COMHAIRLE CONTAE CHORCAÍ

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**Minutes of Proceedings at Meeting of Cork County Council held in the Council Chamber, County Hall, Cork on 10th June, 2019**

**I LATHAIR**

Comhairleoir ,Cristóir Ó Suilleabháin Méara Chontae

Uí Chochláin G, Ó Colmáin, Ó Murchú Caoimhín, Ó Suilleabháin Seán, Uí Shuilleabháin Máire, Ó Donnabháin, Ó Coileáin Dónal, Ó Murchú Pádraig Gearóid, Uí Mhurchú Cáit, Mac Íomhair-Uí Chearnaigh, Mac Craith, Ui Daltún, Lombard, Uí Bhuachalla, Ó Conchubair Liam, Daltún Ó Suilleabháin, Ó Suilleabháin Pádraig, Barra, Sheppard, Rasmussen, Ó Conchubair Séan, Ó Conchubair Alan, MacCarthaigh Nollaig, Ó Floinn, Ui Bhriain, Dawson, De Róiste, Ó Muineacháin B, Ó Dubhghaill, Ó Sé Séan Pól, Ó Murchú Gearóid, Críod, Ní Mhuineacháin G, Ó Luanaigh, Ó Cochláin M, Uí Loinsigh, Ó Luasa, Ó hAodha Padraig, Ó Murchú Gearóid, Ó Cinnéide, Ó Madaoin, Ó Sé T, Léineacháin Ui Foghlú, O Coileáín Nollaig, Ó Héigeartaigh, Ó Conchubair Séamus, Uí Thuama, MacCarthaigh Susan, Mac Uaid, Ó Suilleabháin Cristóir, Ó Cearbhaill, Ó Muirthile, Uí Chaochlaoich, Ó hAodha Pól.

**PRESENT**

 Councillor, Christopher O’Sullivan, County Mayor presided.

Councillors G Coughlan, Coleman, Kevin Murphy, J O’Sullivan, M O’Sullivan, O’Donovan, Collins, PG Murphy, Katie Murphy, Cairns, McGrath, D’Alton, Lombard, Buckley, O’ Connor L, Dalton – O’Sullivan, O’Sullivan P, Barry, Sheppard, Rasmussen, O’Connor S, O’Connor A, McCarthy, O’Flynn, O’Brien, Dawson, Roche, Moynihan B, Doyle, O’Shea J.P, Murphy Gerard, Creed, Moynihan G, Looney, Coughlan M, Lynch, Lucey, Hayes, Murphy Gearóid, Kennedy, Madden, O’Shea T, Linehan-Foley, Collins N, Hegarty, O’Connor J, Twomey, McCarthy S, Quaide, O’Sullivan C, Carroll, Hurley, Coakley, Hayes P.

Chief Executive, Senior Executive Officer.

**CONFIRMATION OF MINUTES**

**1/6-1**

 Proposed by Councillor Michael Hegarty

 Seconded by Councillor Marcia D’Alton

**RESOLVED:**

“That the minutes of the meeting of the Council held on 13th May, 2019, be confirmed and signed by the Mayor.”

**VOTES OF SYMPATHY**

**2/6-1**

TO: Richard Cahill on the death of his father, Frank Cahill

TO: Ellen Walsh on the death of Martin Roche

TO: Jim Fitzpatrick and Noel Fitzpatrick on the death of their wife and mother, Anne.

**SUSPENSION OF STANDING ORDERS**

1. To discuss the cancellation of the Annual Fermoy Regatta and Blackwater Triathlon, due to the condition of Fermoy Weir.

**Proposed by Councillor Frank O’Flynn**

**Seconded by Councillor Deirdre O’Brien**

1. To discuss the Planning Application for the three school campus in Carrigtwohill that had to be rejected by the Planning Department in Cork County Council due to the application being invalid.

**Proposed by Councillor Anthony Barry**

**Seconded by Councillor Sinead Sheppard**

It was agreed that the issues would be discussed at 1pm.

**STATUTORY BUSINESS**

Mrs. Nicola Radley, Senior Executive Officer, Corporate Services briefed all elected members on the process of disposals.

Members requested that Planning Department be informed that inadequate information was being sent to Municipal District’s in order for the Municipal District to fully discuss and decide on the disposal. It was agreed to convey this to the Director of Service, Planning.

**Section 183 of the Local Government Act, 2001:**

Members noted the following disposals.

**MUNICIPAL DISTRICT OF CARRIGALINE**

**DISPOSAL OF PROPERTY AT UNIT 7, CARRIGALINE INDUSTRIAL PARK, KILNAGLEARY ROAD, CARRIGALINE.**

 **3(a)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of Serviced Site at Unit 7, Carrigaline Industrial Park, Kilnagleary Road, Carrigaline**

**Area: 1,000 square feet**

**Consideration: €500.00 per month plus VAT (€615)**

**MUNICIPAL DISTRICT OF BANDON/KINSALE**

**DISPOSAL OF FREEHOLD INTEREST AT 3 CLOUGHMACSIMON, ARDAN NA N-OGLACH, BANDON, CO CORK**

 **3(b)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 3 Cloughmacsimon, Ardan na n-Oglach, Bandon, Co Cork

 Folio No. 10777L

**FREEHOLD INTEREST:** Folio No. CK164063F

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**DISPOSAL OF FREEHOLD INTEREST AT 1 FERRVIEW, WORLDSEND, KINSALE, CO. CORK**

**3(c)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 1 Ferrview, Worldsend, Kinsale, Co. Cork

 Folio No. 9497L

**FREEHOLD INTEREST:** Folio No. CK7373F

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**DISPOSAL OF LANDS AT BRIDGE LANE, BANDON, CO. CORK**

**3(d)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of lands at Bridge Lane, Bandon, Co. Cork**

**Area: 0.008 hectares**

**Consideration: €45,000.000**

**MUNICIPAL DISTRICT OF FERMOY**

**DISPOSAL OF PROPERTY IN FERMOY TOWN HALL**

 **3(e)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019

**Situation: Disposal of property in Fermoy Town Hall**

**Area:** **Folio CK52202**

**Consideration: €6,000 per annum**

**MUNICIPAL DISTRICT OF KANTURK/MALLOW**

**DISPOSAL OF 5 NO. SITES AT KNOCKNAGREE, MALLOW, CO. CORK** **3(f)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of 5 No. Serviced Site at Knocknagree, Mallow, Co. Cork**

**Area: 0.2847 hectares**

**Consideration: €210,000.00**

**DISPOSAL OF FREEHOLD INTEREST AT 48 MURPHY’S TERRACE, MILLSTREET, CO. CORK**

**3(g)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 48 Murphy’s Terrace, Millstreet, Co. Cork

 Folio No. 11705L

**FREEHOLD INTEREST:** Folio No. CK20867

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**DISPOSAL OF FREEHOLD INTEREST AT 14 CROKE PLACE, MALLOW**

**3(h)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 14 Croke Place, Mallow

**FREEHOLD INTEREST:** Folio No. 10866L

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**DISPOSAL OF PROPERTY AT CONDONSTOWN SOUTH, WATERGRASSHILL, CO. CORK**

 **3(i)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of property at Condonstown South, Watergrasshill, Co. Cork**

**Area: 1,0.290 hectares**

**Consideration: €5,000.00**

**MUINCIPAL DISTRICT OF MACROOM**

**DISPOSAL OF LANDS AT COACHFORD, CLONTEAG BEG**

**3(j)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of lands at Coachford, Clonteag Beg**

**Area: 0.2212 hectares/0.5465 acres**

**Consideration: €180,000.00**

**DISPOSAL OF LEASE OF FORMER RADON BUILDING AND SURROUNDING LANDS AT MACROOM**

**3(k)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**Situation: Disposal of lease of former Radon Building & surrounding lands at Macroom & surround lands at Macroom**

**Area: 0.465 hectares**

**Consideration: €413,000.00 (once off payment)**

**MUNICIPAL DISTRICT OF WEST CORK**

**DISPOSAL OF FREEHOLD INTEREST AT 4 HOME RULE TERRACE, SKIBBEREEN**

**3(l)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 4 Home Rule Terrace, Skibbereen

**FREEHOLD INTEREST:** Folio No. 9455F

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**Municipal District of COBH**

**DISPOSAL OF FREEHOLD INTEREST AT 28 JAMES GLAVIN TERRACE, COBH, CO. CORK**

**3(m)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 28 James Glavin Terrace, Cobh

**FROM WHOM ACQUIRED:** Unknown

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**MUNICIPAL DISTRICT OF MIDLETON**

**DISPOSAL OF FREEHOLD INTEREST 2 O’REILLY’S TERRACE**

**3(n)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 2 O’Reilly’s Terrace, Youghal, Co. Cork

**FROM WHOM ACQUIRED:** Unknown

**CONSIDERATION:**  € 350.00 inclusive of administration charges

**COVENANTS, CONDITIONS** Conditions pursuant to Housing Act, 1966 and

**AND AGREEMENTS:** Landlord & Tenant Acts, 1947 – 1984.

**DISPOSAL OF PROPERTY AT FORMER LIBRARY BUILDING, CHURCH STREET, YOUGHAL, CO. CORK** **3(o)/6-1**

In accordance with the provisions of Section 183 of the Local Government Act 2001, the disposal of the property as shown hereunder shall be carried out in accordance with the terms specified in the notice issued to members dated 31st May, 2019

**Situation: Disposal of property property at former Library Building, Church Street, Youghal**

**From Whom Acquired:** **Cork County Vocational Education Committee**

**Consideration: €125,500.00**

**REPORTS & RECOMMENDATIONS OF COMMITTEES**

**REPORTS & RECOMMENDATIONS OF COMMITTEES**

**4/6-1**

Annual Report on the operation of the Cork County Joint Policing Committee for year ending 31st December, 2018, approved at JPC Meeting on 13th May, 2019

**Proposed** Councillor Frank O’Flynn

Member asked if we would have a report on installation of CCTV by end of August.

Chief Executive said there was a technical assessment of all schemes underway at present and the results will be brought back to Corporate Policy Group in first instance.

**CORRESPONDENCE FROM GOVERNMENT DEPARTMENTS**

**DEPARTMENT OF CULTURE, HERITAGE AND THE GAELTACHT**

**5/6-1**

Members welcomed the correspondence dated 23RD May, 2019 in response to Council’s letter dated 13th May, 2019 in relation to seeking funding from the state to support commemorative activities from 2020 to 2022.

During the discussion members made the following points:

* Members looking forward to making an application for increased funding
* Between 2019-2023 there are 32 events that Cork County Council will celebrate
* 2020 is a very important year for Cork County, and the scale of Cork should be reflected in our request also.
* Great opportunity for Cork County to showcase its history

**NOTICES OF MOTION**

**Reading Unit**

**6/6-1**

**Councillor Christopher O’Sullivan** proposed, seconded by Councillor Declan Hurley, the following notice of motion:

“That this Council would request that the Department of Education would establish a reading Unit in West Cork”

During the discussion members made the following points:

* Children from West Cork with severe reading difficulties have over a 3 hour commute to the one unit in Munster
* Requested the provision of three units in North Cork, South Cork and West Cork and deemed them as worthy

Members agreed to write to the Department to request the provision of three reading units in Cork – North Cork, South Cork and West Cork.

**Tree Protection Officer**

**7/6-1**

Councillor Marcia D’Alton proposed, seconded by Councillor Danielle Twomey, the following notice of motion:

“That Cork County Council would create a new post for a Tree Protection Officer whose function it would be to be available to advise both local authority staff and the public on tree planting, preservation, maintenance and cutting as appropriate.”

During the discussion members made the following points:

* Members called on for the position to be filled to minimise the culling of healthy trees
* Expertise and professional advice is very important
* Number of trees are posing a danger due to neglect and lack of maintenance
* Public notices to land owners should be made more clearly and point out offenses
* Health and Safety must be paramount
* Members agreed that the National Legislation isn’t strong enough
* Must create biodiversity opposed to destroying it
* Role would need to be very clearly and tightly defined.

Members agreed to refer the motion to the Environment SPC.

The Chief Executive commented as follows:

* There are budgetary constraints around such posts
* Recognise the need to raise awareness
* The roles and powers may be limited
* Felling/topping of trees is exempted development
* We have 6 tree preservation orders in the County at present

**VOTES OF CONGRATULATIONS**

**8/6-1**

TO: Jack Desmond on winning his second Irish Boxing Title 52kg Junior 2

TO: Sinead Sheppard on her excellent show in Cork Opera House Dance Teacher & Team

TO: Gearoid O’Driscoll on his election as President of the Institute of Certified Public Accountants

TO: Barry O’Donovan on winning two gold and two silver medals in European Competitions in Kettlebells

TO: Davey O’Neill on winning National Boxing Final

**ANY OTHER BUSINESS**

**9/6-1**

**Condition of Roads**

During the discussion members made the following points:

* Roads are in a dangerous condition and need attention as a matter of urgency
* A delegation is needed to travel from Cork County Council to an Taoiseach and Minister for Public Expenditure requesting funding for roads investment
* A significant cut in funding has led to resurfacing down to 4% per year
* Cork County Council is one of the poorest funded local authorities
* Road signage also needs to be maintained by staff

Members and Chief Executive agreed that seeking a meeting with Taoiseach and Minister for Public Expenditure seeking additional funding is needed particularly since boundary change, when only a small portion of our roads network was transferred.

It was agreed to write to Taoiseach and Minister for Public Expenditure to seek meeting

**Providence Flights**

During the discussion members made the following points:

* Providence flight Cork to Boston not going ahead this year
* Huge loss to Cork economy
* Requested that flights be reinstated for the summer months

Members agreed to write to Chief Executive Officer of Cork Airport to reinstate flights for the summer months, in particular.

**ESB**

During the discussion members made the following points:

* Members requested that ESB representatives address Development Committee
* Need to address lack of charge points for electric cars across the County
* Technology improving hugely

Members agreed to write to ESB to request attendance at Development Meeting to address members.

**Register of Electors**

During the discussion members made the following points:

* Members called for a review of the Register following the local elections
* Register is out of date and inaccurate
* Something should be done to make it user friendly and accommodating
* An online system with PPS number and Eircode should be available
* To compile a report on the register to determine if the register is accurate and access if the problem is local or national.

Members requested a briefing at Development Committee to explain the procedure on how to get onto the register and the process of removing someone.

**Suspension of Standing Orders**

1. **Fermoy Regatta and Blackwater Triathlon**

To discuss the cancellation of Fermoy Regatta and Blackwater Triathlon

**Proposed by Councillor Frank O’Flynn**

**Seconded by Councillor Noel McCarthy**

During the discussion the members discussed the following:

* Devastating news for the town of Fermoy serious impact on local business
* Government and Cork County Council are to cover the cost of work to the weir with 50% received from Government
* Urgent work is required to prevent further damage
* Inland Fisheries were blamed for the delays
* Preliminary works funded and done by Cork County Council
* Cork County Council cannot appoint the consultation until funding is confirmed by the Department

The Chief Executive commented on how Cork County Council have sought 50% contribution from the Minister, two tenders had been assessed for the work, but they cannot progress without funding and welcomed the members taking it up as a political matter.

Members agreed to write to An Tánaiste Simon Coveney seeking assistance on this issue.

1. **School Campus Carrigtwohill**

To discuss the Planning Application for the three school campus in Carrigtwohill that had to be rejected by the Planning Department in Cork County Council, as it was again deemed invalid.

**Proposed by Councillor Anthony Barry**

**Seconded by Councillor Sinead Sheppard**

During the discussion the members discussed the following:

* School Campus again invalidated by Cork County Council
* Cork County Council clarified the position recently with a statement
* A town of rapid residential expansion & with limited facilities
* Lands zoned long ago and the Council need to do what they can to get the application validated
* Waiting list is huge with children being denied access due to lack of facilities
* Cork County Council are requested to work with Department regarding Traffic Management Plan

The Chief Executive commented that the reporting in the media was inaccurate, the application didn’t meet the regulations and Cork County Council has the obligation not to validate it.

Members agreed to write to the Department to expedite application.

**This concluded the business of the Meeting**