greenhills Court, Lakeland Crescent and Nutley Rd.	€56,362	Castle Rd, Marian Park, Beaumont and Palaceanne Lawn
2011	€85,574	Glencoo Gardens and South Lodge Grove	€87,886	Ballinlough Rd, Blackrock Rd adjacent to Maryville, Marble Hall Park, Monahan Rd, Willow Lawn and Woodvale Rd



<b>2012</b>	Nil			Nil	
<b>2013</b>	€112,062	Greenhills Estate, Loretto Park, Ashdale Park		Nil	
	<b>€312,586</b>			<b>€144,248</b>	

There is an allocation of €200,000 for Estates Resurfacing in 2014 to be shared among the six Wards. Meetings have been arranged for week commencing 10<sup>th</sup> February to choose the roads to be resurfaced.

### 3.13 **SHANDON CLOCK REPAIRS**

In response to the following question submitted by Comhairleoir J. O’Callaghan, a written reply was circulated as outlined below:-

*Would the Manager advise of the present state regarding Shandon Clock repairs?*

#### **REPLY**

A review of the options for repairing Shandon Clock was conducted in December 2013 and pre-qualification submissions have been received from potential tenderers. Tenders are due to be invited shortly and appointment of a clock repair company is anticipated in early March. The clock mechanism, which was last refurbished in 1986, requires a complete overhaul. The work continues to be addressed as a high priority and we aim to have Shandon Clock back in operation immediately the repair works are completed.

### 3.14 **REFURBISHMENT OF EDEL HOUSE**

In response to the following question submitted by Comhairleoir J Buttimer, a written reply was circulated as outlined below:-

*Mindful of the detailed work undertaken by Cork City Council and the Good Shepherd Services to date regarding the refurbishment of Edel House, to ask the City Manager if he could update Council on the current status of the project, the next steps in progressing the project and the roles of Cork City Council and Government in enabling the project to be delivered?*

#### **REPLY**

There have been ongoing discussions with the Good Shepherd Service on this proposal in 2013. The City Architect’s Department have also assisted with the drawings in terms of revised layouts for the developed property to meet their needs. A key issue with the project relate to funding of the project. CCC met with Good Shepherd Services and advised them on the various funding streams through social leasing eg CALF and CAS. However, the Good Shepherds need to progress this directly with the DECLG and CCC role has been, and will be, one of assistance where we can.

3.15 **PROPERTY TAX**

In response to the following question submitted by Comhairleoir T. Brosnan, a written reply was circulated as outlined below:-

*Can the Manager please provide his best estimate of the total Property Tax remitted to Dublin by Cork City households for 2013 and also an estimate of what the 2014 amount will be assuming all eligible households pay?*

**REPLY**

The Local Property Tax, which is a charge on the market value of all residential properties in the State, came into effect with the passing of the “Finance (Local Property Tax) Act 2012”. It is being administered by the Revenue Commissioners and a half year charge applied in 2013. A full year charge will apply in 2014.

The latest available figures published by the Revenue Commissioner, (November 6<sup>th</sup> 2013), advise that there was a 91% national compliance rate in 2013, which equates to €242m with actual collections of €215m.

For Cork City there was a compliance rate of approximately 90% in 2013, which equates to €5.8m with actual collections of €5m.

Based on similar compliance and collection rates for 2014 as in 2013, the expected declared amount by Cork City Households will be €11.6m and the expected collectable amount to be paid by Cork City Households will be €10m.

3.16 **HOW MUCH CORK CITY COUNCIL PAID CONSULTANTS 2013.**

The following question was submitted by Comhairleoir G. Gibbons.

*Could the Manager please inform the Members as to how much Cork City Council paid consultants during 2013? (Anyone who was paid directly or indirectly by the Council to carry out work on their behalf)?*

**This question was deferred.**

3.17 **FLOODING OF RIVER BRIDE AND GLEN RIVER IN BLACKPOOL**

In response to the following question submitted by Comhairleoir M. Barry, a written reply was circulated as outlined below:-

*How many times has the River Bride flooded Blackpool? Going back as far possible with the records available to the Council can the Manager please give the dates of these floods? Similarly, how many times has the Glen River flooded Blackpool and can the Manager please give the dates of those floods?*

**REPLY**

In the last 12 years, Blackpool has flooded on five occasions. These flooding events were all associated with the river Bride with overflows occurring in Orchard Court and

in some cases Blackpool. These events occurred on the following dates: 21<sup>st</sup> November 2002, 27<sup>th</sup> November, 2002, 12<sup>th</sup> January, 2010, 28<sup>th</sup> June 2012, 21<sup>st</sup> March 2013.

Due to time demands over the past week it has not been possible to research the previous flood events in Blackpool. From memory however it is fair to say that flooding events in the 70's, 80's and 90's were primarily due to overflows of the Back Watercourse and Glen River. When investigating the flood event in 2002 it was suggested that the last overflow from the Bride was in the late 50's.

When resources are available a search of records can be carried out and a further report can be prepared.

3.18 **SCHEME FOR ADAPTION GRANTS FOR OLDER PEOPLE AND PEOPLE WITH DISABILITY SCHEME**

The following question was submitted by Comhairleoir C. O' Leary.

*Under the Scheme for Adaption Grants for Older People and People with Disability Scheme to Cork City Council housing stock:*

- a) How many applications in total are awaiting programme of works to our own housing stock in regards to Adaption for Older People and People with Disability Scheme?*
- b) How many applicants are priorities in this scheme?*
- c) How are priorities decided in order of illness/disability, please give details?*
- d) How often are applicants given a written up date on their applications progress?*
- e) How much capital would it take to clear this waiting list?*
- f) How long would it take with current funding levels from the department to clear this waiting list?*

**This question was deferred.**

3.19 **HOUSING DEVELOPMENT AT SPRIGGS ROAD**

In response to the following question submitted by Comhairleoir M. Nugent, a written reply was circulated as outlined below:-

*Can the Manager give a report on the new housing development at Spriggs Road, Gurranabraher:*

*Can he clarify if Cork City Council's Housing Department will now be managing the complex going forward?*

*Will the allocation of the housing units go ahead now in the short term?*

*What was the rationale in initially proposing that an Approved Housing Body would be managing the Spriggs Road complex?*

*Will Cork City Council's Housing Department remain the primary body in the allocation and maintenance of Cork City Council's Local Authority Stock?*

**REPLY**

The remedial development at Sprigg's Road (37 units and community centre) was substantially complete on 17 January 2014 and has been taken over by the Council and is being secured by a security company pending allocation of the units which is

progressing and should be allocated in a matter of weeks. Proposals were sought for the management of the units by AHBs due to lack of resources in City Council. This was based on forgoing the rental income to guarantee a level of service for an expected need due to the likely profile of tenants which could not be guaranteed by City Council. However this may not be pursued and it is now proposed that the City Council will take them into the general stock and be managed internally by North Area Office.

It is now Government policy that the City Council engage with AHBs to provide new social housing and maintain them through the social leasing model. City Council will also be investigating other potential opportunities to engage with the AHBs on dealing with Long Term Voids and managing other new stock such as unsold affordables and existing stock. The majority of the existing housing stock will remain with the City Council in terms of tenancy management and housing maintenance for the foreseeable future.

3.20 **DEVELOPMENT CHARGES TO CORK CITY COUNCIL BY HOSPITALS AND MEDICAL INSTITUTES**

In response to the following question submitted by Comhairleoir H. Cremin, a written reply was circulated as outlined below:-

*Can the Manager give a list of Hospitals and Medical Institutes within Cork City that would be subject to paying development charges to Cork City Council?*

**REPLY**

Section 48 (1) of the Planning and Development Act 2000 as amended, enables a planning authority, when granting a planning permission under Section 34 of the Planning and Development Act 2000 as amended, to include conditions requiring the payment of a contribution (General Scheme) in respect of facilities benefitting development in the area of the planning authority.

Section 49(1) of the Planning and Development Act 2000 as amended, enables a planning authority, when granting a planning permission under Section 34 of the Planning and Development Act 2000 as amended, to include conditions requiring the payment of a contribution (Supplementary) in respect of any public infrastructure service or project, as defined in the Act and specified in a Supplementary Development Contribution Scheme.

The Cork Suburban Rail Project is the specified project in the Cork City Council's Supplementary Scheme adopted by Council on the 14<sup>th</sup> October 2013.

Table 5 (General Scheme) and Table 4 (Supplementary Scheme) therein, provide % reductions in respect of specified categories of development. Specifically in the context of Cllr. Cremin's question:

A 100% reduction is provided, in respect of the provision of facilities by organizations which are considered to be exempt from planning fees as outlined in Part 12, Article 157 of the Planning and Development Regulations 2001 as amended, except where specified below.\*

\* “ Where a planning application consists of development..... designed or intended to be used for social, recreational, educational or religious purposes by the inhabitants of a locality, or by people of a particular group or religious purpose denomination, and is not to be used mainly for profit or gain,

Is designed or intended to be used as a workshop, training facility, hostel or other accommodation for persons with disabilities and is not to be used mainly for profit or gain”.

(This 100% reduction to the payment of development contributions **will not apply** to:

- Third level educational institutions and student accommodation.
- Fee paying schools.
- Hospitals and similar developments.

Therefore, subject to the general provisions of the General and Supplementary Schemes and specifically to the provisions as set out above, it is not possible to list the Hospitals and Medical Institutes within Cork City that would be subject to paying development charges to Cork City Council, as each application has to be assessed on its own individual merits.

#### 4. **TOURISM, ARTS AND CULTURE STRATEGIC POLICY COMMITTEE – 28<sup>th</sup> JANUARY 2014**

An Chomhairle noted the minutes of the Tourism, Arts and Culture Strategic Policy Committee from its meeting held on the 28<sup>th</sup> January 2014 and considered the following recommendation.

##### 4.1 **PROPOSED BYE-LAWS FOR THE ENGLISH MARKET**

An Chomhairle considered and approved the report of the Director of Services dated 28<sup>th</sup> January 2014 on proposed bye-laws for The English Market.

The report advised that it is proposed to introduce Bye-Laws for the control and management of trading within the English Market. This would include a procedure to deal with encroachment by traders, with goods and displays, onto the common areas. Provision would be made for the issue of notices, removal of goods and the issue of fines for persistent offenders. At a time when visitor numbers to the Market are increasing, it has become important to regulate this problem, to provide for the safe access of customers and visitors.

#### 5. **HOUSING AND COMMUNITY FUNCTIONAL COMMITTEE – 3<sup>rd</sup> FEBRUARY 2014**

An Chomhairle noted the minutes of the Housing and Community Functional Committee from its meeting held on the 3<sup>rd</sup> February 2014, and considered the following recommendations.

##### 5.1 **DISPOSALS**

An Chomhairle considered and approved the reports of the City Manager dated 30<sup>th</sup> January, 2014 in relation to the following property disposals:

- a. Disposal of Stall No. 42, Grand Parade Market, Grand Parade, Cork by way of lease at an annual rent of €8,035.88 to Iago Food Company Limited, c/o Fitzgerald Solicitors, No. 6, Lapps Quay, Cork. On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir J. Corr, the disposal was approved
- b. Disposal of premises known as Jack Lynch House, Bob and Joan's Walk, Shandon, Cork, by way of Lease to The Firkin Crane Limited, c/o Ronan Daly Jermyn, Solicitors, No. 2 Park Place, Citygate Park, Mahon, Cork, at a nominal rent of €5.00 per annum. On the proposal of Comhairleoir K. McCarthy, seconded by Comhairleoir S. Martin, the disposal was approved.

**Comhairleoir K. O'Flynn declared his interest in (b) above, as a Board Member of the Firkin Crane.**

- c. Disposal of property situated at No. 107 and No. 108, Douglas Street, Cork by way of lease to Sophia Housing Association, c/o Helen O'Boyle & Co., Solicitors, No. 64, Booterstown Avenue, Blackrock, Co. Dublin at a nominal rent of €40.00 per month plus VAT if applicable. On the proposal of Comhairleoir J. Corr, seconded by Comhairleoir K. McCarthy, the disposal was approved.
- d. Disposal of freehold interest in land approximately 1.89 acres at Hollyhill, Cork to IDA Ireland, Athlone Business & Technology Park, Garrycastle, Dublin Road, Athlone, Co. Westmeath for the sum of €85,000.00 plus VAT if applicable. On the proposal of Comhairleoir T. Fitzgerald, seconded by Comhairleoir J. O'Callaghan, the disposal was approved.

### **SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir T. Shannon, An Chomhairle agreed to Suspend Standing Orders to continue meeting to 9.00 pm.

### **5.2 MONTHLY REPORT**

An Chomhairle considered and approved the report of the Assistant City Manager on Housing for the month of January, 2014.

### **5.3 2014 CAPITAL ALLOCATIONS FOR HOUSING ADAPTATION GRANT SCHEMES FOR OLDER PEOPLE AND PEOPLE WITH A DISABILITY**

An Chomhairle considered and approved the report of the Assistant City Manager dated 30th January, 2014 on the Grants Capital Allocation 2014.

The report of the Assistant City Manager stated that the Department of the Environment, Community & Local Government allocated Cork City Council €1,941,006 for 2014 (1,749,741.25 for 2013) of which €388,201 (€349,948.25 for 2013) is to be provided from the Council's internal revenue resources.

The Council had suspended approval of DPG applications at the end of 2013 until the Council received confirmation of our allocation for 2014.

The Council has currently committed €753,000 worth of applications for 2014. This equates to 102 no. of applications which are currently approved. To ensure that these

monies are recouped in 2014 all works must be completed and inspected within 2014. To this end the Council will be issuing a proviso on all approvals letters in 2014 that the grant of approval will expire within 6 months of the date of the letter.

Based on the Council's allocation for 2014, the Council has €1.1m in our allocation for new applications to the end of 2014. To this end we will be giving priority to any further new applications under the adaptation and mobility grant schemes which are based on medical needs. The Council will be reviewing applications on an ongoing basis to ensure that all monies are utilised in 2014 and that any new approvals can be funded within the 2014 budget.

#### 5.4 **OPEN AREA BETWEEN 66 AVONMORE PARK & 19 GLENAMOY LAWN**

An Chomhairle considered and approved the report of the Assistant City Manager dated 2<sup>nd</sup> January, 2014 on the following motion referred to the Committee by An Chomhairle:

‘That Cork City Council would draw up and implement plans to fence off the open area between No. 66 Avonmore Park and 19 Glenamoy Lawn or, preferably, to build an infill housing unit there.

Despite repeated clean-ups by City Council staff, and vigilance from local residents, this space continues to be used for the dumping of all kinds of rubbish and filth, and is also prone to low-level drug-dealing and anti-social behaviour.’

(Proposer: Cllr. T. Tynan 13/311)

The report of the Assistant City Manager stated that there are no funds available for fencing works of this nature in 2013 and a similar situation will likely pertain equally in 2014. Similarly funding for new build infill housing is extremely limited. Any fencing solution would need to have regard to the pathway / Right of Way from Avonmore Park to Ballinderry Park, and to the fact that fencing does not always address rubbish dumping and in many circumstances makes clearing of dumped rubbish more problematic.”

#### 5.5 **MEETING BETWEEN THE PARTICIPATION OFFICER AND THE MIDDLE PARISH COMMUNITY ASSOCIATION**

An Chomhairle considered and approved the report of the Assistant City Manager dated 30th January, 2014 on the following motion referred to the Committee by An Chomhairle:

‘That this Council facilitate a meeting between the participation officer and the middle parish community association to discuss issues in the area.’

(Proposer: Cllr. F. Kerins 13/393)

The report of the Assistant City Manager stated that a meeting between Cork City Council's Tenant Participation Officer and the Middle Parish Community Association will be arranged in due course once staff are available for that purpose.

## 5.6 CORK CITY COUNCIL RENTAL INCOME

An Chomhairle considered the report of the Assistant City Manager dated 30th January, 2014 on the following motion referred to the Committee by An Chomhairle:

‘That Cork City Council which receives of the order of €18 million in rents from its tenants each year examine where all the rent revenue goes and advise why Council cannot give an even basic maintenance service to its tenants. What additional annual revenue would Council need in order to function as a good landlord’

(Proposer: Cllr. T. Brosnan 13/405)

**At the request of Comhairleoir T. Brosnan, An Chomhairle agreed to refer this motion to the Housing & Community Functional Committee for further consideration.**

## 5.7 NO. 1 CHURCHFIELD TERRACE EAST

An Chomhairle considered and approved the report of the Assistant City Manager dated 30th January, 2014 on the following motion referred to the Committee by An Chomhairle:

‘That Cork City Council's Housing Department will provide a report on No 1 Churchfield Terrace East, in which it will clarify its ownership, outline what measures are proposed, if any, to remove illegally dumped rubbish & secure the property, previously shuttered by council, from further vandalism.’

(Proposer: Cllr. M. Nugent 13/411)

The report of the Assistant City Manager stated that 1 Churchfield Terrace East is currently in private ownership. A notice has been served on the legal representatives by the Environment Department.

### SUSPENSION OF STANDING ORDERS

On the proposal of Comhairleoir K. O’Flynn, seconded by Comhairleoir C. O’Leary, A vote was taken to Suspend Standing Orders to continue meeting to 9.30 pm, where there appeared as follows:-

**FOR:** Comhairleoirí T. Brosnan, T. Tynan, M. Barry, C. Clancy, K. O’Flynn, T. Fitzgerald, M. Nugent, C. O’Leary, K. McCarthy, S. Martin, M. Finn, F. Kerins, J. Buttimer, M. Shields, H. Cremin. (15)

**AGAINST:** Comhairleoirí J. Kavanagh, P. Gosch, M. O’Connell, J. O’Callaghan, D. O’Flynn, J. Corr, E. O’Halloran, B. Bermingham, G. Gibbons. (9)

As the numbers voting in favour was greater than those voting against, An tÁrd-Mhéara declared the vote carried and Standing Orders Suspended and the meeting continued to 9.30pm.



6. **ROADS & TRANSPORTATION FUNCTIONAL COMMITTEE – 3<sup>rd</sup> FEBRUARY 2014**

An Chomhairle noted the minutes of the Roads & Transportation Functional Committee from its meeting held on the 3<sup>rd</sup> February 2014, and considered the following recommendations:-

6.1 **ROADWORKS PROGRAMME**

An Chomhairle considered and approved the Report of the Director of Services, dated 30th January, 2014 on the progress of the ongoing Roadworks Programme for the month ended January, 2014.

6.2 **ROAD GRANT ALLOCATIONS 2014**

An Chomhairle considered and approved Report of the Director of Services, dated 30th January, 2014 on the Road Grant Allocations 2014.

The Report stated that,

Notification has been received from the NRA and Department of Transportation, Tourism & Sport giving details of grants for maintenance and improvement of National, Regional and Local Roads as follows for 2014. The corresponding funding for 2013 is included for reference:

	<b>2013</b>	<b>2014</b>
<b>(a) NATIONAL ROADS</b>		
Major Schemes – N25	9400,000	750,000
Bridge Rehabilitation (Collins/DeValera/Blackpool Bridges)	450,000	600,000
Safety/Minor Schemes (Victoria Cross)	10,000	200,000
Other		
- Jack Lynch Tunnel Fire Prevention Works	700,000	---
	<b>10,560,000</b>	<b>1,550,000</b>
<b>(b) REGIONAL &amp; LOCAL ROADS</b>		
Block Maintenance Grant (2013 -2,812,500 allocated in January + 759, 304 allocated in June)	3,571,804	2,812,500
Winter Maintenance Grant	72,340	* now included in the block grant
Specific Improvement Grant (Bridge rehabilitation & Barrack Street in 2013 Gaol & Carrigrohane Bridges Rehabilitation in 2014)	600,000	88,000
Strategic Regional and Local Road Grant (Hollyhill Access Road in 2013)	750,000	---
Other		
- Low Cost Safety Improvements	175,000	66,000
- Training	24,000	24,000
	<b>5,193,144</b>	<b>2,990,500</b>

### **SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir T. Fitzgerald, An Chomhairle agreed to Suspend Standing Orders to continue meeting to 9.45 pm.

#### **6.3 TO CONSIDER THE FOLLOWING MOTIONS WHICH WERE REFERRED BY COUNCIL TO THE COMMITTEE.**

##### **6.3.1 RE-PAINT THE YELLOW BOX JUNCTION AT SOUTH DOUGLAS ROAD**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council re-paint the yellow box junction on the South Douglas Road adjacent to Half Moon Lane and Christ the King Girls Secondary School.’

(Proposer: Cllr. S. Martin 13/391)

The report stated that, the Transportation Division advises that the re-painting of the yellow box junction on the South Douglas Road adjacent to Half Moon Lane and Christ the King Girls Secondary School will be added to the road painting programme and will be carried out subject to suitable weather conditions and funding being available.

##### **6.3.2 KILMORE ROAD/KILMORE HEIGHTS TO BE INCLUDED IN THE ROAD RESURFACING PROGRAMME 2014**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council include Kilmore Road and Kilmore Heights in the road resurfacing programme 2014 and paint the traffic calming measure in the centre of the road.’

(Proposer: Cllr. Tony Fitzgerald. 13/396)

The report stated that, Kilmore Road and Kilmore Heights will be considered for inclusion in the 2014 Road Resurfacing Programme and the painting of traffic calming measures can be considered at that time.

##### **6.3.3 PEDESTRIAN CROSSING BE PUT IN PLACE ADJACENT TO THE BUS STOP NEAR KEATINGS FURNITURE, BALLYHOOLEY ROAD**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘As part of the forthcoming development of Ballyhooley Road, a pedestrian crossing be put in place adjacent to the bus stop near Keatings Furniture.’

(Proposer: Cllr. J. Kavanagh 13/401)

The report stated that, the need for a Pedestrian Crossing at this location will be assessed. If warranted, it will be installed as part of the Ballyvolane Cycle Route Project. The Part 8 Plans for the Project are programmed to be advertised later this year (2014).

#### 6.3.4 **PAINTING OF DOUBLE YELLOW LINES ON THE WESTERN SIDE OF GREEN STREET**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘Painting of double yellow lines on the western side of Green Street, perpendicular to its junction of Mount Sion Road, to remedy a huge traffic build-up problem.’

(Proposer: Cllr. M. Finn 13/417)

The report stated that, the Transportation Division advises that, an assessment of the need for double yellow lines on the western side of Green Street, perpendicular to its junction of Mount Sion Road, will be undertaken. In particular, this assessment will have to consider the fact that the installation of the double yellow lines will result in the removal of a section of disk parking on Green Street, which will discommode existing residents in the area.

If the installation of double lines on the western side of Green Street, perpendicular to its junction of Mount Sion Road is deemed appropriate, the request will be placed on the future works programme for relining and will be done as soon as is practical.

#### 6.3.5 **PAINTING OF DOUBLE YELLOW LINES ON THE NORTHERN SIDE OF BARRACK STREET**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘Painting of double yellow lines on the Northern side of Barrack Street, perpendicular to Griffin's Court, to allow sufficient space for vehicles to exit the Court (as part of the improvement scheme)’

(Proposer: Cllr. M. Finn 13/418)

The report stated that, the Transportation Division advises that as part of the Barrack Street Renewal Works Phase 2, a built out will be installed on the northern side of Barrack Street, perpendicular to Griffin's Court. In addition there will be a raised table on Barrack Street, at the junction of Barrack Street with Griffin's Court. These measures will improve Griffin's Court's accessibility to and from Barrack Street.

### 6.3.6 **OAK PARK HOUSING ESTATE , BALLYHOOLEY ROAD**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Oak Park Housing Estate on Ballyhooley Road be added to the 2014 Estates Resurfacing Programme.’

(Proposer: Cllr. J. Kavanagh 14/007)

The report stated that, Oak Park will be considered for inclusion in the 2014 Road Resurfacing Programme.

### 6.3.7 **PATHWAYS ACROSS THE GREEN AREAS AT LEESDALE AND MODEL FARM ROAD**

An Chomhairle considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would give immediate attention to the Pathways across the Greens Areas in Leesdale and Model Farm Road as two of them are in a dreadful state.

These are:-

1. The Pathway that runs along the perimeter wall with the Community School and Leesdale.
2. The Pathway that runs across the main green from Leesdale to Greenfields. [near the shop.’

(Proposer: Cllr. H. Cremin 14/010).

The report stated that, this motion has been referred to the Environment Functional Committee.

### **SUSPENSION OF STANDING ORDERS**

An Chomhairle agreed to Suspend Standing Orders to continue meeting to 10.00 pm.

### 6.4 **TO RECONSIDER THE FOLLOWING MOTIONS WHICH WERE HELD IN COMMITTEE**

#### 6.4.1 **COBBLED STREET SECTION ON LOWER GLANMIRE ROAD**

An Chomhairle considered the report of Director of Services dated 30<sup>th</sup> January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council does not interfere in any way with the Cobbled Street section on Lower Glanmire Road nor with the nearby Horse Trough at the junction with Ship Street. The recently approved Section 38 improvement scheme did not give Council

engineers the authority to destroy these singularly unique heritage features nor should it be interpreted as such since no indication of any such intention was made know under the Public Consultation nor in the papers presented to City Councillors.’

(Proposer: Cllr. T. Brosnan 13/404)

**At the request of Comhairleoir T. Brosnan, An Chomhairle agreed to refer this item to the Roads & Transportation Functional Committee for further consideration.**

6.4.2 **RIGHT HAND FILTER LIGHT AT JUNCTION OF CLASHDUV ROAD, TOGHER ROAD**

Members considered and approved the report of Director of Services dated 30th January, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That a right hand filter light be introduced at the junction of Clashdub Road going onto Togher Road.’

(Proposer: Cllr. G. Gibbons 13/406)

The report stated that:

There are filter right turning lanes marked on the roadway for traffic turning right, from Clashdub Road onto Togher Road and from Vicars Road onto Pouladuff Road. However, there are no indicative right turning arrow phases in the traffic signal arrangements to facilitate the right turning movements onto Togher Road and Pouladuff Road as it is not possible to implement filters in two opposing directions. Currently right turning traffic at this location must turn right during gaps in the traffic approaching from the opposite direction.

The Clashdub Road left turning lane is combined with the straight ahead with both movements in the same stage unsuitable for a filter light on the Clashdub Road for left turning vehicles onto Togher Road.

The Transportation Division also advises that for any significant improvement in the operation of the junction, a full refurbishment would be required. The refurbishment of this junction will be put forward for consideration to be included in the roads programme, subject to funding being available.

A review of the junction timings will be undertaken to access the junction operation on all approaches.

7. **CORRESPONDENCE**

An Chomhairle noted correspondence received.

**SUSPENSION OF STANDING ORDERS**

An Chomhairle agreed to Suspend Standing Orders to continue the meeting to 10.15 pm.

8. **CONFERENCES/ SEMINARS SUMMARIES**

An Chomhairle noted Summaries by Members of Conferences/Seminars attended.

- Cllr Michael O’Connell – Branding in Political Elections –a new quality of Political Communications –Rosscarbery , Co. Cork 17/19 January 2014
- Cllr Michael O’Connell – Budget 2014 –A Review of Items Confirmed and Measures Not Yet Announced –Clonmel, Co. Tipperary - 29/31 January 2014.
- Cllr Joe O’Callaghan – Canvassing Tips 2014 –Dublin - 03/05 January 2014.

9. **SEMINARS & CONFERENCES**

A vote was called on whether to approve the attendance of Councillors at Seminars & Conferences at items 9 & 10 here listed, where there appeared as follows:-

A vote was called for where there appeared as follows:-

**FOR:** Comhairleoirí J. Kavanagh, C. Clancy, P. Gosch, K. O’Flynn, M. O’Connell, T. Fitzgerald, J. O’Callaghan, J. Corr, E. O’Halloran, S. Martin, J. Buttimer, M. Shields, G. Gibbons. (13)

**AGAINST:** Comhairleoirí T. Brosnan, T. Tynan, M. Barry, M. Nugent, C. O’Leary, K. McCarthy, M. Finn, F. Kerins, H. Cremin. (9)

As the numbers voting in favour were greater than those voting against, An tArdmhéara declared the vote carried and the attendance of Comhairleoirí at the various seminars & conferences approved, as listed under relevant items hereunder:-

**HYDRO POWER: HOW LOCAL AUTHORITIES CAN HARNESS OUR RIVERS AND STREAMS**

An Chomhairle to approve the attendance of Comhairleoir B. Bermingham at the “Hydro Power: How Local Authorities can Harness our Rivers and Streams” training seminar, held in the Kenmare Bay Hotel, Kenmare, Co. Kerry, on the 31<sup>st</sup> January to 2<sup>nd</sup> February 2014.

10. **SEMINARS/CONFERENCES**

10.1 **MENTAL HEALTH AND SUICIDE AWARENESS CONFERENCE  
“SUPPORTS & DEVELOPMENTS IN MENTAL HEALTH CARE”**

Comhairleoir J. O’Callaghan at the Mental Health and Suicide Awareness Conference “Supports & Developments in Mental Health Care” in The Park Hotel, Dungarven, Co. Waterford on the 31<sup>st</sup> January – 1<sup>st</sup> February 2014.

10.2 **25<sup>TH</sup> ANNIVERSARY TOURISM CONFERENCE “FOLKLORE – HERITAGE – TOURISM”**

Comhairleoir J. O’Callaghan at the 25<sup>th</sup> Anniversary Tourism Conference “Folklore – Heritage – Tourism” in the Falls Hotel, Ennistymon, Co. Clare, on the 21<sup>st</sup> – 22<sup>nd</sup> February 2014.

10.3 **LOCAL AUTHORITY EMPLOYMENT – LAW PRACTICE & PROCEDURE**

Comhairleoir M. O’Connell at the Local Authority Employment – Law Practice & Procedure seminar in The Celtic Ross Hotel, Rosscarbery, West Cork, on the 14<sup>th</sup> – 16<sup>th</sup> February 2014.

10.4 **LAGAN TO LEE BOXING EVENT**

Comhairleoir B. Bermingham at the Lagan to Lee Boxing Event in the Holiday Inn, Belfast, on the 14<sup>th</sup> – 15<sup>th</sup> February 2014.

11. **MOTIONS**

An Chomhairle approved the referral to the relevant Committee of the following motions, due notice of which has been given:-

11.1 **PARKING SPACE ON HARTLAND’S AVENUE**

That the following road issue supported by An Gardaí is dealt with speedily:-

‘The removal of the last parking space on Hartland's Avenue closest to the bend in the road on the Hawthorn Bar, to improve visibility at this narrowed bottleneck’

(Proposer: Cllr. M. Finn 13/421)

**Roads & Transportation Functional Committee**

11.2 **FOOTPATHS ON FRIARS WALK**

That the following road issue supported by An Gardaí is dealt with speedily:-

‘The repair of footpaths on Friars Walk from the Marian Pharmacy to Ballyphehane Church (opposite to the Park) to address a number of trip hazards.’

(Proposer: Cllr. M. Finn 13/422)

**Roads & Transportation Functional Committee**

11.3 **STOP SIGN AT BEAUMOUNT LAWN/BEAUMONT DRIVE**

‘That Cork City Council would install a Stop Sign at the intersection of Beaumont Lawn with Upper Beaumont Drive. There is a large volume of traffic using these roads every day owing the presence of two primary schools in the immediate vicinity. Local residents feel the absence of a stop sign in this local will lead to an accident.’

(Proposer: Cllr. L. McGonigle 14/027)

**Roads & Transportation Functional Committee**

11.4 **CHANGE IN STANDING ORDERS**

‘Change in standing orders of Cork City Council to be included, any member who uses *obscenity, vulgarity, profanity* that the Lord Mayor or Cathaoirleach of the meeting whether this be City Council meeting, SPC or Functional Committee, that the Chairman would be entitled to have the member suspended for two meetings.’

(Proposer: Cllr. K. O’Flynn 14/030)

**Party Whips**

11.5 **COMMUNITY CENTRE/ YOUTH CLUB AT BALLYVOLANE/DUBLIN HILL**

‘That Cork City Council engage with all stakeholders in the Ballyvolane/Dublin Hill area with a view to setting up a Community centre and Youth Club in the area.’

(Proposer: Cllr. K. O’Flynn 14/031)

**Housing & Community Functional Committee**

11.6 **DOG PARK IN CORK CITY**

"That Cork City Council would seek to provide a 'dog park 'in Cork City, for dogs to exercise and play off-leash in a controlled environment under the supervision of their owners.

Dog parks, promote responsible pet ownership and the enforcement of dog-control laws; give dogs a place to exercise safely, thus reducing barking and other problem behaviours."

(Proposer: Cllr. L. McGonigle 14/032)

**Environment & Recreation Functional Committee**

11.7 **TANK FIELD**

‘In view of the reply by the Manager to my supplementary question, that the recent compulsory purchase orders on lands in the Tank Field were required so that developments there could proceed, and the recent reports in the press concerning PAC interest in the matter that Cork City Council establish a sub-committee to enquire into the accuracy or otherwise of the information provided to the Council in arriving at its earlier decisions in regard to the Part 8 Planning and the Disposal Orders for lands in the Tank Field. Furthermore that no further action regarding sale or lease of the lands at Tank Field be taken pending the report of the Council sub- committee and PAC.’

(Proposer: Cllr T. Brosnan 14/033)

**Corporate Policy Group**

11.8 **RE-SURFACING OF UAM VAR AVENUE, BISHOPSTOWN**

‘Uam Var Avenue is an estate road but because of its proximity to Cork Institute of Technology has a large volume of traffic driving through it. At the moment it has 32



potholes and it is a useless exercise filling them because of the volume of traffic and therefore re-surfacing is the only solution.

(Proposer: Cllr. J. Buttimer, M. Shields, M. Ahern B. Bermingham H. Cremin, G. Gibbons. 14/034)

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

##### **11.9 HEATING SYSTEM AT ARDBHAILE AND GLENAMOY LAWN**

‘Council calls on the City Manager to initiate, as a matter of urgency, repairs and a full assessment of the district heating system for the flats at Ardbhaile and Glenamoy Lawn, Mayfield. Despite recent maintenance of the system, many residents are continuing to experience problems with the heating in their homes. To additionally ask the Manager to investigate the situation where resident’s payment cards are being debited for heat which is not delivered. Given the time of year and the ongoing inclement weather, council calls for this issue to be investigated as a matter of urgency.’

(Proposer: Cllr. T. Tynan 14/035)

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

##### **11.10 INVITE AIRTRICITY TO BRIEF MEMBERS OF COUNCIL**

‘That Roads and Transportation Functional Committee would invite Airtricity Solutions to brief members of council on service level agreements/progress reports in relation to maintenance of public lighting.’

(Proposer: Cllr. E. O’Halloran 14/036)

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

##### **11.11 RECEPTACLES AT VARIOUS LOCATIONS AROUND THE CITY**

‘That Cork City Council would consider placing receptacles at various locations around the City for people to discard unwanted and illegal drugs safely. This would compliment the programme already in place where receptacles are already in public toilets to collect used needles that can then be destroyed safely.’

(Proposer: Cllr. M. O’Connell 14/037)

#### **Environment & Recreation Functional Committee**

##### **11.12 TRAFFIC CALMING MEASURES IN DOUGLAS STREET**

‘To ask Cork City Council to put in place traffic calming measures in Douglas Street as a priority.’

(Proposer: Cllr. L. Kingston 14/039)

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

11.13 **TRAFFIC CONGESTION IN MAIVILLE TERRACE**

To ask Cork City Council to put in place measures to alleviate the traffic congestion in Maiville Terrace causing safety problems and obstructions for residents.’

(Proposer: Cllr. L. Kingston 14/040)

**Roads & Transportation Functional Committee**

11.14 **PEDESTRIAN WALKWAY AT SILVERSPRINGS**

‘That Cork City Council secure the pedestrian walkway between Silversprings Avenue and Boherboy Close as it is a source of anti social behaviour during the hours of darkness and City Council’s failure to maintain the public lighting has greatly exacerbated the problem.’

(Proposer: Cllr. T. Brosnan 14/041)

**Roads & Transportation Functional Committee**

11.15 **ADOPT A ROAD SCHEME**

‘To request that the Council formulate a policy to facilitate companies/commercial businesses who wish to contribute towards the upkeep and maintenance of a particular road / area in terms of litter picking, landscaping and so on. This concept has previously been referred to as the "Adopt a Road Scheme ", whereby a business would commit to maintaining a specified area in return for public acknowledgement / advertising of their contribution. A list of businesses/companies should be posted on the City Council web site.’

(Proposer: Cllr. G. Gibbons 14/042)

**Environment Strategic Policy Committee**

11.16 **SUMMER PILOT PROJECT**

‘That Cork City Council begin to plan to roll out the successful summer school pilot project that happened last summer across the City, with each ward getting a summer school whereby local Clubs/Associations are asked for their support.

(Proposer: Cllr. G. Gibbons 14/043)

**Environment & Recreation Functional Committee**

11.17 **YELLOW HATCH BOX AT KILBRACK LAWN**

‘That Cork City Council install a yellow hatch box at the entrance to Kilbrack Lawn and Clover Lawn, on Skehard Road.’

(Proposer: Cllr. T. Shannon 14/044)

**Roads & Transportation Functional Committee**

11.18 **PRUNE TREES AT SKEHARD ROAD**

‘That the trees along the Skehard Road be pruned as they have grown to an unacceptable height and are a safety concern especially during inclement weather.’

(Proposer: Cllr. T. Shannon 14/045)

**Environment & Recreation Functional Committee**

11.19 **CLOSURE OF LANEWAY BETWEEN BOHERBOY CLOSE AND SILVERHEIGHTS AVENUE**

‘That the laneway between Boherboy Close and Silverheights Avenue be closed.’

(Proposer: Cll. J. Kelleher, T. Brosnan, T. Tynan, J. Kavanagh 14/047)

**Roads & Transportation Functional Committee**

11.20 **REPORT ON EXTERNAL CONSULTANTS REPORTS COMMISSIONED**

That Cork City Council publish a report on external consultant reports commissioned since 2009 and include the number of such reports, the purpose of such reports report, the cost of such reports, the firm/individual awarded contracts for report, the projected and actual completed time of delivery of reports, reasons for external commissioning of reports and implementation of key recommendations/actions of reports.

(Proposer: Cllr. J. Buttimer 14/052)

**Finance Functional Committee**

11.21 **TRAFFIC ISSUES SARSFIELD ROAD**

That Cork City Council review significant ponding and pooling of water on the Sarsfield Road between the Wilton Roundabout and the traffic lights into Wilton Court and would extend the junction box on the western side of Sarsfield Road to include the entrance to Wilton Court on Sarsfield Road.

(Proposer: Cllr. J. Buttimer 14/053)

**Roads & Transportation Functional Committee**

11.22 **REVIEW OF STANDING ORDERS IN RELATION TO THE MOTIONS**

‘That City Council would review Standing Orders in relation to the motions that are not referred to any particular committee.  
Recently we have seen some Cllr's motions backed up for months on the agenda due to the Clar not been completed on the night.

I would propose that in future the motions that are carried over from the previous meeting be taken first before any new motions are discussed

in this section and thereafter they be taken accordingly as they are logged on the City Council system.’

Proposer: Cllr. H. Cremin 14/054

### **Party Whips**

#### 12. **MOTIONS**

To consider the following motions, due notice of which has been given:-

##### 12.1 **LEGISLATION ON ISSUING VOUCHERS**

**An Chomhairle approved the following motion:-**

‘That this council calls on the Government to enact legislation to require those issuing Vouchers to record the names of those purchasing in the event of loss and honouring the vouchers.’

(Proposer: Cllr. B. Bermingham 14/026)

##### 12.2 **PROPERTY LEVY**

**An Chomhairle agreed to forward this motion to the Finance Functional Committee.**

‘That Cork City Council welcome the announcement that Council will be able to vary the property charge downward in 2015 by 15% as a direct result of the very high percentage paid by citizens so far. 80% of which will be returned to City Council to provide local services.’

(Proposer: Cllr. M. O’Connell 14/038)

##### 12.3 **AN GHAELIGE MAR AN CHÉAD TEANGA OIFIGIÚIL**

An Chomhairle considered the following Motion:-

‘Aontaíonn an Chomhairle seo

- Go bhfuil an Ghaeilge mar an chéad teanga oifigiúil sa Stát seo, agus go gcruthaíonn sé sin cearta teanga do Gaeilgeoirí na tíre;
- Go mba chóir go mbeadh fáil ag an bpobal ar seirbhísí poiblí trí mheán na Gaeilge ar an gcaighdeán ceánna is a bheadh trí mheán an Beárla
- Go bhfuil bonn Bunreachtúil agus bonn reachtúil ann dosna cearta sin, ach go háirithe, Acht na dTeangacha Oifigiúla; agus
- Go raibh aontú tras-pháirtí ann don Straitéis Fiche Bliain don Ghaeilge.

Mar sin, aithníonn an Chomhairle seo

- Go bhfuil go leor constaic ann fós do Ghaeilgeoirí chun a gcearta teanga a dhearbú agus nach bhfuil Acht na Teangacha Oifigiúla á chur i bhfeidhm mar a ba chóir, agus go bhfuil go leor Ranna Stát agus Comhlachtaí pobail nach bhfuil seirbhísí ar fáil as Gaeilge ag caighdeán sásúil
- Go bhfuil easpa dul chun cinn ann ó thaobh an Straitéis Fiche Bliain don Ghaeilge agus go bhfuil seilbh cailte ag pobal na Gaeilge agus na heagraisí pobail ar an bpróiseas.

Mar sin, éilíonn an Chomhairle seo ar an Rialtas

- Cinnte a dhéanamh de go líonfar post An Choimisinéir Teanga go luath, agus go gcinnteoidh sé go gceapfaí duine leis an taithí agus cumas cuí;
- Tacaíocht a thabhairt do pé duine a líonfaidh an post sin Acht na Teangach Oifigiúla a chur i bhfeidhm go héifeachtúil, ionas go mbeidh feabhas leanúnach ar caighdeán na seirbhísí poiblí a bheidh ar fáil do Ghaeilgeoirí;
- Tosach nua a dhéanamh ar Straitéis Fiche bliain don Ghaeilge, i gcomhpháirt leis na heagraisí pobail agus pobal na Gaeilge.

That Cork City Council agrees

- That Irish is the first Official Language of the State, and that this creates Language Rights for the Irish Speakers of the Country
- That the public should have access to public services in Irish, at the same standard as the public would in English
- That the rights have a constitutional and legislative basis, in particular, the Official Languages Act, and
- That there was Cross-Party agreement on the 20 Years Strategy for the Irish Language

Therefore, this Council recognises;

- that there remain considerable obstacles for Irish language speakers to vindicate their language rights, and that the Official Languages Act is not being implemented as it should, and that there are many Government Departments and Public Bodies, that do not provide public services to a satisfactory standard.
- that there is a lack of progress as regards the Twenty Years Strategy for the Irish Language, and that the Irish language community and public organisations have lost ownership of the process.

Therefore, this Council asserts that the Government should ;

- Ensure that the position of An Coimisinéir Teanga (Language Commissioner) is filled as a matter of urgency, and that they ensure it is a person of appropriate experience and ability

- Provide support for whatever person fills that position in implementing the Official Languages Act effectively, in order that there will be a continual improvement in the quality of public services which are available in Irish
- Embark on a renewed initiative on the 20 years Irish Language Strategy, in cooperation with the public organisations, and the Irish Language Community.’

(Proposer: Cllr. M. Nugent 14/050)

On the proposal of Comhairleoir M. Nugent, seconded by Comhairleoir C. O’Leary, a vote was taken to approve the motion where there appeared as follows:-

**FOR:** Comhairleoirí T. Tynan, M. Barry, T. Fitzgerald, M. Nugent, C. O’Leary, K. McCarthy, S. Martin, M. Finn, F. Kerins, H. Cremin. (10)

**AGAINST:** Comhairleoirí T. Brosnan, J. Kavanagh, C. Clancy, P. Gosch, K. O’Flynn, M. O’Connell, J. O’Callaghan, J. Corr, E. O’Halloran, J. Buttimer, G. Gibbons. (11)

As the numbers voting in favour of the motion was less than those voting against, An tÁrd-Mhéara declared the vote defeated and the motion not approved.

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**The following items were deferred to the next meeting of An Chomhairle**

12.4 **RELEASE MARGARETTA D’ARCY**

That Cork City Council calls on the Minister for Justice to immediately release Margarett D’arcy, Margarett (79) who suffers from cancer was convicted in relation to trespassing on the runway at Shannon Airport in protest at the use of the airport by the US military en route to conflicts in the Middle East, Council recongises that Margarett is an elderly citizen suffering from Parkinison's disease who requires the use of a Zimmer Frame, is no threat to the public & therefore calls for her release on humanitarian grounds.

(Proposer: Cllr. M. Nugent 14/051)

13. **MOTIONS DEFERRED FROM MEETING OF AN CHOMHAIRLE HELD ON THE 27<sup>TH</sup> JANUARY 2014.**

13.1 **MANDATORY CARDIAC SCREENING FOR ALL TEENAGERS**

‘Cork City Council calls on the Government to make cardiac screening mandatory for all teenagers in Ireland.’

(Proposer: Cllr E. O’Halloran 13/395)

13.2 **DISCLOSURE OF RESTING PLACE OF IRA VICTIMS TO THE GARDAI**

‘That Cork City Council on behalf of the people of Cork call on the leadership of Sinn Fein who may have any knowledge of the final resting place, of murdered victims of the Provisional IRA to disclose this information to the Gardaí/PSNI immediately.’

(Proposer: Cllr. E. O’Halloran 13/372)

This concluded the business of the meeting

**AN tARD-MHÉARA**  
**CATHAOIRLEACH**