

**Minutes of the Fermoy Municipal District Meeting
held on Tuesday, 17th April 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.

At the outset of the meeting, the following messages were proposed and agreed:

- (i) Get well wishes to Cllr. Tim Collins from his recent illness.
- (ii) Condolences to Charleville staff member Richard Hennessy on the death of his mother.
- (iii) Congratulations to jockey Davy Russell on his winning the Aintree Grand National with *Tiger Roll*.
- (iv) Congratulations to Fermoy Rugby Club on their win in Ennis and promotion to Division Two.

It was then agreed by the Members that the following item on the Agenda would be dealt with at this time.

5(6). Safety Improvement Scheme - Pedestrian Crossing Emmet Street, Fermoy (Part 8 Final Report)

Brendan O' Gorman SEE recommended deferring the decision on this proposal for another month, saying that he will have a new recommendation, with revisions, available for the Members consideration at the next meeting. He did, however, caution that any significant changes to the proposal may require a full, new public consultation process which could result in significant delays and the loss of funding for the project, if it goes beyond the grant deadline.

Cllr. Noel McCarthy sought to clarify that at no point had he or any other business owner on the street requested a loading bay, as had been included on the plans; this was confirmed by Brendan O' Gorman SEE, who explained that the lay-out design for any street with shops would (routinely) include a loading bay to facilitate business deliveries. Further to an enquiry by Cllr. June Murphy, it was confirmed that the Members could meet at any time with anyone affected by the proposed pedestrian crossing and changes to street lay-out, either singly or collectively.

Following a discussion, and with the unanimous agreement of all the Members it was agreed to defer the decision on this proposed pedestrian crossing for one month.

1. MINUTES

1. Minutes of Fermoy MD meeting held on Tuesday, 20th March 2018.

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

2. REQUEST FOR DISABLED PARKING BAY (DPB)

1. Request from Caroline Finn, on behalf of her father Edward Hegarty, for a Disabled Parking Bay outside his property at 26 St. Mary's Crescent, Fermoy.

Pauline Moriarty MDO advised that there were no objections to this proposal and on her recommendation, proposed by Cllr. Noel McCarthy and seconded by Cllr. Kay Dawson; this DPB was agreed by the Members.

3. TAKING IN CHARGE PROCEDURES

**1. Road off Pike Road, Fermoy
and**

2. Kingston Close, Mitchelstown

Brendan O' Gorman SEE explained the background to each of the locations proposed here and recommended proceeding with the taking in charge. He said that a public consultation process will follow the agreement of the Members, and on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Noel McCarthy, the taking-in-charge process for these two sections of roadway would commence and this was agreed.

4. 2018 COMMUNITY GRANT DRAFT ALLOCATIONS

Pauline Moriarty MDO circulated documents containing draft funding allocations for 2018 under the following schemes: General Municipal Fund (GMA), Capital Fund, Community Contract Fund and Amenity Fund. She advised the Members that there were 110 applications this year (which included 22 new applicants across all the categories), of which 79 were successful in being recommended for

grants. The Members acknowledged the benefit of these grants to the community groups throughout the district and welcomed the allocations as presented, with Cllr. Ian Doyle adding that it is regrettable that LEADER funding has been reduced. They thanked Pauline and Eileen (Heffernan) for the considerable work they had undertaken in processing the applications and preparing the draft allocations for their consideration. On the proposition of Cllr. Noel McCarthy, seconded by Cllr. Ian Doyle and agreed by all the Members, the 2018 Community Grant allocations were adopted.

5. REPORTS and RECOMMENDATIONS

1. REPORT MDO Report

Pauline Moriarty MDO went through her report, uploaded for the Members consideration.

She confirmed the proposed meeting with the Divisional Manager in relation to Fermoy Weir would take place prior to the Northern Committee meeting in Mallow on 21st May 2018 at 10.00am.

In relation to Fermoy Weir, the Members were in agreement that this issue has become more urgent and said that a multi-agency approach is now required here to provide a resolution. Mary Hayes SEO added that Cork County Council does not have the resources required here and that other agencies will have to become involved in order to bring about an adequate resolution.

The Members welcomed the advent of the 2018 Painting Scheme saying it has been a tremendous success across the district over the past number of years. Pauline answered any queries the Members had in relation to this year's scheme.

Further to a suggestion from Cllr. June Murphy, agreed by Cllr. Frank O' Flynn, Pauline undertook to write to Housing Directorate requesting that other works required in LA houses in O' Neill Crowley Terrace should be done in addition to the works proposed for the rear laneway. The Members noted the contents of the report under other headings.

2. PROGRESS REPORT Fermoy MD Derelict Sites

Pauline Moriarty MDO went through the report uploaded for the Members consideration. Further to an enquiry, Brendan O' Gorman SEE undertook to examine the need for additional lining/signage to keep the rear access clear to Paki Fitz's Bar, Mitchelstown. The Members noted the contents and welcomed the progress to date on derelict sites in the district, particularly the news of the sale of Presentation Convent, Mitchelstown.

3. REPORT 2018 RI plus DISCRETIONARY RI Programmes Progress Update

Brendan O' Gorman SEE informed the Members that the programme for 2018 is progressing and is on schedule, with these works currently being carried out by Cork County Council outdoor staff.

4. REPORT 2018 Drainage Programme Progress Update

Brendan O' Gorman SEE went through the progress to date this year on this programme which is continuing to plan.

5. 2018 Village Enhancement Scheme - Kilworth

Brendan O' Gorman SEE went through the proposals for Kilworth Village VES, which has a fund of €31,250. He advised that whilst the proposal does not require a Part VIII public consultation process, he would advise putting the plans for the works on display in the village for the information of members of the public. A number of meetings have already been held by Kilworth Community Council in relation to the proposal. Brendan suggested he 'walk through' the proposal on site with the Members and this suggestion was welcomed and agreed, with date and time is to be arranged.

The second village in the 2018 Village Enhancement Scheme in Fermoy MD is Newtownshandrum, and plans and proposals for works here will be brought before the Members in due course.

6. Safety Improvement Scheme - Pedestrian Crossing Emmet Street, Fermoy (Part 8 Final Report)

** See start of Minutes*

6. **SECTION 85 BRIEFING NOTE - N/M20 CORK TO LIMERICK Road Improvement Scheme**
Brendan O' Gorman SEE explained this Section 85 briefing note which, on the recommendation of the TII, proposes appointing Limerick City and County Council as the lead Local Authority for the proposed construction of 80km of motorway between Cork and Limerick to be known as the N/M20. This Section 85 Agreement was agreed by the Fermoy MD Members on the proposition of Cllr. Ian Doyle, seconded by Cllr. Noel McCarthy.

7. NOTICES OF MOTIONS

Cllr. June Murphy

1. "ask Senior Engineer to engage with residents and Coláiste Fionchua, Brigown to resolve the issue of cars parking outside their homes during school hours".
Will look to provide additional yellow boxes at entrances and to task Garda Authorities with increased enforcement of illegal parking in the general area. (BO'G)

Cllr. Ian Doyle

2. "that Cork County Council would look at drainage issues in old Tesco site. Due to increased rainfall houses on Limerick Road are experiencing Flood Risk.
To be investigated further. Private Property. (BO'G)

Cllr. Noel McCarthy

3. "that this Council will carry out road repairs and fill potholes at School Cross, Bartlemy".
Will be done. (BO'G)

Cllr. Frank O' Flynn

4. "that Cork County Council would improve the advance signage and markings at the pedestrian crossing between the footpath from Kent Bridge/O' Neill Crowley Quay to Pearse Square, Fermoy to improve the safety of pedestrians and motorists".
There is no pedestrian crossing between the footpath from Kent Bridge/O' Neill Crowley Quay to Pearse Square. The footpath is dished with tactile paving to promote a preferred crossing point only for pedestrians. (BO'G)
Brendan O' Gorman SEE added, in reply to a further enquiry from Cllr. O' Flynn, that it is not feasible to provide warning signage at every crossing point in towns/villages.

Cllr. Kay Dawson

5. "call on Cork County Council to reinstate road surface at traffic lights in Lower Cork Street".
Water break. We were advised by Irish Water on the 10th April that they would be making arrangements to carry out the emergency and permanent reinstatements at this locus in Mitchelstown, without additional delay. (BO'G)

Cllr. Ian Doyle

6. "that Cork County Council would give an update on unfinished/unsafe houses in Lios Na Rí Estate, Charleville".
The MDROD issued Section 3 Notices under the Local Government (Sanitary Services) Act 1964 on the alleged owners of four partly constructed detached houses at Cois Glaise Lios na Ri on 20th February 2018 to demolish the properties. No positive responses were received and the Council is considering its options. (PM)
7. "that Cork County Council MD would give an update on CCTV systems for Charleville and Mitchelstown".
Following a meeting with the Office of the Data Protection Commissioner, a letter was issued in March from the City and County Managers Association, on behalf of all Local Authorities, to the Department of Justice and Equality asking them to pause the CCTV programme until Data Protection issues have been reviewed. As this is being resolved at national level between the CCMA and Department of Justice, Cork County Council will await further instructions. Cork County Council

has instructed the MBA and Charleville Chamber to put these projects on hold and notify the Contractors accordingly. (PM)

This motion was supported by all the Members.

8. “that Cork County Council would update on plans for Town Park, Charleville”.
Indicative plans drawn up, we establishing how works can be phased for delivery. It is anticipated that new Engineer allocated to North Cork will progress this project. (PM)

Cllr. Noel McCarthy

9. “that this Committee would carry out works at Mondaniel, Rathcormac to alleviate continuing flooding at this area”.
Considerable improvements were carried out in this general locus in 2015/2016 and in late 2017 Cork County Council carried out substantial drainage maintenance/cleaning of the open drain downstream from here to the Shanowen Stream. A huge catchment area drains to this cross roads and a rainfall event of up to 75mm in twenty-four hours at the tail end of a very wet six month autumn/winter period will always cause difficulties here. It is not economically feasible to upsize the existing main road culverts to cater for these rare events as all open drains from here to the village would then have to be upsized to prevent flooding of properties. (BO’G)
10. “that potholes be filled in and road repairs be carried out on the L-5867 road, Grange Cross to Ballyarthur Cross”.
Will be done. (BO’G)
11. “that this Committee would carry out works on the Gleanrea Road outside the home of the Sheehans at Ballynoe, Co. Cork to alleviate flooding at this area”.
To be investigated further. (BO’G)
12. “that this Municipal Authority write to Cork County Council seeking the provision of public toilets at the Fermoy Library”.
This motion received the support of all the Members and, further to a discussion, it was agreed that Pauline Moriarty MDO would write to the County Librarian and the relevant Director of Services for feedback on this suggestion. Cllrs. McCarthy, Murphy and Doyle, as Members of the CCC Library Committee, undertook to raise this issue at the next meeting of that Committee.

Cllr. Frank O’ Flynn

13. “that Cork County Council would put dog fouling litter bins and signage in place in the vicinity of the children’s playground, Main Street and Riversdale Estate in Rathcormac”.
We await the outcome of an overall review re dog fouling currently underway. (PM)
Mary Hayes SEO reminded Cllr. O’ Flynn that the Playground By-Laws prohibit dogs from playgrounds, thus negating the need for a dog waste bin; whilst Pauline Moriarty MDO recommended that an awareness campaign in conjunction with the local tidy towns would be of benefit here.
14. “that Cork County Council would give an up to date report on the taking in charge of Stonehall Estate, Ballynoe”.
Housing Estates.
Pauline Moriarty MDO undertook to seek a response from Housing Estates on this motion.
15. “that Cork County Council would give an up to date progress report on the taking in charge of Sliabh Alainn Estate, Brigown, Mitchelstown”.
Housing Estates.
Pauline Moriarty MDO undertook to seek a response from Housing Estates on this motion.

16. “that Cork County Council provide signage indicating Ballinglanna and Downing Cross from both approaches as the school bus turns there, in the interest of safety”.
Is already on our schedule of works. Advance junction signage to be provided. (BO’G)

Cllr. Kay Dawson

17. “call on Cork County Council to reinstate road surface at exit from roundabout onto R513 westbound”.
Is on our planned schedule of blacktop repairs. (BO’G)
18. “call on Cork County Council to reduce height and size of planting on island flower bed in Liam Lynch estate, in the interest of safety”.
Further to clarification from Cllr. Dawson as to the issue here, Pauline Moriarty MDO undertook to ask the Landscaper to look at this with a view to providing a resolution.
19. “call on Cork County Council to redirect surface water from R513 onto the Demesne Road which is causing water pooling at third house on the Demesne”.
To be investigated further. (BO’G)
20. “that priority be given to full-time street cleaning and litter removal work on streets in Mitchelstown by Cork County Council staff”.
Once the ongoing process of recruiting additional general operatives is complete, additional workers will be allocated to this duty, as previously advised. Right now, our priority is our road works programmes which must be kept on schedule. (BO’G)
This motion was supported by all the Members who stated that the problem with litter and dog-fouling is an ever-increasing issue in towns and villages across the district. Brendan O’ Gorman SEE confirmed, as per his reply, that as soon as the recruitment process has been completed and additional staff has been engaged, these duties will be assigned to these staff.

8. CORRESPONDENCE

1. EMAIL 20.3.2018 Aileen Gallagher, WEEE Ireland

RE: Cork County 2018 WEEE Collection Days

Further to a request from Cllr. Kay Dawson, Pauline Moriarty MDO confirmed she would forward posters for this collection to the Members, if/when she gets them.

9. TO CONSIDER MATTERS ARISING FROM THE MINUTES

None.

10. ANY OTHER BUSINESS

(1) Cllr. Deirdre O’ Brien - Parking Issues in Mitchelstown

Cllr. O’ Brien enquired in relation to parking issues on the Main Street, Mitchelstown (a) could the Traffic Warden spend more time in Mitchelstown; (b) have parking fines been waived; (c) could Dairygold employees be encouraged to park off-street and (d) is there any update on the James Street car park?

Pauline Moriarty MDO replied as follows: (a) the Traffic Wardens are in Mitchelstown on a regular basis and do occasional ‘blitzes’ there; (b) she can prepare a breakdown of parking fines for the Members information; (c) the MBA could be contacted to encourage Members to request their employees park off-street and not take up spaces on the street and (d) that plans for the proposed car park in James Street had stalled owing to initial public reluctance and local objections from nearby residences to a provisional plan. Brendan O’ Gorman SEE added that a final plan for the car park is being prepared and a Part VIII public consultation process will commence in the coming months. Cllr. Ian Doyle submitted a letter he had been given by Mitchelstown Business Association to the meeting, in support of a new car park.

(2) Cllr. Noel McCarthy - Update on Fermoy MD rescinding Part 3 of the *Gaming and Lotteries Act 1956*.

Pauline Moriarty MDO confirmed that of two enquiries she had made, on the Members behalf, she had received one reply. As soon as the second reply is received she will revert to the Members.

(3) Cllr. Noel McCarthy - Flooding in Rahard, Ballyhooly

Brendan O' Gorman SEE replied there is a natural 'saucer' here which traps the water, but undertook to examine this locus with a view to carrying out drainage works here.

(4) Cllr. June Murphy - Update on Ballinwillin Park, Mitchelstown

Pauline Moriarty MDO replied that it is anticipated that the newly appointed Engineer, assigned to North Cork MDs, will progress this project.

(5) Cllr. June Murphy - Traffic Lights at lower end of Mitchelstown

Cllr. Murphy enquired if Brendan could examine the situation here with a view to providing additional traffic management. Brendan undertook to check it out accordingly with a view towards providing a resolution.

(6) Cllr. June Murphy - 'Ask for Angela' campaign

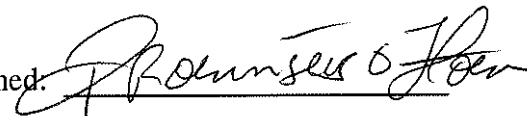
Cllr. Murphy suggested Fermoy MD write to the Vintners Association to request their support for the introduction of the 'Ask for Angela' campaign in public houses throughout the district. This was agreed by the Members and Pauline Moriarty MDO undertook to write accordingly.

(7) Cllr. Noel McCarthy - Broadband at Lios Carrig, Fermoy

Cllr. McCarthy requested Fermoy MD write to the national Broadband supplier asking them to provide Broadband to Lios Carrig, Ballyarthur, Fermoy. Pauline Moriarty MDO undertook to write accordingly and to get a list of all map locations proposed under the rural broadband roll-out also.

(8) Cllr. Kay Dawson - Update on Casual Trading By-Laws

Pauline Moriarty MDO undertook to make enquiries and revert to the Members on the situation in relation to the proposed Casual Trading By-Laws.

Signed:  Date: 15-05-2018