

**Minutes of the Fermoy Municipal District Meeting
held on Tuesday, 20th March 2018**

In Attendance: Cllrs. Kay Dawson, Ian Doyle, Noel McCarthy, June Murphy, Deirdre O' Brien, Frank O' Flynn; Brendan O' Gorman SEE, Mary Hayes SEO, Pauline Moriarty MDO, Lydia Kelly ASO.

1. MINUTES

1. Minutes of Meeting with An Garda Síochána held on 20th February 2018.

The Minutes were agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. Ian Doyle.

2. Minutes of Meeting with Direct Route held on 20th February 2018.

The Minutes were agreed on the proposition of Cllr. Kay Dawson, seconded by Cllr. Deirdre O' Brien.

3. Minutes of items discussed 'In Committee' held on 20th February 2018.

The Minutes were agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. Deirdre O' Brien.

4. Minutes of Fermoy MD meeting held on 20th February 2018.

The Minutes were agreed on the proposition of Cllr. Ian Doyle, seconded by Cllr. Kay Dawson.

2. DISPOSAL OF DERELICT LANDS

To consider the disposal by Cork County Council of derelict lands measuring 0.0111 hectares / 0.0276 acres at Chapel Lane, Doneraile, Mallow, Co. Cork to Mr. Conrad Frankel for a consideration of €6,500.00.

The Members noted the information submitted by the Property Section. The disposal of derelict lands, as detailed above, was agreed on the proposition of Cllr. Ian Doyle, seconded by Cllr. Kay Dawson.

3. 2018 MD SCHEMES / FUNDS

1. Launch of 2018 Painting Scheme.

Pauline Moriarty MDO informed the Members that the application form for the 2018 Painting Scheme is currently being finalised and it is planned to launch the scheme soon. She advised that the closing date for applications will be end of April 2018. Cllr. Kay Dawson proposed that the launch take place in Doneraile, in conjunction with the Tidy Towns Group, as Doneraile Main Street is to benefit from the scheme this year; this was agreed by the Members.

2. 2018 Village Enhancement Scheme.

Pauline Moriarty MDO introduced this item, providing the Members with a draft allocation for their consideration with proposals for schemes in Kilworth and Newtownshandrum.

Mary Hayes SEO told the Members that the County Architect's department will be asked for their input on the soft landscaping requirements.

Brendan O' Gorman SEE informed the Members that he has consulted with Kilworth Community Council and has agreed the preliminary layout with them; and that plans for Kilworth do not require a Part VIII public consultation. The Members welcomed the schemes as presented and they were agreed on the proposition of Cllr. Ian Doyle, seconded by Cllr. Noel McCarthy.

3. 2018 Dereliction Fund.

Pauline Moriarty MDO introduced this item, presenting the Members with the 2018 proposals of Charleville and Doneraile for their approval. Pauline and Mary Hayes SEO answered any queries the Members had and the 2018 Dereliction Fund, as proposed, was agreed on the proposition of Cllr. Ian Doyle, seconded by Cllr. Deirdre O' Brien.

4. 2018 Town Development Fund.

Pauline Moriarty MDO circulated the 2018 draft allocations for this fund and went through the details. In relation to the provision of CCTV systems, Pauline explained that An Garda Síochána is liaising with the Council's Data Protection Officer to resolve some data control issues. In relation to Charleville Town Park, it is now intended to carry out more extensive works than originally planned which is delaying the project. Cllr. Kay Dawson requested that Fermoy MD publicise the works being carried out and funded by Fermoy MD since its inception in 2014, this was agreed by the Members. Pauline answered any questions the Members had and the Town Development Fund, as presented, was agreed on the proposition of Cllr. Ian Doyle, seconded by Cllr. Noel McCarthy.

5. 2018 Pay Parking Dividend.

Pauline Moriarty MDO circulated proposals for consideration. She advised that the overspend on the Abbey Street, Fermoy project will be part-funded from the Town Development Fund, part-funded from County Council roads funding and it is proposed to meet the remaining shortfall from the pay parking dividend. Cllr. Noel McCarthy expressed his reluctance at using these funds to cover this overspend; in reply to which Brendan O' Gorman SEE explained the necessity of additional, unforeseen work which brought this project above budget, but saying the end result is justified as it is to a very high standard. He assured the Members that future projects will be examined carefully prior to commencement to ensure there are no unexpected costs; whilst Mary Hayes SEO said that, for future projects, match funding will have to be budgeted for from MD sources. Following a brief discussion, the Pay Parking Dividend as presented was agreed on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Deirdre O' Brien.

6. Update on Derelict Sites.

Deferred to the April 2018 meeting.

7. Pride of Place Nominations.

Pauline Moriarty MDO requested the Members contact her with any recommendations they have for consideration for this competition as the closing date for nominations is imminent.

4. REPORTS and RECOMMENDATIONS

1. REPORT Fermoy MD Housing Report.

The report as uploaded was noted by the Members. Pauline Moriarty MDO welcomed any queries or issues the Members may have, advising them to contact her directly.

2. FINAL REPORT Section 38 1993 Roads Act - Proposed Pedestrian Crossing, Watergrasshill R639.

Brendan O' Gorman SEE informed the Members that the final report and recommendation has been approved by our Director of Roads. All requirements for the public consultation process have now been completed satisfactorily. Brendan has consulted with local interested parties, and has written approval received from An Garda Síochána and email approval received from Watergrasshill Community Council. There have been no submissions (or objections) in relation to the project. The proposed pedestrian crossing was agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. Deirdre O' Brien.

3. 2018 Surface Dressing Programme (RM).

Brendan O' Gorman SEE introduced the 2018 SD Programme, saying the budget this year is €759k for 44km of local and regional roads (up approximately 15% on 2017). He went through the provisions and proposals contained therein, circulated for the Members information, and the 2018 programme, as proposed, was agreed on the proposition of Cllr. Kay Dawson, seconded by Cllr. Ian Doyle.

4. PROGRESS REPORT 2017 Public Lighting Programme

and

2018 Public Lighting Programme proposal

Brendan O' Gorman SEE gave a verbal update on works to date on the 2017 public lighting programme, which is almost complete, and answered all queries the Members had. He then introduced the 2018 programme for public lighting, circulating a proposed schedule of works to the Members. The (limited) budget here is €44k which Brendan is hoping to augment with Clár and Discretionary Roads funding. Mary Hayes SEO advised that the 2018 Clár funding notification has been received and an announcement is imminent. Brendan answered any questions the Members had and the Members welcomed the programme and the works therein. The 2018 Public Lighting programme, as proposed, was agreed on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Noel McCarthy.

5. 2018 Drainage Programme.

Brendan O' Gorman SEE introduced the 2018 Drainage Programme, informing the Members that there is a newly introduced Department funding stream for drainage works, part of which will fund the works required on the 44km of roads in the SD programme. All drainage works done and to be done are included on this programme circulated today, which will be updated as the year progresses.

6. 2018 Footpath Programme.

Brendan O' Gorman SEE informed the Members that there a €385k total budget for the 2018 programme, allocated across the district, and he went through the proposals herein. He further informed the Members that works to the value of €120k from Blueway funding are planned on the refurbishment of the footpath between the GAA pitch (Oliver Plunkett Hill) and the top of McDermott Place, Fermoy. A detailed plan and design of these works will be presented to the Members for their consideration prior to any work commencing.

This overall budget is made up of discretionary, Town Development Fund and Blueway funding. Brendan went through the other proposals within this programme and answered the Members queries. The programme, as proposed, was agreed on the proposition of Cllr. Kay Dawson, seconded by Cllr. Ian Doyle.

7. 2018 30kph Pilot Speed Limit in Estates.

Brendan O' Gorman SEE went through the proposed locations for the introduction of a 30kph speed limit zone this year, two as on list circulated. Proposals for Stag Park deferred to 2019 as noted in Notice of Motion 5(2). He informed the Members that advisory signage will also be installed on the R639 in support of the amended speed limits at the Army Camp and confirmed that any outstanding issues will be resolved here in the next county-wide speed limit review. The proposals were agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. June Murphy.

5. NOTICES OF MOTION

Cllr. June Murphy

1. "could bins be installed below Lidl on the Cork Road and the Kildorrery Road as litter is building up in these areas".

Cork County Council are not installing additional litter bins in our towns / villages. We are trying to create a public awareness that litter needs to be taken home not dumped/dropped. We will instruct our street cleaners to address the locations identified. (BO'G)

Cllr. Deirdre O' Brien

2. "that Cork County Council install traffic calming measures in Fanahan's Court, Stag Park".

Stag Park housing estate has been designed in short spurs (predominantly one-way) and in a grid formation with narrow streets to reduce the requirement for ramps etc. All streets in this estate are already substantially traffic calmed by virtue of their layout. Entire estate could be considered for new 30kph speed zone if universally agreed. (BO'G)

This motion was supported by Cllr. Kay Dawson. Brendan O' Gorman SEE may now consider the installation of a soft ramp here provided it does not interfere with residents.

Cllr. Frank O' Flynn

3. "that Cork County Council would repair and replenish the damaged footpath from the Church of Ireland, Fermoy to Grange Cross".
All damage caused to this footpath by virtue of recent watermain bursts has now all been permanently reinstated by Irish Water. No other damage visible. (BO'G)

Cllr. Noel McCarthy

4. "that this Committee would carry out works outside O' Doherty's house, Clondulane next to public house to alleviate flooding".
No flooding here - just ponding. Low point on the tarmac and is hard to resolve. (BO'G)
Further to a further request from Cllr. McCarthy, Brendan O' Gorman SEE may now consider drainage, back to the green, to alleviate this ponding, if levels permit.

Cllr. June Murphy

5. "To request this Council to clean up Brigown Cemetery and to enforce the Litter Act to anyone caught littering; also to monitor the situation going further".
This motion was supported by Cllr. Noel McCarthy. Further to a discussion, Pauline Moriarty MDO undertook to investigate the matter and undertake clean-up as necessary. Also, the Cemetery will be monitored going forward.
6. "to give a timeframe for families who were recently allocated houses in the Fermoy area and furnish a report of the outstanding works to be completed and ask Housing to make them a priority, also to give permission for those families to enter the premises to take measurements for flooring and curtains to ensure no further delays. This report should be presented to us for the meeting".
Housing Directorate.
This motion was supported by the other Members. Brendan O' Gorman SEE confirmed he had forwarded the motion to the Housing executive for their attention and reply.
7. "the footpath outside SuperValu is cracked and extremely slippery during wet weather. I am asking this Council to carry out improvement works to ensure the safety of pedestrians".
The cracks are hairline cracks and do not affect the integrity of the slab. I accept the limestone slabs get slippery when wet, but this is a drawback to using heritage materials in a heritage town. (BO'G)
Further to a discussion on this issue, Brendan O' Gorman SEE said the location where a person had fallen recently and brought to the attention of the Council was in fact in the private ownership of the supermarket, who had carried out the necessary repairs. He said any footpath locations of concern can be flagged with him for repair.

Cllr. Deirdre O' Brien

8. "are Cork County Council aware of the difficulty incurred on Emergency Services trying to gain access to Hillside View, Castlelyons when answering to a callout".
Local Road Operations of Cork County Council have not been made aware of any difficulty incurred on Emergency Services trying to gain access to this estate - for further discussion. (BO'G)
Brendan O' Gorman SEE said that illegal parking e.g. within twelve feet of a bend and junction, may be causing the restriction here and he undertook to examine the location with a view to providing additional double yellow lining, if it will help the situation.
9. "that Cork County Council ensure that all road openings under licence are reinstated correctly in view of the number of reinstated roads which subside after a number of months following works".
All road openings are governed by a formal permit system operated under the countrywide MRL system. There are two types of reinstatements, temporary and permanent. Any cut trench across a public road will naturally subside over a period of months, that is why generally the immediate reinstatement is temporary in nature. Once the permanent reinstatement is laid, the Licence Holder shall guarantee the reinstatement of the road for a period of 36 months against defects where the depth to the top of apparatus exceeds 1.5 metres. Otherwise a guarantee period of two years will apply. Cork County Council holds all the aces here when it comes to formal road openings under

licence and the system is generally working well. Watermain breaks and permanent IW reinstatements had been difficult for us over the past year but this has improved in 2018. There is some telecom and other contractors that have been red flagged in the system owing to poor reinstatements and this is continually reviewed. (BO'G)

10. "that Cork County Council replace the footpath from the corner of Barry's Bar, Church Lane, Rathcormac to the end of Colm Barry's residence".
Repairs to the joints will be carried out in Q2/Q3 2018 under our 2018 footpath programme. (BO'G)

Cllr. Frank O' Flynn

11. "that Cork County Council would realign the camber of the road and resurface road on the N73 at Mount Rivers, Fermoy, where the road narrows and wheels and tyres are being damaged, in the interest of safety".
Mount Rivers is on the R666 regional road to Ballyduff. There is an old limestone edge kerb (partially hidden) that is narrowing down the road here and that is causing the problem. There are no funds to deal with the issue presently so I will investigate if additional warning signage could help, in the interim. (BO'G)
12. "that Cork County Council would identify the rows of graves by putting row numbers and sequence on the walls at Kilcrumper new cemetery for ease of identification by those visiting the cemetery".
Pauline Moriarty MDO will examine this with a view towards providing the information plates requested.

Cllr. Noel McCarthy

13. "that this Committee would contact the ESB to re-locate the pole (No. 62) off the footpath at New Road, Kilworth, Co. Cork".
This motion was supported by Cllr. Frank O' Flynn. It was agreed that the ESB and/or EIR would be contacted to remove this pole.
14. "that this municipal erect cigarette receptacles outside all municipal buildings".
Pauline Moriarty MDO will contact the Courts Service, requesting them to provide a cigarette butt receptacle at the building in Fermoy. Mitchelstown Courthouse already has this facility and one is not warranted at the building in Charleville, it being outside the public domain.
15. "that road markings be put in place to substitute for the provision of a footpath between the Duntaheen Road and the entrance to Glenabo Wood, Fermoy".
There is no room for a footpath and I would advise not to install a road marking indicating a safe refuge for pedestrians as the bend at the junction and the narrow bridge create an unsafe area for pedestrians. We have already installed advance warning signage indicating pedestrians on road. (BO'G)
Further to a discussion, Brendan O' Gorman undertook to contact Coillte with a view towards a walkway/path being constructed/provided inside the bridge at this location.
16. "that potholes and road repairs be carried out at Hag's Cross, Castlelyons".
Will be done, week commencing Tuesday 20th March. (BO'G)

6. CORRESPONDENCE

None.

7. TO CONSIDER MATTERS ARISING FROM THE MINUTES

None.

8. **ANY OTHER BUSINESS**

(1) Pauline Moriarty MDO - Two Disabled Parking Bay requests

Pauline advised the Members that the two DBP requests on hand (Kildorrery and Glanworth) had been examined by the Engineer who had reported that due to insufficient space they are not feasible at the requested locations; therefore she is recommending refusal at this time.

(2) Cllr. Frank O' Flynn - Update request on Fermoy MD option of rescinding Part 3 of the Gaming and Lotteries Act 1956.

Pauline Moriarty MDO informed the Members that she is awaiting information from the relevant departments on this matter and will revert to them in due course.

(3) Cllr. Ian Doyle - Update request on safety provisions at Golf Club Road, Charleville.

Brendan O' Gorman SEE replied to Cllr. Doyle that the 50kph speed limit zone is to be extended further out on this road and that a sensor 'driver feedback sign' is to be installed at the same time, funded from 2018 Safety Improvement scheme funding.

(4) Cllr. Ian Doyle - Update request on roadworks required on Smyth's Road, Charleville.

Brendan O' Gorman SEE replied to Cllr. Doyle that Charleville Area Office is aware of the requirement here and remedial works are planned.

(5) Cllr. Ian Doyle - Update request on provision of School Warden, Charleville.

Pauline Moriarty MDO replied to Cllr. Doyle that there was no further update on this appointment.

(6) Cllr. Kay Dawson - Update request on removal of obsolete phonebox and street poles.

Pauline Moriarty MDO replied that she had received no response from the relevant agencies in this regard; and further to a query from Cllr. Dawson if MD staff could remove these items, Mary Hayes SEO replied that the MD could provide a solution.

(7) Cllr. Kay Dawson - Request re: Grasscutting on Limerick Road, Mitchelstown.

Further to a query from Cllr. Dawson if both sides of this road could be cut by the same Contractor, Pauline Moriarty MDO replied this is not feasible as the two sides require a different treatment.

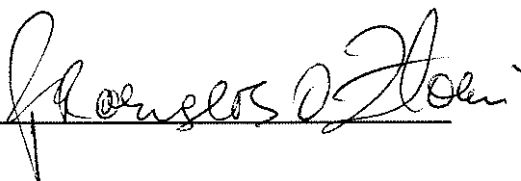
(8) Cllr. Kay Dawson - Update request on appointment of School Warden, Mitchelstown.

Pauline Moriarty MDO replied that an appointment had been made but this person had subsequently not taken up the position and that recruitment of the second-placed candidate on the panel would now commence.

(9) Cllr. Noel McCarthy - Fermoy MD to proceed with rescinding Part 3 of the Gaming and Lotteries Act 1956 at next meeting.

Cllr. McCarthy said that, irrespective of information pending from other departments, Fermoy MD should proceed with rescinding this legislation at their next meeting as it falls within their remit to do so, and he will be advocating this procedure. Further to a discussion, it was agreed that the information requested from the Legal and Planning departments, when received, would be considered prior to taking such an action.

Signed:



Date:

