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 23rd April, 2019.**

**I LATHAIR**

Comhairleoir P.G. Ó Murchú, Méara Chontae

Comhairleoiri MacCraith, Daltúin, Ní Fhúarthain, D. Ó’Donnabháin Dheasmhumhnaigh, Ó Cainte, M, Ó Murchú, Ó Colmáin, Lombard, C. Ó Murchú, Ní Cochláin ,G. Ní Mhuimhneacháin, Críod, Ó Luasaigh, Ó Riain, P. Ó Suilleabháin, MacCárthaigh,

Ó Ceocháin, Sheppard, De Barra, Rasmussen, Ó Cadhla, N.Ó Coileán, Ó hEachteirn, Uí Thuama, Ó hEigeartaigh, S.Nic Cárthaigh, Ní Bhrian, N. MacCárthaigh, Ó Floinn, Ó Dúghaill, Nic Dháibhí, Ó Sé, MacGearailt, Uí Mhurchú, Gearoid. Ó Murchú, G. Ó Murchú, T. Ó Coileán, D. Ó Coileán, Ó Cearúill, Uí hEigeartaigh, Ó hAodha, Ó hUrthuile.

**PRESENT**

Councillor Patrick G. Murphy, County Mayor presided.

# Councillors McGrath, D’Alton, D. Forde, D. Ó’Donnabháin, Desmond, Canty, M.Murphy, Coleman, Lombard, K. Murphy, Coughlan, G. Moynihan, Creed, Morley, Lucey, Ryan, P. O’Sullivan, K.McCarthy, G. Keohane, Sheppard, Barry, Ó Cadhla, Rasmussen,

# N. Collins, Ahern, Twomey, Ml. Hegarty, S.McCarthy, Linehan-Foley, O’Brien, N. McCarthy, O’Flynn, Doyle, Dawson, J.Murphy, O’Shea, Gearóid Murphy, Gerard Murphy, T. Collins, D. Collins, Carroll, Mary Hegarty, Hayes, Hurley

Chief Executive, Head of Finance, Senior Executive Officer.

**CONFIRMATION OF MINUTES**

**1/4-2**

Proposed by Councillor Kevin Murphy

Seconded by Councillor Michael Hegarty

**RESOLVED:**

“That the minutes of the meeting of the Council held on 23rd April, 2019, be confirmed and signed by the Mayor.”

**SUSPENSION OF STANDING ORDERS**

Councillor Anthony Barry proposed a suspension of standing orders 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.

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

**VOTES OF SYMPATHY**

There were no Votes of Sympathy passed.

**2/4-2**

**STATUTORY BUSINESS**

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

Members noted the following disposals.

**MUNICIPAL DISTRICT OF EAST CORK**

**DISPOSAL OF PROPERTY AT THE FORMER LIBRARY BUILDING, CHURCH STREET, YOUGHAL, CO. CORK.**

**3(a)/4-2**

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 12th April 2019.

**Situation: Former Library Building, Church Street, Youghal.**

**Consideration: €125,000**

**DISPOSAL OF LAND AT RING, BALLYMACODA, CORK**

**3(b)/4-2**

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 12th April 2019.

**Situation: Disposal of Land at Ring, Ballymacoda, Co Cork.**

**Area: 0.027 hectares/0.068**

**Consideration: €10,000**

**LEASE OF LAND AT BARONY IMOKILLY, YOUGHAL, CO. CORK** **3(c)/4-2**

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 12th April 2019.

**Situation:** Lease of land at Barony Imokilly, Youghal, Co. Cork

**Area:** 2.01 hectares / 4.98 acres.

**Consideration:** €127 per annum plus 5% C.P.I. in each subsequent year payable on the day of the signing of the lease and on the anniversary of the day henceforth.

**Term:** 50 years (by way of lease).

**DISPOSAL OF FREEHOLD INTEREST AT 7, ROSTELLAN, SALLEEN, CLOYNE CO. CORK**

**3(d)/4-2**

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 12th April 2019.

**LAND HELD UNDER**

**LEASEHOLD INTEREST:** 7, Rostellan, Salleen, Cloyne Co.Cork

Folio No. 8371L

**FREEHOLD INTEREST:** Folio No. CK55571F

**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 LAND AND GRANT OF RIGHT OF WAY AT ESTUARY BUSINESS PARK, CARRIGALINE, CO. CORK**

**3(e)/4-2**

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 12th April 2019.

**Situation:** Disposal of land and grant of right of way at Estuary Business Park, Carrigaline, Co. Cork

**Area:** Disposal – 0.2525 hectares / 0.624 acres

Right of Way – 3.3m wide x 8.5m long

**Consideration:** €17,500.00

**Ballincollig Carrigaline Municipal District**

**4/4-2**

**Resolution under Section 179 of the Planning Act 2000 Section 3 (4a & 4b), as amended**

Members noted the Part 8 Report for Ballybrack Pedestrian and Cycle Route Phase 4

**Proposed by** Councillor Seamus MCGrath

**Seconded by** Councillor Mary Rose Desmond

**Resolved:**

“Noting that in accordance with Article 179 of the Local Government (Planning and Development) Act, 2000, notice of the proposed development was published, 48 No. submissions were received in respect of the proposal, approval pursuant to Article 179 of the said Act is given for the following:-

The construction of the Ballybrack Pedestrian and Cycle Route Phase 4

**REPORTS & RECOMMENDATIONS OF COMMITTEES**

**HOUSING STRATEGIC POLICY COMMITTEE**

**5/4-2**

**Part 5 of the Housing (Miscellaneous Provisions) Act 2009**

Members noted the Draft Scheme of Priorities prepared under S.I. 18 of 2019. Part 5 of the Housing (Miscellaneous Provisions) Act 2009.

**Resolved:**

To make the Affordable Scheme of Priorities 2019

**Proposed**  Councillor Seamus McGrath

**Seconded**  Councillor Gerard Murphy

During the discussion Members made the following points:

* All Members are in favour of Affordable housing and will do anything to progress it
* The Department gave very short notice to Local Authorities to commence this process
* The SPC are recommending approval of the scheme
* There is very little discretion to change the scheme as proposed
* Funding must be made available and needs to include land costs
* The Council’s approval will show intent to the Department
* This Council is ready to take advantage of any scheme that is put in place
* Members would welcome an element of ‘manager’s discretion’ to be incorporated in the scheme

Members agreed to write to the Minister asking that funding be made available for an affordable housing scheme to include land costs and that the scheme be amended to allow for ‘Managers’ Discretion’.

**COMMEMORATIONS COMMITTEE**

**6/4-2**

Meeting held on the 8th of April 2019:

“That this Council writes to the Minister  requesting a  significant increase in national  funding available for commemorating events during 2020, 2021 and 2022 .  This is necessary to support the role of the Committee in leading the development of commemorative activities at county level.”

**Proposed**  Councillor Frank O’Flynn

**Seconded** Councillor Gobnait Moynihan

During the discussion members made the following points:

* There was a huge demand for 1916 Commemoration funding and there will be a demand for funding for commemorative events for the next three years
* It’s important to ask for significant funding as many of the events of 1920 to 1922 took place in Cork

**ARTS CULTURE AND LANGUAGES SPC**

**7/4-2**

Response from the Arts, Culture and Languages SPC in relation to Notice of Motion from Cllr. Diarmaid O Cadhla April 9th 2018 (section 3)

“Cork County Council welcomes the use of the Irish language and encourages its use in social, cultural and creative activities funded by Council”.

**Resolved:**

That the following text be added to all grant application forms:

“Cork County Council welcomes the use of the Irish language and encourages its use in social, cultural and creative activities funded by Council”.

**Proposed**  Councillor Diarmaid Ó Cadhla

**Seconded** Councillor Gobnait Moynihan

During the discussion members made the following points:

* This is an initial step to recognise the importance of our national language
* It is important that we encourage the use of Irish

**REPORTS AND RECOMMENDATIONS OF OFFICERS**

**CHIEF EXECUTIVE’S MANAGEMENT REPORT TO COUNCIL**

**8/4-2**

Financial Report to 28th February, 2019

Members noted this Report for the period up to28th February, 2019.

**CORRESPONDENCE FROM GOVERNMENT DEPARTMENTS**

**DEPARTMENT OF HOUSING, PLANNING AND LOCAL GOVERNMENT**

**Directly Elected Mayors with Executive Functions**

**9/4-2 (a)**

Members noted the Policy Paper from the Department.

During the discussion Members made the following points:

* There appears to be a lack of clarity and information out there and it will be very difficult for people to make an informed decision
* The information from the Department is coming very late, this could be a positive development but the timing is wrong
* Very much in favour of enhancing local democracy

The Mayor responded by stating that he was not in agreement with the proposal as it would complicate the relationship between Cork City and County Councils. It would also mean that a Directly Elected Mayor would result in Elected Members having less of a say.

**Funding request for the Fermoy Weir**

**9/4-2 (b)**

Members noted correspondence dated 16th April in response to Council’s letter dated 31st January, 2019 and reminder letters on 4th April, 2019 and 11th April, 2019 in relation to funding request for the Fermoy Weir.

During the discussion members made the following points:

* Disappointed with the response, Cork County Council did provide funding for the preliminary works
* Members have sought a deputation but no response to this request has been received
* Negotiations are ongoing between Cork County Council and various Departments to continue to seek funding
* Members want to thank the Chief Executive for this morning’s meeting and members are aware that there is need to move forward carefully

**DEPARTMENT OF COMMUNICATIONS, CLIMATE ACTION & ENVIRONMENT**

**10/4-2**

Members noted correspondence dated 5th April, 2019 in response to Council’s letter dated 13th February, 2019 request that this government to establish a standalone department for climate change prevention”

**DEPARTMENT OF HEALTH**

**11/4-2**

Members noted correspondence dated 11th April, 2019 in response to Council’s letter dated 13th March, 2019 in relation to the HSE is not fit for purpose and should be abolished.

**NOTICES OF MOTION**

**RATES REVENUE OF CORK COUNTY COUNCIL**

**12/4-2**

Councillor Diarmaid O’Cadhla proposed, seconded by Councillor Alan Coleman, the following notice of motion:

To request a report on the rates revenue of Cork County Council during 2017, 2018 and this year-to-date, to include:

1.    Data broken down by the type of enterprise involved/Industry classification, the estimated number of employees associated (if known) and the area in square meters of the property.

2.    A geographic or divisional breakdown of rates due to Council.

1. The status of rates collections, broken down under the same headings.

4.    A report on reliefs provided to enterprises facing financial difficulty over the same period and the status of such reliefs.

5.    A report on exemptions given or non-charging of rates on properties, how many have been applied, to what potential value, and the activity associated with such properties and reasons for allowing such.

During the discussion members made the following points:

* Would it be possible for members to receive a greater breakdown in order to better understand revenue sources

The Mayor then outlined the background to the five year rates relief scheme to members.

**ESTABLISHMENT OF A WOMEN’S REFUGE CENTRE FOR THE COUNTY**

**13/4-2**

Councillor June Murphyproposed, seconded by Councillor Noel Collins, the following notice of motion:

“To request that Cork County Council to lead the way on the establishment of a women’s refuge centre for the County working with different housing bodies and stakeholders”

During the discussion members made the following points:

* Thanks to the Council and the Housing SPC a safehouse has been provided in the County
* The Statistics from YANA (You Are Not Alone), Mallow for the last number of years are as follows:

2015:

Supported 133 women

Telephone support - 663

One to one appointment - 663

Accompaniment to Court etc- 33

2016:

Supported 121 women

Telephone support - 1038

One to one appointment - 340

Accompaniment to court etc - 43

2017:

Supported 160 women

Telephone support - 1236

One to one appointment - 446

Accompaniment to court etc - 69

2018:

Supported 197 women

Telephone support - 1899

One to one meetings - 708

Accompaniment to court etc – 107

* Women in Macroom have nowhere to go locally, they have to go to Cork City or Tralee
* One in five women suffer domestic violence
* This a crucially important service to establish for the county
* The figures outlined are stark
* Could this motion be referred to the Social Inclusion SPC in order to enter into discussions with the HSE
* We should be working to support the voluntary groups who work in this area
* There is a need to establish safe houses throughout the County
* Families in this situation also need counselling and financial and legal assistance

The Mayor recommended that the motion be referred to the Housing SPC for discussion and progression.

Councillor Seamus McGrath agreed to raise the Motion at the Housing SPC.

Councillor June Murphy agreed that the Motion be referred to the Housing SPC and requested that both YANA and the West Cork Women Against Violence Project be involved in the discussions also.

Members agreed to refer the motion to the Housing SPC.

**ONCE OFF GRANT TO PURCHASE UNOCCUPIED HOMES**

**14/4-2**

Councillor Noel Collinsproposed, seconded by Councillor Gerard Murphy, the following notice of motion:

“That this Council, to help ease the housing crisis, call on the Minister for Finance and the Environment to:

1. Provide a once off grant of €15,000 to purchases of unoccupied homes and derelict houses in towns and villages
2. The grant, to rule out speculators, should only be payable to purchases , who are committed to living in the dwelling for a minimum of seven years
3. Should the property be sold within that time a proportionate sum of the grant should be repaid
4. All grant applicants be subject to income qualifying criteria to assess, whether their need for grant or assistance is genuine

Councillor Collins requested that the amount be changed from €15,000 to €50,000

During the discussion members made the following points:

* It makes financial sense for the government to introduce a scheme like this to encourage people to live within our towns and villages
* The government needs to examine the market and possibility introduce restriction on who can buy under this sort of scheme
* Derelict properties must be available for sale for this sort of scheme to work so there needs to be a corresponding incentive for owners

The Mayor stated that he would support any scheme that encourages residency in towns and villages.

Members agreed to write to the Minister inserting the amended amount.

**RENT PRESSURE ZONE**

**15/4-2**

Councillor Michael Murphyproposed, seconded by Councillor Seamus McGrath, the following notice of motion:

“That this Council write to Government that the new Carrigaline LEA, Passage West to Minane Bridge is included in the Rent Pressure Zone”

During the discussion members made the following points:

* The area south of the Owenabue is currently not in a Rent Pressure Zone and it needs to be

Members agreed to write to the minister.

**CORRESPONDENCE FROM OTHER BODIES**

**HEALTH SERVICES EXECUTIVE**

**16/4-2**

Members noted correspondence dated 11th March 2019 in response to Council’s letter dated 13th February 2019 regarding The Irish Deaf Society.

**CORK AIRPORT**

**17/4-2**

Members noted correspondence dated 9th April, 2019 in response to Council’s letter dated 2nd April, 2019 regarding Norwegian flights from Cork to Providence.

Members agreed to write back to Cork Airport asking that they continue to liaise with Norwegian Air to ensure that their Cork Service is resumed as soon as possible.

**SUSPENSION OF STANDING ORDERS**

A suspension of Standing Orders was proposed by Councillor Anthony Barry, seconded by Councillor Padraig O’Sullivan 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 and to ask Members to agree to write to the Department of Education asking that the application be submitted as a matter of urgency.

During the discussion members made the following points:

* The population of Carrigtwohill has increased from 1,500 to 5,000 people in the past 10 years or so
* Last September a Planning Application was submitted by the Department of Education and Skills for a three school campus – the application was then withdrawn and resubmitted and was deemed to be an invalid application
* It’s outrageous that an invalid application was submitted by the Department
* The re-application process must be expedited and a new application lodged urgently
* This is the single biggest issue in Carrigtwohill at the moment
* It’s an intolerable situation – the secondary school is in a commercial park at present
* There were 140 children on the waiting list last year and only 60/ 70 were taken
* The lack of capacity in the schools in Carrigtwohill is putting pressure on other schools in the East Cork region

The Mayor informed members that he would write to the Department of Education to request that the re-application process be expedited and a valid application be lodged as a matter of urgency.

**VOTES OF CONGRATULATIONS**

TO: Durrus Football Club on winning the Maybury Coaches/Parkway Hotel WCL Cup

**ANY OTHER BUSINESS**

There were no matters raised under Any Other Business.

**This concluded the business of the Meeting**