

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY 14<sup>th</sup> SEPTEMBER 2015**

<b>PRESENT</b>	An Ardmhéara Comhairleoir C. O’Leary.
<b>NORTH EAST</b>	Comhairleoirí S. Cunningham, T. Tynan, T. Brosnan, J. Kavanagh.
<b>NORTH CENTRAL</b>	Comhairleoirí T. Gould, M. Barry, K. O’Flynn, L. O’Donnell, J. Sheehan.
<b>NORTH WEST</b>	Comhairleoirí M. Nugent, T. Fitzgerald, K. Collins, M. O’Sullivan.
<b>SOUTH EAST</b>	Comhairleoirí K. McCarthy, L. McGonigle, T. Shannon, N. O’Keeffe, S. O’Shea.
<b>SOUTH CENTRAL</b>	Comhairleoirí M. Finn, F. Kerins, P. Dineen, T. O’Driscoll, S. Martin.
<b>SOUTH WEST</b>	Comhairleoirí J. Buttimer, H. Cremin, M. Shields, F. Dennehy, P.J. Hourican, T. Moloney.
<b>ALSO PRESENT</b>	Ms. A. Doherty, Chief Executive. Mr. D. O’Mahony, Meetings Administrator, Corporate & External Affairs. Ms. J. Gazely, Senior Staff Officer, Corporate & External Affairs. Mr. P. Moynihan, Director of Services, Corporate & External Affairs. Ms. V. O’Sullivan, Director of Services, Housing & Community. Mr. G. Beirne, Director of Services, Roads & Transportation. Mr. J. Hallahan, A/ Head of Finance. Ms. A. Bogan, Senior Planner, Strategic Planning, Economic Development & Enterprise. Ms. R. Buckley, Head of Information Systems, ICT & Business Services. Mr. D. Joyce, Senior Executive Officer, ICT & Business Services. Mr. E. Walsh, Senior Engineer, Environment & Recreation. Mr. P. McGuirk, RAPID, Housing & Community. Mr. T. Duggan, City Architect. Mr. N. Carroll, Staff Officer, Corporate & External Affairs. Ms. T. Reidy, Lecturer of Government, University College Cork.

An Ard-Mhéara recited the opening prayer.

**SUSPENSION OF STANDING ORDERS**

An tArd-Mhéara advised An Chomhairle that Standing Orders will be Suspended at 6.30 p.m. to address the publication of Cork Local Government Review (Final Report).

## 1.1 **VOTES OF SYMPATHY**

- The Collins family on the death of James Collins.
- The Feerick Family on the death of Tom Feerick.

## 1.2 **VOTES OF CONGRATULATIONS/ BEST WISHES**

- Alan Mahy for organising a 5km run in aid of suicide awareness and for planting a Tree of Hope.
- St. Finbarr's N.H.F.C. on winning the Feile Cork U14, the Junior B Hurling and the U16B County Final.
- Sundays' Well Rebels on the World Cup Mixed Disability Cup.
- Jeremy Corbyn on winning the election to become the leader of the Labour Party in the UK.
- Cork Camogie Team on winning the All Ireland Camogie Final.
- Pulses of Tradition on their outstanding Arts show in the Triskel Centre.

## 1.3 **LORD MAYOR'S ITEMS**

### 1.3.1 **CIVIC RECEPTION**

An Chomhairle approved the holding of a Civic Reception for the following:-

- Cork Camogie Team
- Mr. Jimmy Barry Murphy
- M.P. O'Sullivan & Co

### 1.3.2 **FUNERAL ARRANGEMENTS FOR THOMAS KENT**

An tArd-Mhéara advised Members of the funeral arrangements for Thomas Kent. Members of Council were also circulated with final details pertaining to same.

### 1.3.3 **MEMBERSHIP OF COMMITTEES**

As required under Standing Orders, An tArd-Mhéara advised An Chomhairle that he is resigning as Chair of the Strategic Planning, Economic Development & Enterprise Strategic Policy Committee, and also as a member of the Functional Committees to which he is a member.

On the proposal of Comhairleoir T. Shannon, seconded by Comhairleoir T. O'Driscoll, An Chomhairle approved the appointment of Comhairleoir M. Shields as a member of the following:-

- Roads & Transportation Functional Committee.
- Strategic Planning, Economic Development & Enterprise Functional Committee.
- Finance Functional Committee.
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On the proposal of Comhairleoir M. Nugent, seconded by Comhairleoir T. Gould, An Chomhairle approved the appointment of Comhairleoir H. Cremin as Chair of the Strategic Planning, Economic Development & Enterprise Strategic Policy Committee.

Comhairleoir H. Cremin will vacate his position as member of the Housing & Community Strategic Policy Committee and Comhairleoir M. Shields will assume this position.

1.4 **CHIEF EXECUTIVE'S ITEMS**

1.4.1 **EVENT CENTRE**

An Chomhairle noted the report of the Director of Services, Strategic Planning, Economic Development & Enterprise on the Cork Multifunctional Event Centre. Members raised a number of queries, to which the Chief Executive responded.

2. **MINUTES**

On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir M. Shields, An Chomhairle considered and approved as correct record the Minutes of:-

- Ordinary Meeting of An Chomhairle held on the 13<sup>th</sup> July 2015.
- Special Meeting of An Chomhairle held on the 24<sup>th</sup> August 2015.

Comhairleoir S. Martin raised the issue of discussions which took place at the meeting of An Chomhairle held on the 13<sup>th</sup> July 2015, whereby An Chomhairle agreed to the ring fencing of dividend received from IPB. Mr. John Hallahan, A/ Head of Finance agreed that same will be discussed at the Finance & Estimates Functional Meeting.

3. **QUESTION TIME**

3.1 **OUTLINE THE NUMBER OF COMPANIES/BUSINESSES THAT CURRENTLY RECEIVE SUPPORT FROM THE LOCAL ENTERPRISE OFFICE**

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

To ask the Chief Executive officer to outline the number of companies/businesses that currently receive support from the Local Enterprise Office under the following heading for 2014 and 2015 to date and what are the projections for 2016;

Financial Supports  
First Stop Shop  
Training Programmes  
Mentoring

and if she can provide a breakdown on the nature of the companies/businesses by sector, numbers employed, years of existence and an estimate of their contribution to the local economy?

**REPLY**

**Financial Supports**

See Metrics sheet attached for 2014 and 2015 to date. Also attached is the Enterprise Development Plan which sets out targets for full year 2015 for the LEO, Cork City.

Metrics for 2014 and targets for 2015 have been submitted and approved by Enterprise Ireland and DJEI.

*Note: Projections for 2016 have not yet been agreed with DJEI and this exercise will most likely take place in Q3. We would expect our targets to be in line with 2015 should similar resources be made available as per 2015. The recently published Regional Enterprise Strategy for the South West Region will also inform the strategic plan for the LEO for 2016 and it will be used to identify and prioritise actions and targets for next year. Additional resources may be made available through the regional strategy which will increase activity in 2016.*

### **First Stop Shop (Signposting)**

The capture of this data is currently being assessed by DJEI and there is no agreed method of capturing the First Stop Shop activity. A CRM system is under review for the LEOs nationally. We estimate from our current records that we deal with 115 calls and 95 emails and approx 20 enquiries at the counter per month. So taking into account quieter periods in Summer/Christmas we estimate that the office deals with over 2500 first stop shop enquiries annually.

*Note: These figures apply to the first stop shop activity (signposting) only and excludes all other communications in the line of measure 1 clients and measure 2 activity.*

### **Training Programmes/Measure 2 Capability Building Measure**

2015: See metrics sheet attached on Training to date in 2015.

#### **Summary Stats 2015 to date:**

- 20 courses with 192 participants.
- 2 Trading Online Seminars with 78 attendees.
- 18 business advice clinic days have been held with 72 business advice sessions provided to 72 unique businesses.
- Food forum Over 2 days in June. 5246 public at food market Sunday, 200+ attendees at conference and 110+ buyers at trade event.
- 2 food companies supported on Food Academy Programme currently running - a programme run in conjunction with SuperValu and Bord Bia
- Target of 38 Trading Online Vouchers with a value of € 95,000

2014: Full details in the Enterprise Plan on all training in 2014.

#### **Summary Stats 2014:**

- 44 courses run with a total of 498 participants.
- 32 Business Advice clinic days held in 2014 with 137 individual advice sessions (137 Companies)
- Food Forum one day event – 2200 public at food market. 60+ buyers at trade event
- 3 food companies supported on Food Academy Programme
- 52 applications for IBYE 1 finalist from Cork City in National Competition.
- 960 students from 17 schools participated in Student Enterprise Programme
- 21 Trading Online Vouchers approved in 2014 with a value of € 44,890

### **Mentoring**

Mentors have been appointed to 57 businesses to date in 2015.  
41 mentors assigned to businesses in 2014

Please find attached summary of number of businesses that received funding in 2014 and 2015, the value of financial support provided and the number of jobs associated with same.

**Pat Ledwidge,  
Director of Services,  
Strategic Planning & Economic Development.**

### 3.2 **ILLEGAL PARKING ON THE COAL QUAY**

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

What action is being taken by Cork City Council in relation to the illegal parking on the Coal Quay?

#### **REPLY**

A works plan has been prepared which will restrict access for unauthorised vehicles to the plaza on Cornmarket Street; this is currently the subject of consultation with the Property Department & market traders. It is envisaged that the works will be undertaken shortly.

**Gerry O'Beirne,  
Director of Services,  
Roads & Transportation.**

### 3.3 **STREET FURNITURE LICENCE**

*The following question submitted by Comhairleoir K. O'Flynn was **deferred** to the next meeting of An Chomhairle.*

How much was raised by Cork City Local Authority from the street furniture licence programme in 2015, 2014, 2013 and 2012?

How much does it cost Cork City Local Authority to administer and police the programme?

How many businesses are licenced in the local authority area?

Finally, how much profit does the local authority benefit from the programme?

### 3.4 **CURRENT STATUS OF THE NEW ROAD FROM HARBOUR VIEW ROAD TO ST. MARY'S CAMPUS GURRANABRAHER**

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

To ask the Chief Executive on the current status of the proposed works to open up a new road from Harbour View Road to St. Mary's Campus, Gurrabraher?

**REPLY**

A capital appraisal is currently being prepared by the City Council for submission to the Department of Environment, Community & Local Government to seek funding for the design and construction of the project. It is proposed that the design works will commence in 2015 with the construction phase to be delivered in late 2016 subject to the approval of funding by the Department and subject to the agreement of the Educational Training Board (ETB) and the Health Service Executive (HSE) to the use of lands in their ownership for this project.

**V. O'Sullivan,  
Director of Services,  
Housing & Community Services.**

3.5 **EVENT CENTRE**

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

Can the CE provide a progress report on the proposed Event Centre on South Main Street?

**REPLY**

**Re: Cork Multifunctional Event Centre - Update Report**

A Ard-Mhéara agus Comhairleoirí,

Since the award of public funding in December 2015, the City Council has been working with the preferred bidder with a view to executing a contract for the development and operation of the Event Centre. The preferred bidder is made up of a consortium of Bam Contractors Ireland Limited and Live Nation Ireland Limited. All of the Council's engagement has been with both of these companies.

At present the engagement is centred upon the consortium obtaining the necessary third party funding for the project to go ahead, the security of that funding and the public funding and other matters which require agreement before the contract can be executed. Significant progress has been made in recent months and all parties involved have shown a commitment to making the Cork Event Centre a reality. The matters under consideration are complex and have required more time than was originally anticipated. The City Council will continue its endeavours to ensure that all the matters under its control are resolved as quickly as possible and will facilitate the current process and do all within its power to deliver an Event Centre for the City.

Once a formal contract is executed then works will begin immediately on the Beamish & Crawford site, but it is not possible until then to predict a likely start date.

Patrick Ledwidge,  
Director of Services,  
Strategic Planning and Economic Development.

10<sup>th</sup> September, 2015.

3.6 **CORK CITY COUNCIL CATERING CONTRACTS**

*The following question submitted by Comhairleoir M. Nugent was deferred to the next meeting of An Chomhairle.*

Can the Chief Executive outline the process in which City Council awards its catering contracts? Are there any obligations for the successful tenderers such as the payment of a decent wage and adequate terms and conditions for its employees?

3.7 **COUNTRY CLEAN LTD**

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

Can the CE tell me how much Country Clean Ltd paid to Cork City Council after this company successfully secured the tender for Cork City Council's waste collection service in 2011? Has the amount been paid in full?

**REPLY**

The handover date of the Refuse collection service to the successful bidder was August 2011. In accordance with the agreement the Company continued to honour the Waiver arrangements in place at the time until April 2013.

The Value of this arrangement, as well as the estimated losses avoided in 2011, in addition to the financial consideration paid by the Contractor, is estimated at 9.4 m Euro.in all.

The financial consideration has been paid in full.

Eamonn Walsh,  
A/Director of Services,  
Environment & Recreation.

3.8 **BLACKROCK REGENERATION PIER PROJECT**

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

To ask the CE for an update on the Blackrock Regeneration Pier project and the work to be pursued very shortly?

**REPLY**

The construction tender process for the Blackrock Renewal Project is now complete and the preferred contractor has been selected. The value of the winning tender exceeds the available budget therefore additional funding is required to deliver the full scheme as planned.

The Council is currently examining a number of funding options with a view to delivering the full project and it is expected that works will commence shortly.

Gerry O'Beirne,  
Director of Services,  
Roads & Transportation.

3.9 **DERELICT PROPERTY KNOWN AS “DEELISH”, BOHERBOY ROAD**

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

Can the CE please advise on the current status of the Derelict property known as “Deelish” at the bottom of Boherboy Road. It is currently a terrible eyesore at the entrance to our City through Mayfield and badly needs to be cleaned up?

**REPLY**

Deelish was placed on the Derelict Sites Register in September 2014 and has been levied accordingly.

I understand that the Property was put on sale in 2014 at the instigation of a bank but a sale was delayed by legal difficulties. The agents for the sale have recently confirmed that the property has now been put out to tender with a closing date near the end of September.

Pat Ledwidge,  
Director of Services,  
Strategic Planning & Economic Development.

3.10 **PLACEMENT OF REFUGEES**

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

To ask the Chief Executive if there has been any communication from or circular issued by Central Government or the HSE or other agencies with respect to the support and placement of refugees; if the Chief Executive could indicate the supports and resources required to ensure a successful and sustainable integration of refugees in Cork City Council local authority and if the Chief Executive would undertake to meet with Party Leaders and Whips to develop an agreed approach by Cork City Council in response to this humanitarian crisis?

**REPLY**

On 10<sup>th</sup> September, 2015, Cork City Council’s Housing Directorate received communication from the Department of the Environment, Community & Local Government in relation to a Pilot Information Programme for the Taskforce on Transitional Supports for Persons Granted Status in Direct Provision.

None of the facilities listed in the communication fall within Cork City Council’s administrative area.

No other communication has been received to date in relation to the proposed support and/or placement of refugees.

V. O’Sullivan,  
Director of Services,  
Housing & Community Services.



3.11 **'TENANT ENFORCEMENT OFFICER' AND 'RESIDENTS PARTICIPATION OFFICER'**

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

Can the C.E. inform Council if roles of 'Tenant Enforcement Officer' and 'Residents Participation Officer' at the City Council will be filled in the short term? Has the City Council's Housing and Community Directorate received extra resources to deal with the rent review and the introduction of the 'Housing Assistance Payment' (HAP) and Choice Based Letting (CBL) Scheme?

**REPLY**

A case is being prepared requesting approval of the Department of the Environment, Community & Local Government to fill the position of Tenancy Enforcement Officer and I am examining how the role can be performed in a temporary capacity in the short term.

There are no plans at present to fill the post of Tenancy Participation Officer.

Two graduates have been assigned to the HAP section, under the National Graduate Programme, for a two year period.

Two U.L. Placement Students have been assigned to the Rents Dept. to assist in the Rent Review.

No additional resources are involved in the ongoing conversion to Choice Based Letting.

V. O'Sullivan,  
Director of Services,  
Housing & Community Services.

3.12 **RE-PAVING AT THE SITE OF THE OLD BUS STOP/SHELTER, AT THE TERMINUS IN MAHON**

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

Could the CE and the Roads department please address the urgent need for re-paving at the site of the old bus stop/shelter, at the terminus in Mahon (Adjacent to Holy Cross School & opposite the Paddocks, Mahon). The pavement is very hazardous for the many pedestrians who use it & has been for quite some time. Can the CE please advise if and when these works will be carried out

**REPLY**

Localised repairs will be carried out to the paved area in the coming months.

Gerry O'Beirne,  
Director of Services,  
Roads & Transportation.

### 3.13 **BOILER SERVICING**

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

- How many Cork City Council tenants had their rent increased last year by €2 to cover the cost of boiler servicing?
- Considering every tenants boiler must be serviced annually, how many houses have had their boiler serviced in 2015?
- Of the boilers that have been serviced how many were done within the twelve month period required by the Council?
- Why is there a delay in servicing of the boilers ?
- Will tenants be reimbursed for the period of time their boilers were not serviced on time?

#### **REPLY**

7,263 tenants had their rent increased to cover the cost of the boiler service charge.

3,102 boilers have been serviced to date in 2015

All of the boilers have been serviced within the twelve month period laid down by the Council.

The most common reasons for a delay in the completion of the servicing of boilers are:

- No credit in prepaid meters
- Gas temporarily disconnected.
- Tenants not home
- Entry Refused

No, a considerable effort is made by the Council to service each domestic boiler in each of its properties. There is no basis for a tenant renting a property with a working gas boiler not to pay the charge. The Council encourages any tenant who has not had their boiler serviced within the twelve month timeframe to make contact with the Council through the Helpdesk telephone number 021-4298710. On receipt of the call a job docket will be created to have the boiler serviced.

**V. O'Sullivan,  
Director of Services,  
Housing & Community Services.**

### 4. **PARTY WHIPS – 7<sup>th</sup> SEPTEMBER 2015**

On the proposal of Comhairleoir T. Shannon, seconded by Comhairleoir M. Nugent, An Chomhairle noted the Minutes of the Party Whips from its meeting held on the 7<sup>th</sup> September 2015.

5. **ENVIRONMENT AND RECREATION STRATEGIC POLICY COMMITTEE – 17<sup>th</sup> AUGUST 2015**

An Chomhairle noted the Minutes of the Environment and Recreation Strategic Policy Group, from its meeting held on 17<sup>th</sup> August 2015.

5.1 **PRESENTATION ON ENERGY MANAGEMENT**

On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir T. Shannon, An Chomhairle noted the report on the presentation of the Energy Manager.

6. **HOUSING & COMMUNITY STRATEGIC POLICY GROUP – 24<sup>th</sup> AUGUST 2015**

**This item was deferred to the next meeting of An Chomhairle.**

7. **STRATEGIC PLANNING, ECONOMIC DEVELOPMENT & ENTERPRISE STRATEGIC POLICY GROUP – 31<sup>st</sup> AUGUST 2015**

An Chomhairle noted the Minutes of the Strategic Planning, Economic Development & Enterprise Strategic Policy Group, from its meeting held on 31<sup>st</sup> August 2015.

7.1 **CORK CITY LOCAL ECONOMIC & COMMUNITY PLAN 29<sup>TH</sup> JUNE**

On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir K. McCarthy, An Chomhairle considered and approved the report of the Director of Services on the Cork City Local Economic & Community Plan.

7.2 **TO CONSIDER REPORTS OF THE DIRECTOR OF SERVICES, STRATEGIC PLANNING & ECONOMIC DEVELOPMENT & ENTERPRISE STRATEGIC POLICY COMMITTEE, ON THE FOLLOWING MOTION WHICH WAS REFERRED TO THE COMMITTEE BY AN CHOMHAIRLE:**

**This item was deferred to the next meeting of An Chomhairle.**

**REVISE THE BISHOPSTOWN WILTON AREA ACTION PLAN**

‘That Cork City Council would review and revise the Bishopstown Wilton Area Action Plan by commissioning a Local Area Plan’.

(Proposer: Cllr J. Buttimer 15/195)

8. **STRATEGIC PLANNING , ECONOMIC DEVELOPMENT & ENTERPRISE  
FUNCTIONAL COMMITTEE – 31<sup>st</sup> AUGUST 2015**

**This Item was deferred to the next meeting of An Chomhairle.**

8.1 **HOUSING ESTATES**

**This Item was deferred to the next meeting of An Chomhairle.**

8.2 **PLANNING STATISTICS**

**This Item was deferred to the next meeting of An Chomhairle.**

8.3 **ENFORCEMENT STATISTICS**

**This Item was deferred to the next meeting of An Chomhairle.**

8.4 **UP-DATE ON SIGNIFICANT DEVELOPMENTS AND SIGNIFICANT CURRENT  
APPLICATIONS**

**This Item was deferred to the next meeting of An Chomhairle.**

8.5 **PLANNING CONTRIBUTIONS SCHEME 2015 – 2016**

An Chomhairle considered and approved the report of the Chief Executive, dated 27<sup>th</sup> August 2015, and that of the Director of Services, Strategic Planning & Economic Development, also dated 27<sup>th</sup> August, 2015 on the Planning Contributions Scheme 2015 – 2016.

On the proposal of Comhairleoir K. O’Flynn, seconded by Comhairleoir N. O’Keeffe, An Chomhairle further agreed to adopt the following resolutions:-

*Resolved that, under Section 48 (8)(a) of the Planning and Development Act 2000 as amended, to make the General Development Contribution Scheme 2015-2016 and under Section 49 (1)(a) of the Planning and Development Act 2000 as amended schemes, to make the Supplementary Development Contribution Scheme 2015-2016, unless it decides, by resolution, to vary or modify the scheme, otherwise than as recommended in the Chief Executive’s Report of August 27<sup>th</sup>, 2015, or otherwise decides not to make the scheme”.  
and*

*Resolved that,*

- 1. Because Council considers that it is necessary to promote the general and economic development of the City of Cork that assistance by way of waiver be granted under Section 66 of the Local Government Act 2001, on a one off basis, in respect of new developments of the type set out in paragraphs (a) and (b) below which are either brought to substantial completion during the period from the adoption by Council of this resolution and 6 months after the Cork City Development Plan 2015 – 2021 has been made or which are commenced from the date of the adoption of this resolution, the said waiver to be limited to the following reductions in the general development*

*contributions payable under the Council's current General Developments Contributions Scheme:*

- a) 25% to reflect the reduction in the cost of construction of public infrastructure projects as reflected in the tender price index in the period since 2008.*
- b) a further 25% reduction in respect of new developments which facilitate job creation and are manufacturing/internationally tradable/financial services supported and certified by IDA Ireland and or Enterprise Ireland and Local Enterprise Office, as meeting their client/sectoral requirements.*

**AND**

2. *Because Council also considers that it is necessary to promote the general and economic development of the **City Centre** of the City of Cork (area outlined in red on the attached map) that assistance by way of an additional 25% waiver be granted under Section 66 of the Local Government Act 2001, on a one off basis, in respect of new developments as set out in paragraphs (a) and (b) above, which are internationally recognised green building certified under the Leadership in Energy and Environmental Design (LEED) program, sponsored by the U.S. Green Building Council (USGBC) and Building Research Establishment Environmental Assessment Methodology (BREEAM), and which are either brought to substantial completion during the period from the adoption by Council of this resolution and 6 months after the Cork City Development Plan 2015 – 2021 has been made, or which are commenced from the date of the adoption of this resolution.*

## **8.6 DERELICT SITES REPORT SOUTH CENTRAL WARD**

**This Item was deferred to the next meeting of An Chomhairle.**

## **8.7 MOTIONS**

**This Item was deferred to the next meeting of An Chomhairle.**

### **8.7.1 NEW NON –COMPETING RENTAL AND COMMERCIAL SERVICES**

‘New non –competing rental and commercial services aimed at new initiatives that have not traded in Cork in the past two years and that will not compete directly with existing enterprises. The grant to be applicable for new developments or for premises vacant for at least three months. The grant relief to be 100% for first three years (Blackrock Village, Blackpool, derelict inner city areas).’

(Proposer: Cllr. S. Martin 15/141)

### **8.7.2 OFFICE REFURBISHMENT CITY CENTRE**

‘That Cork City Council facilitate refurbishment for new office accommodation and upgrading of existing offices excluding (equipment and furnishings). The grant to operate in a sliding scale of 100% to 25% over first three years.’

(Proposer: Cllr, S. Martin, T. O’Driscoll 15/143)

8.7.3 **ART CRAFT ARTISAN FOOD SHOPS IN OLD HISTORICAL CITY SPINE (BARRACKS STREET TO SHANDON)**

‘A grant applicable for commercial premises that have been vacant for over three months and measuring less than 40sqm. The grant to offer 100% municipal rate payable for the first three years’.

(Proposer: Cllr. T. O’Driscoll, S. Martin 15/144)

8.7.4 **FIT-OUT FOR NEW CLOTHING, FOOTWEAR ENCOURAGING NEW BUSINESSES**

‘That Cork City Council pay a grant only to occupy commercial premises that have been vacant for at least three months. The grant to provide 100% rates paid for the first year.

(Proposer: Cllr. T. O’Driscoll, S. Martin 15/145)

8.7.5 **THAT NO 1 PARKGATE VILLAS, BISHOPSTOWN ROAD BE DECLARED DERELICT AS IT IS NOW A DANGEROUS STRUCTURE**

**This Item was deferred to the next meeting of An Chomhairle.**

8.7.6 **TAX INCREMENT FINANCE AND COMMUNITY INVESTMENT FUNDS**

**This Item was deferred to the next meeting of An Chomhairle.**

8.7.7 **LOCAL DEVELOPMENT PLAN FOR TURNERS CROSS**

**This Item was deferred to the next meeting of An Chomhairle.**

8.7.8 **ZONE PRINCES STREET AS A STREET DINING ZONE**

**This Item was deferred to the next meeting of An Chomhairle.**

8.7.9 **ENHANCING TWINNING ARRANGEMENTS WITH COLOGNE**

**This Item was deferred to the next meeting of An Chomhairle.**

9. **TOURISM ARTS & CULTURE FUNCTIONAL COMMITTEE – 7<sup>th</sup> SEPTEMBER 2015**

An Chomhairle noted the Minutes of the Tourism, Arts & Culture Functional Committee, from its meeting held on 7<sup>th</sup> September 2015.

9.1 **ENGLISH MARKET BYE-LAWS**

An Chomhairle considered and approved the report of the Director of Services on English Market Byelaws 2014.

On the proposal of Comhairleoir K. O’Flynn, seconded by Comhairleoir L McGonigle, An Chomhairle further agreed to adopt the following resolution.

RESOLVED THAT

“In the matter of the proposed Cork City Council English Market Bye-Laws 2015, Cork City Council having given notice and having complied with Section 200 of the Local Government Act 2001 and having considered the proposed bye-laws and the Director of Services report dated the 3<sup>rd</sup> day of September 2015 and the submissions made to it with respect thereto, it is hereby resolved to make the proposed Cork City Council English Market Bye-Laws 2015 in accordance with the draft attached hereto subject to the amendment of Article 2 thereof being amended to read:

**Commencement of Bye Laws:** *These bye-laws shall come into force on the 2<sup>nd</sup> day of November 2015.*”

9.2 **MOTION**

**This Item was deferred to the next meeting of An Chomhairle.**

9.2.1 **FLY THE TRICOLOUR ON CORK CITY COUNCIL BUILDINGS**

**This Item was deferred to the next meeting of An Chomhairle.**

10. **FINANCE & ESTIMATES FUNCTIONAL COMMITTEE – 7<sup>th</sup> SEPTEMBER 2015**

**This Item was deferred to the next meeting of An Chomhairle.**

10.1 **REPORT OF VALERIE O’SULLIVAN, DIRECTOR OF SERVICES, HOUSING & COMMUNITY, DATED 3<sup>RD</sup> SEPTEMBER 2015, ON ALL OUTSTANDING LOANS IN THE HOUSING DEPARTMENT, TO INCLUDE LAND AND AFFORDABLE HOUSING SCHEME LOANS AND DETAILS REGARDING HOW SUCH LOANS ARE TO BE FUNDED**

**This Item was deferred to the next meeting of An Chomhairle.**

11. **CORRESPONDENCE**

An Chomhairle noted the following correspondence:-

- Letter from Dublin City Council dated the 9<sup>th</sup> July 2015 regarding communication from the DoELG.
- Letter from Monaghan County Council dated the 13<sup>th</sup> July 2015 regarding the passing of a Resolution.
- Email from Corporate Affairs, Cork County Council dated the 14<sup>th</sup> July 201 regarding the passing of a Motion.
- Letter from Dublin County Council dated the 12<sup>th</sup> August 2015 regarding the adoption of a Resolution.
- Letter from Clare County Council dated the 17<sup>th</sup> August 2015 regarding the adoption of a Resolution.
- Letter from Limerick City & County Council dated the 27<sup>th</sup> August 2015 regarding the adoption of a Resolution.

12. **CONFERENCE/ SEMINAR SUMMARIES**

No Items to note.

13. **CONFERENCES/ SEMINARS**

13.1 **HOUSING CONFERENCE 2015**

An Chomhairle approved the attendance of Comhairleoir J. Buttimer at the conference ‘A new direction for social housing’ on Friday 23rd October 2015 • Chartered Accountants House, Dublin

13.2 **ECAD ADVISORY BOARD MEETING**

An Chomhairle approved the attendance of Comhairleoir M. Shields to attend ECAD Advisory Board Meeting in San Patrignano from October 8<sup>th</sup> to October 11<sup>th</sup> 2015.

13.3 **COVENTRY COMMEMORATIVE EVENT TO MARK 75<sup>TH</sup> ANNIVERSARY OF THE BLITZ**

An Chomhairle approved the attendance of Comhairleoir K. McCarthy to travel to Coventry to attend the Commemorative Ceremonies to mark the 75<sup>th</sup> anniversary of the Blitz – November 12<sup>th</sup> to November 16<sup>th</sup>, 2015.

14. **CONFERENCE/SEMINAR TABLED ON THE NIGHT**

No Items to note.

15. **TRAINING**

15.1 **AILG AUTUMN SEMINAR**

An Chomhairle approved the attendance of Comhairleoirí T. Shannon, at the AIG Autumn Seminar on the 1<sup>st</sup> /2<sup>nd</sup> October 2015 at Inchydoney Hotel, Co. Cork.

15.2 **AUTUMN TRAINING LAMA SEMINAR, ‘LOBBYING ACT 2015: ITS IMPLICATIONS FOR COUNCILLORS**

An Chomhairle approved the attendance of Comhairleoirí T. Shannon, J. Buttimer, S. Martin on the 9<sup>th</sup> /10<sup>th</sup> October 2015 at the Autumn Training LAMA Seminar ‘Lobbying Act 2015: its implications for Councillors and Local Government Management’ at the Hotel Kilkenny, College Road, Kilkenny.

16. **MOTIONS**

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

16.1 **GENERATE A SOCIAL HOUSING PROJECT WITH LAND DEVELOPERS**

‘That Cork City Council put a notice on public display inviting developers with land already granted planning permission to come in and talk to the council with a view to generating a social housing projects.’

(Proposer: Cllr. S. Martin 15/184)



16.2 **DEVELOP A HOUSING STRATEGY**

‘That Cork City Council identify housing property, in the Authority area then invest in or sell off that property with a view to developing a housing strategy.’

(Proposer: Cllr. S. Martin 15/185)

**Housing & Community Functional Committee**

16.3 **CONVERT THE STEPS ON NICHOLAS STREET INTO CAR SPACES FOR RESIDENTS**

‘That the possibility of converting the steps on Nicholas Street into car spaces for residents be explored, or provision for evening time parking in the nearby interpretive centre be considered, in an effort to provide more options for resident permit holders in an area with very limited spaces.’

(Proposer: Cllr. M. Finn 15/241)

**Roads & Transportation Functional Committee**

16.4 **AUDIT THE JUNCTION AT FRIARS WALK/REENDOWNEY PLACE/O’RIORDAN TCE AND BALLYPHEHANE PARK WITH A VIEW TO SAFETY WORKS BEING CARRIED OUT**

‘Mindful of serious sightline issues and dangers to pedestrians using a busy pharmacy, the junction at Friars Walk/Reendowney Place/O’Riordan Terrace and Ballyphehane Park be audited with a view to safety works being carried out; the prospect of disc/residents parking along the Friars Walk side of the Park to be considered in this regard.’

(Proposer: Cllr. M. Finn 15/242)

**Roads & Transportation Functional Committee**

16.5 **INSTALL TRAFFIC CALMING MEASURES IN HYDE PARK, TORY TOP ROAD**

‘That this Council install traffic calming measures in Hyde Park, Tory Top Road.’

(Proposer: Cllr F. Kerins 15/243)

**Roads & Transportation Functional Committee**

16.6 **CYCLE OFFICER**

‘That the Council seek permission to appoint a Cycling officer for the City in view of the fact that Dublin City Council has recently been cleared to appoint such an officer and that Cycling is expected to form a major part of the City Centre movement strategy in the future.’

(Proposer: Cllr. T. O’Driscoll 15/245)

**Roads & Transportation Functional Committee**

16.7 **DIGITAL SPEED INDICATORS**

‘That Cork City Council introduce digital speed indicators on approach roads to the City in order to remind motorists of the need to drive within our reduced speed limits.’

(Proposer Cllr. T. O’ Driscoll 15/246)

**Roads & Transportation Functional Committee**

16.8 **PERMANENTLY CLOSE THE ALLEYWAY FROM BAKERS ROAD TO PRESENTATION ROAD**

‘That Council permanently close the alleyway from Bakers Road to Presentation Road as the temporary closure attracts antisocial behaviour, illegal dumping and damage to local properties.’

(Proposer: Cllr. T. Fitzgerald 15/250)

**Roads & Transportation Functional Committee**

16.9 **SHOP FRONT IMPROVEMENT SCHEME**

‘That this Council proposes the development of a “Shop Front Improvement Scheme” to improve the overall appearance of shop fronts and commercial properties that front onto public streets within the Blackpool North, Blackpool village, Shandon and surrounding areas and North Main Street.’

(Proposer: Cllr. K. O’Flynn 15/251)

**Strategic Planning & Economic Development & Enterprise Functional Committee**

16.10 **TAKE IN CHARGE THE GLENTASNA ESTATE THE GLEN**

‘That Cork City Council would establish process of taking in charge, The Glentrasna Estate The Glen.’

(Proposer: Cllr. K. O’Flynn 15/252)

**Roads & Transportation Functional Committee**

16.11 **EUROPEAN REGION OF GASTRONOMY AWARD**

‘That the Council engage with the European Region of Gastronomy Programme with a view to attaining such an accolade. The **European Region of Gastronomy Award** is given to regions that commit to a programme of events designed to promote distinctive food cultures, educate for better health and sustainability, and who stimulate gastronomic innovation – the latter of which Cork and its region have in abundance.’

(Proposer: Cllr. K. McCarthy 15/154)

**Tourism, Arts & Culture Functional Committee**

16.12 **ST JOSEPH'S CEMETERY**

‘That a sustainable programme of work be put in place to tidy up (overgrowth, fallen stones, broken wrought iron work) the nineteenth century parts of St Joseph’s Cemetery, which are in a dreadful state. Can the Council work with the Prison service and the community work scheme to keep such historic spaces tidy?’

(Proposer: Cllr K. McCarthy 15/255)

**Environment & Recreation Functional Committee**

16.13 **ACQUIRE THE BUILDING ON BALLYHOOLEY ROAD KNOWN AS PATHWAYS**

‘That Cork City Council will engage with the OPW and investigate the possibility of acquiring the building on Ballyhooley Road known as Pathways and develop this building as a Local Community facility which could house many local organisations and is linked to the soon to be developed Quarry Area.’

(Proposer: Cllr. J. Kavanagh 15/256)

**Strategic Planning & Economic Development & Enterprise Functional Committee**

16.14 **PRUNE THE TREES ON THE GREEN AREA IN MARIAN PARK, BLACKROCK**

‘That Cork City Council prunes the trees on the green area in Marian Park, Blackrock as they are causing many obstructions throughout the estate.’

(Proposer: N. O’Keeffe 15/258)

**Environment & Recreation Functional Committee**

16.15 **SPEED WARNING SIGN BE INSTALLED ON TOGHER ROAD**

‘That a speed warning sign be installed on Togher road advising motorists of the speed limit which would be located in close proximity to Togher Boys and Girls School and would coincide with the recently installed speed warning sign at the county end of the Togher Road.’

(Proposer: F. Dennehy 15/259)

**Roads & Transportation Functional Committee**

16.16 **AUDIT OF BUILDINGS AND STRUCTURES OF HISTORIC INTEREST IN THE TOGHER AREA**

‘That Cork City Council conduct an audit of buildings and structures of historic interest in the Togher area with a view to identifying any such buildings and structures that warrant preservation, reconstruction or renovation and that this audit be conducted utilising the resources of the existing historical societies and community organisations.’

(Proposer: F. Dennehy 15/260)

**Strategic Planning & Economic Development & Enterprise Functional Committee**

17. **MOTIONS**

The following Motions were deferred to the next meeting of An Chomhairle.

17.1 **CARERS & THE HOUSEHOLD PROPERTY TAX**

‘That Cork City Council Lobby National Government to extend Local Property Tax exemptions to include households where a high level of care is provided, making a household where a high level of care is provided exempt from property tax.’

(Proposer: Cllr. T. Moloney 15/247)

17.2 **WATER AFFORDABILITY STRATEGIES FOR CARERS & THEIR FAMILIES**

‘With the water charges bills coming to people’s homes, Cork City Council calls on the Minister to ensure that carers & their families are going to be assured of, water affordability strategies being put in place to support family carers with high essential water needs due to dialysis, peg feeding , ventilators, showers, washing sheets blankets etc...?’

Carers cannot be worried about the cost of water bills when they are caring for a family member.

The volume of water a carer will use when caring within the home is needs-based & considering how much carers save the government every year by the work they do, the very least we can do as a society & as a council is make sure they have one less stress in their already over stressed lives as carers.

Make sure that they get an exception in their water bill.’

(Proposer: Cllr. T. Moloney 15/248)

17.3 **REVIEW THE DOWNGRADING OF HISTORY AS A MANDATORY CORE SUBJECT ON THE REVISED JUNIOR CERTIFICATE CURRICULUM**

‘That Cork City Council would request The Minister for Education and Science and the NCCA to review the downgrading of history as a mandatory core subject on the revised junior certificate curriculum in second level school.’

(Proposer: Cllr. M. Shields 15/249)

**SUSPENSION OF STANDING ORDERS**

On the proposal of An tArdmhéara C O’Leary, An Chomhairle agreed to Suspend Standing Orders to discuss the Cork Local Government Review.

An tArdmhéara welcomed former Lord Mayors, Members of the Cork Business Association, UCC Faculty, Members of the Business Community, Members of the public and Members of the press to the meeting.

An tArdmhéara invited Ms. Ann Doherty, Chief Executive to address the Members of An Chomhairle.

The Chief Executive circulated Members with the Cork Local Government Review Group-Final Report and subsequently addressed Members.

An tArdmhéara invited Dr. Theresa Reidy, Lecturer of Government at University College Cork, to address the meeting.

Dr. Theresa Reidy thanked An tArdmhéara and Members of An Chomhairle for giving her the opportunity to address Council and conveyed her apologies on behalf of Professor Dermot Keogh who was unable to attend the meeting of An Chomhairle tonight, due to work commitments.

**An tArdmhéara thanked the Chief Executive and Dr. Reidy for their address to Council and advised An Chomhairle of the following:-**

Notice to pursuant to Section 140 of the Local Government Act 2001

We, the undersigned, hereby give intention to propose a Resolution to Section 140 of the Local Government Act 2001 as follows:-

“That this Council directs the Chief Executive to carry out the following actions at the earliest opportunity:-

1. To seek a judicial review of administrative action concerning the processes engaged in by the Cork Local Government Review Committee, inter alia, the Committee’s adherence to the principals of natural constitutional justice.
2. To challenge the constitutionality of the Government’s policy in relation to combining Local Authority Areas, in particular in the manner in which this policy impacts on the principal of subsidiarity which is pivotal to the democratic process.

Meeting to be held on the 22<sup>nd</sup> September 2015

Signed: Cllr. C. O’Leary

Cllr. T. Shannon

Cllr. J. Buttimer

14<sup>th</sup> September 2015

### **SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir T. Shannon, seconded by Comhairleoir J. Buttimer, An Chomhairle agreed to Suspend Standing Orders to continue the meeting to 8.30 p.m.

The following Members of An Chomhairle subsequently addressed the meeting:-

Comhairleoir T. Shannon, K. O’Flynn, J. Buttimer, T. Brosnan, T. Tynan, M. Barry, H. Cremin, M. Finn, M. Shields, J. Sheehan, T. O’Driscoll, N. O’Keeffe, K. McCarthy, S. Cunningham, J. Kavanagh, F. Dennehy, S. O’Shea, T. Moloney, S. Martin, T. Gould.

## **SUSPENSION OF STANDING ORDERS**

On the proposal of An tArdmhéara Comhairleoir C. O'Leary, An Chomhairle agreed to Suspend Standing Orders to allow Members of An Chomhairle address Council.

An tArdmhéara, Comhairleoir C. O'Leary advised An Chomhairle that he had extended an invitation to Mr. Alf Smiddy to address the Council tonight, and also advised that he had received a phone call from Mr. Smiddy earlier today, and Mr. Smiddy was available to meet An tArdmhéara and the County Mayor on Tuesday the 15<sup>th</sup> September 2015. However, due to school visits, An tArdmhéara was unavailable to meet Mr. Smiddy on the 15<sup>th</sup> September 2015.

Ms. Ann Doherty, Chief Executive further addressed An Chomhairle and replied to the queries raised by An Chomhairle.

## **CORRESPONDENCE TO THE DEPARTMENT OF AN TAOISEACH AND MINISTER OF ENVIRONMENT, COMMUNITY & LOCAL GOVERNMENT**

An Chomhairle requested that correspondence be issued to the Taoiseach and The Minister for Environment, Community & Local Government advising that An Chomhairle unanimously agrees to reject the report of the Local Government Review Committee (final report) issued on the 8<sup>th</sup> September 2015, and to halt the process.

## **SECTION 140- LOCAL GOVERNMENT ACT 2001/ JUDICIAL REVIEW**

Mr. Damien O'Mahony, Meetings Administrator advised An Chomhairle in relation to the Section 140 process and the process of the Judicial Review.

Comhairleoir J. Buttimer requested that a fact verification report would be included in the correspondence to the Taoiseach and The Minister for Environment, Community & Local Government, and also called on support from other Local Authorities.

Before the conclusion of the meeting, An tArdmhéara thanked members of the gallery, former Lord Mayors, The Cork Business Association, Dr. Theresa Reidy and staff of Cork City Council for their attendance and support.

This concluded the business of the meeting

**ARD-MHÉARA  
CATHAOIRLEACH**

