

**Minutes of the Fermoy Municipal District Meeting  
held on Tuesday, 20th November 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 Fermoy MD October 2018 Meeting held on Tuesday, 16th October 2018.**

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

**2. Minutes of Fermoy MD PRE-BUDGET Meeting held on Friday, 2nd November 2018.**

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

**3. Minutes of Fermoy MD BUDGET Meeting held on Friday, 2nd November 2018.**

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

**2. PART 8 RE: PROPOSED 8 UNITS AT BRIGOWN ROAD, MITCHELSTOWN**

**1. Part 8 of the Planning & Development Regulations 2001-2018**

**Proposed construction of 8 no. residential units at Brigown Road, Mitchelstown, comprising of: (i) 3 no. single storey 2-bed bungalow type houses; (ii) 5 no. single-storey 1-bed bungalow type houses; with (iii) renewable energy design measures for each housing unit; and (b) supporting development works, including (i) site clearance, removal of trees and treatment and removal of Japanese knotweed; (ii) below ground services; (iii) underground surface water attenuation; (iv) site access and construction of a new entrance off the Brigown road; (v) connection to public utilities and ancillary works, (vi) temporary construction signage; (vii) estate signage; (viii) varied site boundary treatments including partial removal of existing hedgerows and construction of retaining walls, fencing and landscaping; (ix) all associated site works.**

Keith Jones SE, Housing Directorate was in attendance and distributed a site layout map and the Manager's Report for this proposed housing development in Brigown, Mitchelstown.

Keith answered any queries put to him by the Members and told the Members what is now required is their approval of the Part 8 Permission to allow this scheme progress. On the proposition of Cllr. June Murphy, seconded by Cllr. Kay Dawson and with the agreement of all the Members, permission was granted for the proposed housing scheme at Brigown.

The Members thanked Keith and his staff for their work to date and his attendance at the meeting.

**3. DISPOSALS, GRANTS, LEASES ETC.**

**1. DISPOSAL OF PROPERTY (RATHCORMAC COMMUNITY PARK)**

**To consider disposal of property, by way of lease agreement, of 4.132 hectares at Rathcormac Community Park, Rathcormac, Co. Cork to Rathcormac Community Council Ltd. for a consideration of €200.00 per annum for the term 99 years (by way of a lease agreement).**

The Members considered the information provided in relation to this proposal and the disposal of property was agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. June Murphy.

**2. DISPOSAL OF FREEHOLD INTEREST IN FERMOY, CO. CORK.**

**To consider proposed disposal of freehold interest in house and plot at 12 Parnell Place, Cork Road, Fermoy, Co. Cork to Bernadette Cooney for the consideration of €350.00 inclusive of administration charges.**

The Members considered the information provided in relation to this proposal and the disposal of freehold interest was agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. June Murphy.

### **3. GRANT OF RIGHT-OF-WAY AT UPLANDS, FERMOY**

To consider the grant of Right-of-Way between the houses at No. 32 and No. 33 Uplands, Fermoy, Co. Cork to John and Frances O' Donoghue (owners of No. 32) comprising an area of 0.0007 hectares/0.0017 acres for the consideration of €1.00 plus payment of Council's costs. The Members considered the information provided in relation to this proposal and the grant of right-of-way was agreed on the proposition of Cllr. Noel McCarthy, seconded by Cllr. June Murphy.

## **4. REPORTS AND RECOMMENDATIONS**

### **1. MDO Monthly Report NOV 2018**

Pauline went through the contents of her report, uploaded to MinutePad for the Members consideration. The following points of note were:

- the Members agreed to allow the Housing Department, further to their request, to remove the trees in Burke Place, Charleville that are a possible danger to houses.
- the Community Grant Re-Allocation requested for Mitchelstown Community Council was agreed on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Deirdre O' Brien.
- Pauline advised she had procured a quotation of €5k for remedial works to trees damaging the footpaths on both sides of Oldcourt Cemetery in Doneraile and requested the Members approval to carry out these works as one contract. This was agreed on the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Deirdre O' Brien.
- Cllr. Ian Doyle asked if the speed ramp which is at the school in Newtownshandrum could be left in situ, to which Brendan O' Gorman SEE replied yes, it is presently there on a trial basis and if school management provide consent in writing, it can remain there.
- Cllr. Noel McCarthy asked if parking charges information, e.g. €1 per day in the car parks, could be included on the new signs for Fermoy, to which Pauline replied yes, this can be done.
- Pauline distributed an invitation from Fermoy Forum to attend the Christmas Lighting-Up Event in Fermoy and a Fermoy Tidy Towns Report, issued for the Members information.

The Members noted the contents of the report under other headings and thanked Pauline.

### **2. UPDATE Fermoy Weir**

The Members noted the update on Fermoy Weir which was included in the MDO November report. This shows the projected timescale for the works required.

### **3. UPDATE Fermoy MD Estates Taking-In-Charge Applications NOV 2018**

The Members noted this report uploaded to MinutePad for their information. It shows the number of current TIC applications on hand for the municipal district.

### **4. VERBAL REPORT 2018 RI Programme.**

### **5. VERBAL REPORT 2018 RM Programme.**

### **6. VERBAL REPORT 2018 Drainage Programme.**

Brendan O' Gorman SEE informed the Members that all works under these three programmes are now complete for 2018.

### **7. VERBAL REPORT 2018 LIS and CIS projects and 2019 LIS proposals.**

Brendan O' Gorman SEE informed the Members that second sealing on these works is due to be done by the end of this week, which will bring these programmes to completion for 2018. There were four LIS and eight CIS schemes successfully completed in 2018. Brendan further informed the Members that additional funding for these schemes did become available late in 2018, which was too late for works to be planned and carried out before year end, but he is hopeful this funding will be ring-fenced for use in 2019.

### **8. VERBAL REPORT 2018 Footpath Programme.**

Brendan O' Gorman SEE informed the Members that the Contractor is now on site working on Casement Row (O.P. Hill) Fermoy and will continue through the programme of works over the next three months which includes the footpaths at Knockmourne to Conna School and George's Street, Mitchelstown.

Further to a query he said the tenders for the Footpath Programme contract are done after the restoration programme has been fully planned, leading to a later start date. Cllr. Ian Doyle expressed dissatisfaction with the extent of these works this year, and Brendan acknowledged that the demand for footpath restoration far exceeds the availability of funding, as the 2018 allocation was a mere €105k in this district to cover three large towns and nineteen settlements.

Cllrs. Ian Doyle and Frank O' Flynn said the rebate due back to Cork County Council from Irish Public Bodies should be used in its entirety for the restoration and repair of footpaths as they are the cause of most insurance claims against the Council. This suggestion was supported by Cllr. Noel McCarthy.

#### **9. VERBAL REPORT 2018 Public Lighting Programme.**

Brendan O' Gorman SEE advised the Members that works on this programme are substantively complete, with only 'lighting-up' by the utility company in Conna pending.

The Members expressed their disappointment at the decision by the TII to refuse the provision of additional or upgraded public lighting in Ballyhooly. Their decision is based mainly on the fact that there is no history of accidents here. Following a discussion, the Members decided to put a motion to full Council as follows:

*That Cork County Council agree to introduce a formal policy to fund public lighting upgrades / extensions for urban villages on National Roads where the TII have refused applications for funding from Cork County Council.'*

#### **10. RECOMMENDATION 2019 / 2020 / 2021 RI Three-Year Programmes.**

Brendan O' Gorman SEE distributed maps and spreadsheets of the proposals for the RI programme for the next three years, saying there will invariably be changes to the works indicated for 2020 and 2021, but that works for 2019 will be as this proposal. While the budget should not reduce over the three years, it may increase. The current budget is envisaged at €2.5 million, 15% of which must be spent on regional roads (the allocation to regional roads in these proposals represents 22%).

Brendan answered any queries the Members had and they, in turn, thanked Brendan for his work in preparing and presenting the RI programme for the coming three years. On the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Noel McCarthy, the three year programme was agreed.

#### **11. RECOMMENDATION Changes to existing Parking Layout at Bunscoil na Toirbhirte, Mitchelstown.**

Brendan O' Gorman SEE informed the Members that a request had been submitted by the school to relocate the disabled parking bays and he is recommending that two spaces be designated on the left side of the right hand car park. On the proposition of Cllr. Frank O' Flynn, seconded by Cllr. Deirdre O' Brien and agreed by all the Members, the changes as recommended were agreed.

#### **12. UPDATE Village Enhancement Scheme, Castletownroche.**

Discussed 'in committee' prior to the meeting, Brendan O' Gorman SEE circulated an updated layout for the street layout works at the junction of the Hill and Chapel Street in Castletownroche. He is now recommending that the works progress as per this drawing, saying there will be no further changes. Pauline Moriarty MDO added this VES is from 2017 and must now be finalised before year end 2018. Following a discussion, it was agreed that the Members would revert to the business and residential population of Castletownroche for a final determination on this matter, on a 'use it or lose it' basis - either the scheme will go ahead as per this recommendation or will be withdrawn.

### **5. NOTICES OF MOTION**

#### **Cllr. June Murphy**

1. "that Cork County Council ask the haulers of trucks driving through Mitchelstown with foul smelling cargo to encourage drivers to use the bypass instead of the main street".

Following a discussion it was agreed that Pauline Moriarty MDO would write to Irish Hauliers, on behalf of the Members, requesting their drivers to use Mitchelstown bypass thus avoiding the town centre.

**Cllr. Ian Doyle**

2. “that Cork County Council would resurface outside Ballyhea Old Graveyard”.  
Will be considered in 2019. (BOG)

**Cllr. Deirdre O’ Brien**

3. “that Cork County Council would provide timeline on the completion of design on Fermoy Weir and when envisaged going to public consultation”.  
See update on Fermoy Weir on MDO Report.

**Cllr. Noel McCarthy**

4. “that Cork County Council would extend the yellow lines at the entrance to Cluain Dara, Fermoy”.  
As previously advised will be done - this is weather dependant. (BOG)  
Cllr. McCarthy confirmed the required location here is on the right side before the main road.

**Cllr. Frank O’ Flynn**

5. “that Cork County Council as a result of recent funding secured to introduce wifi to public places provide this service to Fermoy, Mitchelstown, Doneraile and Charleville”.  
Cork County Council is currently in the process of rolling out WIFI to four pilot towns; Bantry, Mallow, Youghal and Macroom. This pilot scheme will be reviewed/evaluated mid 2019 and a report prepared for SPC before it becomes policy and is rolled out to other areas. (PM)  
Pauline read a further positive response she had received from IT in relation to this issue.  
Cllr. O’ Flynn said it had been just announced that there has been an increase in EU funding which will be allocated on a ‘first in, first gets’ basis and on his proposition, seconded by Cllr. Noel McCarthy and agreed by all the Members, Pauline undertook to ensure the appropriate application for this funding is submitted.

**Cllr. June Murphy**

6. “that Cork County Council ask all stakeholders of Coláiste to meet and discuss some issues regarding the parked cars and traffic at certain times of the school day”.  
Cllr. Murphy explained that there is an ongoing issue at Coláiste Fionnchua, Mitchelstown where residents cannot get their cars in or out because of cars parked in the way. She added that previous promises in relation to parking had not been kept. Brendan O’ Gorman SEE advised that illegal parking is a matter for An Garda Síochána and, further to a discussion, he undertook to request the Gardaí monitor the situation here. He will also examine the situation with a view to providing additional yellow boxes at entrances.
7. “that Cork County Council receive an update on traffic calming measures at Liam Burke Place, Ballyhooly.”.  
Advance Warning signage will be installed during the month of December. (BOG)
8. “that Cork County Council receive an update regarding ‘Ask For Angela’ campaign”.  
Early in 2018 we were approached by An Garda Síochána to help promote the ‘Ask for Angela’ campaign. The January 2018 edition of Crimecall featured the campaign and in the same week we made available for download the relevant posters in the members’ section of our website (where they remain available). We also emailed all members outlining the reasons for the campaign and what they could do. We do not have information about how many pubs are involved in the campaign as our only role is to make publicans aware of the initiative.  
(Brian Foley, Communications & Public Affairs Manager, Vintners' Federation of Ireland)
9. “request this Municipal District to put in place a defined process for requests and implementation of School Wardens”.  
This motion was supported by Cllrs. Ian Doyle, Noel McCarthy and Frank O’ Flynn. Following a discussion it was agreed that Fermoy MD would write to the relevant Director of Service to set a process in place for the recruitment of School Wardens.

**Cllr. Ian Doyle**

10. "that Cork County Council would in conjunction with Housing fix water leak outside No. 7 Dean McNamara Terrace, Newtown".  
Cllr. Doyle confirmed this work had been carried out.
11. "that Cork County Council would in conjunction with Housing look at ditch at Batt Donegan Place, Charleville".  
This has been referred to the Housing Department by Pauline Moriarty MDO.

**Cllr. Deirdre O' Brien**

12. "that this council carry out necessary work on the subsidence on the L-58180-0 Killawillin to Mellifontstown Road".  
Will be done. (BOG)
13. "that this Council carry out necessary work at entrance to Glanworth Mill to prevent water pooling".  
Brendan O' Gorman SEE said he had examined this and it is an aesthetic issue which is not causing any risk or problem to road users, but added that if new resurfacing works are ever done here, this will be resolved.
14. "that this Council would prune trees in Ballindangan Church Graveyard".  
Private property. (PM)
15. "that this Council would carry out necessary drainage works in Cairn Court, Fermoy".  
Works scheduled in Q1 2019. (BOG)

**Cllr. Noel McCarthy**

16. "that this Committee would receive an up to date report from Estates Engineer, John Ahern with reference to taking in charge of Rathowen and Ardkeen housing estates, Fermoy".  
This motion was replied to by Planning Department personnel at the earlier TIC meeting.
17. "that this Committee would carry out drainage works at Barry's Boreen, Fermoy to alleviate flooding at this location".  
Brendan O' Gorman SEE advised there are gullies here which are probably blocked and undertook to have them examined with a view to their being cleaned and freed. He will contact Cllr. McCarthy directly with an update.
18. "that this Committee would put in place a 'Children At Play' sign at the entrance to Dun Éala housing estate, Fermoy".  
Will be done. (BOG)

**JOINT MOTION - Cllr. Noel McCarthy and Cllr. Kay Dawson**

19. "that this Committee receive an up to date report on why work has not being carried out at the rear laneway at O' Neill Crowley Terrace, Mitchelstown, numbers 30 to 34 inclusive".  
This is a matter for the Housing Directorate as the road is not a public road in our road schedule. It is in charge of the Housing Directorate. They have funded and arranged for the clean up already, they must do likewise now with the lane surface condition. (BOG)  
Following a discussion, Brendan O' Gorman SEE confirmed that the road surface here will need to be brought to a certain standard by the Housing Directorate prior to being taken in charge by Roads Operations.

**Cllr. Frank O' Flynn**

20. "that Cork County Council would relocate the bottle bank at Beechfield, Fermoy on behalf of a request from the residents".  
This will be referred to the Environment Department with a view to identifying a suitable alternative location, possibly at Aldi or Iceland, Fermoy.

21. “that Cork County Council would undertake an inspection on the bridge near the cemetery at Monanimy, Killavullen and advise on how to improve the safety for road users there”.  
Will be done. (BOG)  
Brendan confirmed that an inspection will be carried out to ascertain possible safety improvements here.
22. “that Cork County Council would inspect and clear all drains in towns and villages in Fermoy Municipal District”.  
Our winter service delivery plan has already commenced in earnest in all towns and villages in Fermoy Municipal District. (BOG)
23. “that Cork County Council would give an up to date report on the proposed safety plan for the Mallow Road junction in Fermoy adjacent to the Church of Ireland”.  
Minute and reply of October meeting refers: No. 15.  
*“that Cork County Council would undertake a traffic safety audit to address the traffic issues at the bottom of Oliver Plunkett Hill and Mallow road entrance to Fermoy at the Church of Ireland junction”.*  
The NRO Road Safety Officer will examine the junction in due course. This motion was supported by Cllr. Noel McCarthy. Brendan O’ Gorman SEE confirmed that this junction was the focus of previous scrutiny by the NRO /TII and the potential for improvements being made at this busy junction would now gather momentum with this motion.  
This motion was supported by Cllr. Noel McCarthy.

## 6. CORRESPONDENCE

### 1. Extract from Minutes of Council Meeting 22.10.2018 RE: Retrofitting/Improving Vehicular Parking in Older Estates.

Noted. The Members agreed the introduction of this policy would be very worthwhile and they are in favour of same and providing a budget, suggesting Fermoy MD be used as a pilot area for this scheme. Pauline Moriarty MDO will revert to the DOS with the Members approval and suggestion regarding pilot estates.

### 2. Acknowledgment of Condolences from Mr. Tom Stritch.

Noted.

### 3. EMAIL Kerry County Council 15.11.2018 RE Proposed sign on N72 at Grotto in Castletownroche.

Noted. Cllr. Frank O’ Flynn thanked Brendan for arranging the response to this motion No. 5(3) of October 2018.

## 7. TO CONSIDER MATTERS ARISING FROM THE MINUTES

### (1) RE: Item 8(5) Cllr. Noel McCarthy - Tidy Towns requesting extra litter bins in Fermoy

Cllr. McCarthy re-iterated this request for an additional bin in Fermoy between Supervalu on the Courthouse Road and Centra on Patrick Street, saying there is no bin on this stretch. Following a discussion, during which Pauline Moriarty MDO and Brendan O’ Gorman SEE stated they were not in favour of additional bins being provided, it was decided that one bin would be re-located to this area on a trial basis.

## 8. ANY OTHER BUSINESS

### (1) Cllr. Ian Doyle - Looking for an update in relation to the provision of CCTV.

Pauline Moriarty MDO replied to Cllr. Doyle that the installation of new CCTV systems are not allowed until such time as the Minister makes a recommendation and a national policy is implemented in relation to the role of data controller and the protection of data.

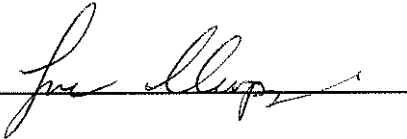
**(2) Cllr. Deirdre O' Brien - Query re: The Close, Castletownroche.**

Cllr. O' Brien is requesting the removal of a mound of earth and the repair of potholes here following public lighting works carried out by the contractor. Brendan O' Gorman SEE replied that the contractor had done the re-instatement required, and Brendan undertook to arrange for routine works to be carried out to resolve the situation.

**(3) Cllr. Noel McCarthy - Invitation to turning on of Christmas lights in Fermoy.**

Cllr. McCarthy extended an invitation to everyone to attend the turning on of Christmas lights in Fermoy and acknowledged and thanked Cork County Council for their contribution towards the lights.

Signed: \_\_\_\_\_



Date: \_\_\_\_\_

18-12-2018