



Comhairle Contae Chorcaí

Cork County Council

Minutes of Proceedings at Meeting of Cork County Council held in the Council Chamber, County Hall, Cork and by Microsoft Teams on 27th June 2022 at 11am.

I LATHAIR

Comhairleoir Dónal Ó Coileáin, Méara Chontae

Comhairleoiri: Uí Chochláin G, Ó Murchú C, Ó Suilleabháin S, Uí Shuilleabháin M, Ó Donnabháin, Ó Coileáin, Ó Murchú PG, Ní Chroinín, Ó Conaill, Mac Craith, Uí Daltún, Ó Muirheartaigh, Uí Bhuachalla, De Faoite S, Daltún Ó Suilleabháin, Ní Cheallacháin, Barra, Rasmussen, Ó Conchubair S, Ó Conchubair A, MacCarthaigh N, Ó Flionn, Uí Bhriain, Ó Laoghaire, Dawson, De Róiste, Ó Ó Dubhghaill, Ó Sé SP, Ó Murchú G, Críod, Ó Muineacháin G, Ó Luanaigh, Ó, Uí Loinsigh, Ó Luasa, Ó Haodha Padraig, Ó Murchú Gearóid, Ó Cinnéide, Ó Madaoin, Ó Sé T, Léineacháin Uí Foghlú, Ó Héigheartaigh, Ní Heachthigheirn, Uí Thuama, MacCarthaigh S, Ní Cheallaigh, Ó Cearbhaill, Ó Muirthile, Uí Chaochlaoidh, Ó Haodha Pól

PRESENT

Councillor Danny Collins, County Mayor, presided.

Councillor: Coughlan, Murphy K, O'Sullivan J, O'Sullivan M, O' Donovan, Collins, Murphy PG, Cronin, O' Connell, McGrath, D'Alton, Murtagh, Buckley A, White J, Dalton – O' Sullivan, O' Callaghan, Barry, Rasmussen, O' Connor S, O' Connor A, McCarthy N, O'Flynn, O'Brien, O'Leary, Dawson, Roche, Doyle, O'Shea JP, Murphy G, Creed, Moynihan G, Looney, Lynch, Lucey, Hayes Pat, Murphy Gearóid, Kennedy, Madden, O'Shea T, Linehan – Foley, Hegarty M, Ahern, Twomey, McCarthy S, Kelly, Carroll, Hurley, Coakley, Hayes Paul

Chief Executive, Mr. Maurice Manning, Director of Services Housing, Senior Executive Officer.

SUSPENSION OF STANDING ORDERS

Proposed by Mayor Danny Collins

Seconded by Cllr. Declan Hurley

1. To pay tribute to Noel Collins, former Member of Cork County Council

Proposed by Cllr. Joe Carroll

Seconded by Mayor Danny Collins

2. To discuss the impact of the cost increases in fuel on the Fishing Industry

Members agreed to suspend standing orders to discuss issues affecting the Fishing industry at 1.00pm

SUSPENSION OF STANDING ORDERS ONE

1/6-2

REMEMBERING NOEL COLLINS, FORMER MEMBER OF CORK COUNTY COUNCIL

The Mayor said that Noel Collins was a gentleman who served his community with dignity and pride. He said he had given 55 years of unbroken service to local government since his election in 1967. He said that Noel Collins had passed away on June 13th 2022 and will be sadly missed by all.

- Members said Noel Collins was larger than life and very spiritual
- He gave every fibre of his being to work for those that elected him
- He gave over half a century of unbroken service to public life
- Members said he was very caring and humble
- His contribution to Cork County Council will never be seen again
- Said Noel Collins did trojan work for people of East Cork
- Said the bridge from Balick Road to Ballyannan Wood is to be named the “Noel Collins” Bridge in his honour
- Members said it is fitting to take time out to remember his extraordinary service
- Said he was an unique and complex character
- He was a genuine public representative who valued social justice and always looked after the less well off and vulnerable
- Members said his funeral commemoration was appropriate
- Said his stories will live on and he always made his colleagues smile
- Said he was a dedicated chair of the Library Committee in the past
- Said his work with the Simon Community was a priority
- He was always well prepared for his Notices of Motions in the Chamber
- Members proposed the erection of a plaque on Floor 2 to acknowledge Noel Collins life’s work
- Members asked for a book of condolences to be opened for Noel Collins

The Chief Executive expressed his regrets at the passing of Noel Collins on behalf of all staff. He said he was always courteous to all staff and was a loss to County Hall and his constituents. The Mayor agreed to the erection of a plaque and said it would be a fitting tribute to him.

[a] CONFIRMATION OF MINUTES

2/6-2

Proposed by Cllr. Pat Hayes

Seconded by Cllr. Noel McCarthy

RESOLVED:

That the minutes of the Meeting held on 13th June, 2022 be confirmed and signed by the Mayor.

Proposed by Cllr. Declan Hurley

Seconded by Cllr. Michael Hegarty

RESOLVED:

That the minutes of the Special Meeting held on 20th June, 2022 be confirmed and signed by the Mayor.

[b] VOTES OF SYMPATHY

4/6-2

TO: The O’Dea family on the death of their father Councillor Jerry O’Dea

TO: The Barrett family on the death of their father Denis Barrett.

[c] STATUTORY BUSINESS

5/6-2

DISPOSAL OF PROPERTY:

SECTION 183 OF THE LOCAL GOVERNMENT ACT 2001:

Members noted the following disposals:

MUNICIPAL DISTRICT OF KANTURK / MALLOW:

Discharge of Covenant over lands at Cloghanoran, Newtownshandrum, Co. Cork.

5(a)/6-2

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 17th June, 2022.

Situation: Discharge of Covenant with Cork County Council registered on Folio CK11155F, Part 3, No. 2, over lands at Cloghanora, Newtownshandrum, Co Cork.

Area: N/A

Consideration: N/A

Disposal of site no. 7, at Pairc An Claonan, Freemount, Co. Cork

5(b)/6-2

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 17th June, 2022.

Situation: Site No 7,
Pairc An Claonan,
Freemount,
Co Cork

Area: Site measuring 0.054 hectares (0.135 acres) as outlined on Map (part of Folio CK91798F)

Consideration: €25,000

Disposal of site no. 17, at Pairc An Claonan, Freemount, Co. Cork.

5(c)/6-2

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 17th June, 2022.

Situation: Site No 17,
Pairc An Claonan,
Freemount,
Co Cork

Area: Site measuring 0.053 hectares (0.132 acres) as outlined on
Map (part of Folio CK91798F)

Consideration: €25,000

Disposal of land at Annabella, Mallow, Co. Cork.

5(d)/6-2

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 17th June, 2022.

Situation: Annabella,
Mallow,
Co Cork

Area: Land measuring 0.5941 hectares (1.4681 acres) as outlined
on Map (part of Folio CK57389)

Consideration: €210,000

Disposal of site no 5, Kingwilliamstown, Ballydesmond.

5(e)/6-2

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 17th June, 2022.

Situation: Site No 5,
Kingwilliamstown,
Ballydesmond,
Co Cork

Area: Site measuring 0.083 hectares (0.205 acres) as outlined on
Map (part of Folio CK21961)

Consideration: €16,300

MUNICIPAL DISTRICT OF COBH:

Disposal of land at rear of Belmont Terrace, Cobh

5(f)/6-2

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 17th June, 2022.

Situation: Disposal of land at rear of Belmont Terrace, Cobh

Area: c.18m²

Consideration: €1

Disposal of site at Carrignafoy, Cobh, Co Cork

5(g)/6-2

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 17th June, 2022.

Situation: Disposal of site at Carrignafoy, Cobh.

Area: c.0.116 hectares

Consideration: €150,000.00

6/6-2

**PART 8 MANAGER'S REPORT SECTIONS 179(3) OF THE PLANNING & DEVELOPMENT ACT 2000
(AS AMENDED)**

RESOLUTION UNDER SECTION 179 OF THE PLANNING & DEVELOPMENT ACT 2000, AS AMENDED

MUNICIPAL DISTRICT OF COBH:

Part 8 Chief Executive's Report for Carrigtwohill Urban Regeneration and Development Fund (URDF) Initiative Public Realm Infrastructure Bundle.

Proposed by Councillor Anthony Barry

Seconded by Councillor Alan O'Connor

RESOLVED:

Noting that in accordance with Section 179 of the Planning & Development Act 2000, (as amended), notice of the proposed development and upgrade was published, 74 submissions were received in respect of the proposal, approval pursuant to Section 179 of the Act is given for the following:

Carrigtwohill Urban Regeneration and Development Fund (URDF) Initiative Public Realm Infrastructure Bundle.

7/6-2

FILLING OF VACANCIES ON COMMITTEES AND EXTERNAL BODIES:

Members approved the appointment of Councillor Alan Coleman to Cork ETB

Proposed by Councillor Declan Hurley

Seconded by Councillor Seamus McGrath

[e] **REPORTS AND RECOMMENDATIONS OF COMMITTEES
TÚAIRISCÍ AGUS MOLTAÍ Ó CHOISTÍ**

8/6-2

CARRIGALINE MUNICIPAL DISTRICT

“Asked for a report to be issued on the mechanisms and structures of Spike Island to Elected Members and outlined in full.”

Councillor Marcia D’Alton proposed, seconded by Councillor Seamus McGrath

Members noted the response from the **Director of Services, Corporate Services** which outlined as follows:-

Spike Island DAC is a wholly owned company with Cork County Council as sole shareholder. In accordance with the Companies Act(s), it’s governance and operations are managed by a Board of Directors who are appointed by Cork County Council as shareholder. The Board, under Company Law and good governance practice is independent in it’s duties, including its fiduciary duties and in the performance of its functions.

As with all companies, the Board produces its annual report and set of accounts which are easily accessible to the public. In addition, as sole shareholder, the executive of Cork County Council holds a meeting with the Chairperson and other Directors at least once a year to review the annual accounts and activity of the company to ensure the shareholder’s interests are protected. These annual meetings are currently underway and are led by the three Divisional Managers.

The Council has 8 subsidiary companies which operate facilities, these being:

- | | |
|--|-------------------------|
| • Briery Gap Cultural Centre CLG | Cultural facility |
| • Camden Fort Meagher Developments DAC | Tourism facility |
| • Carrignafoy Leisure DAC | Leisure Centre facility |
| • Claycastle Leisure Company DAC | Leisure Centre facility |
| • Cobh Heritage Trust CLG | Tourism facility |

- Hatherton CLG Economic development facility
- Macroom Environmental Industrial Park DAC Economic development facility
- Spike Island Development Company DAC Tourism facility.

The annual reviews will, once complete, facilitate the preparation of an update for Members' on the annual performance and activities of each company and facility for information. It is proposed that these would be brought to the relevant Divisional Committee in the autumn and the mechanisms for same will be agreed through the Corporate Policy Group.

During this discussion, Members made the following points:

- Carrigaline MD received representations regarding access to Spike Island
- Said meeting had been held with the Fort Camden company
- Members asked how wholly owned companies report to councils in other counties
- The governance role of Members in local government was outlined
- Said they are very supportive of the aims of companies but would like to have more information
- Welcomed the mechanism for updating Members outlined in the report from the Director
- This will assist Members in their governance and oversight responsibilities
- Members said they would welcome the opportunity to discuss operational issues with the company representatives
- Said the information flow on Fort Camden with the MD was welcome
- Spike Island is not in Carrigaline MD
- The response to the motion clarifies the legal framework
- Members said they are seeking a form of Municipal District engagement with companies
- Said the public see these companies as part of Cork County Council
- Members on the ground need more information and want to be able to respond to queries from the public
- Suggested visits for Councillors be arranged to Council owned facilities

The Chief Executive said there are eight wholly owned companies under the control of Cork County Council. He said most directors of these companies are staff. The Chief Executive is satisfied with the processes in place to protect the Council's interests in company interests. He said the companies are responsible for the management of their facilities. He said it is not possible to have unfettered access to Spike Island as it is a tourism facility run by Failte Ireland and Cork County Council. He said the process for renewing and reporting to Municipal Districts will be discussed in CPG.

9/6-2

HOUSING SPC

“Consideration of Cork County Council’s Draft Scheme of Priority for Affordable Dwelling Purchase Arrangements”.

Councillor Seamus McGrath proposed, seconded by Councillor Kevin Murphy

Director of Services, Mr. Maurice Manning, said the draft scheme came from SPC as a recommendation. Mr. Manning said the Council is required to prepare the draft scheme. It will be sent to the Minister and if approved it will be sent back to the Council for approval. He gave a

presentation on Cork County Council’s scheme of priority for affordable dwelling purchase arrangements and said the Draft Scheme had been circulated to members in advance of the meeting.

He said that the purpose of this Scheme of Priority is to set out the manner in which affordable dwelling purchase arrangements are to be made available by Cork County Council, and the methodology that will be applied to determine the order of priority to be accorded to eligible households where the demand for such arrangements exceeds the dwellings available.

This Scheme of Priority is made under Section 11 of the Affordable Housing Act 2021 (No. 25 of 2021). Eligibility of households will be assessed in accordance with Section 11 of the Affordable Housing Act 2021 (No. 25 of 2021) and Regulation 5 of the Affordable Housing (No. 2) Regulations 2022 (S.I. No. 184 of 2022).

He outlined the manner in which Affordable Dwellings will be made available and the main points were as follows:

Where the Council intends to make dwellings available in a particular location or locations for affordable dwelling purchase arrangements in accordance with the Act, it will:

Calculate, in accordance with relevant legislation, the relevant income limits for the purposes of determining a household’s eligibility for each type of dwelling that will be made available.

No later than three months in advance of the date when the particular properties are scheduled to be completed, advertise the availability of the properties in at least one newspaper circulating within the administrative area and on the Council’s website.

He outlined to the meeting the information that will be provided in the advertisement.

He said that applications will only be considered for the dwellings which are the subject of an advertisement. A household must submit a separate application for each advertisement where it wishes to be considered for the properties in the advertisement.

He then outlined the Order of Priority for Eligible Households and said that in cases where the number of eligible applicants exceeds the number of dwellings available for purchase, this scheme shall be used to determine the order of priority for all applicants.

An order of application will be assigned to applications received before the closing date.

The Council will decide which of the available types of dwelling would adequately cater for the housing needs of the applicant households.

Where the number of eligible applicants exceeds the number of affordable dwellings for which applications have been accepted, the priority of eligible applicants will be on the following basis:-

Dwelling Type	Meets accommodation needs of
Three-bedroom dwelling	Households of at least 2 persons
Four-bedroom dwelling	Households of at least 3 persons

Where the number of eligible applicants still exceeds the number of dwellings for which applications were made, priority shall be given to the eligible applicants in the date and time order that their applications were received.

30% of dwellings will be given to eligible households whose current address as given in the application form is within the Municipal District of the relevant affordable scheme or within 10km of this said relevant affordable scheme.

In addition to submitting evidence in relation to a household's eligibility criteria, additional documentation may be requested from applicants to assess their place in the order of priority under the criteria set out in this Scheme of Priority. This request to be made and satisfied prior to an Affordable Dwelling Purchase Arrangement being offered.

Following the presentation, a discussion took place where Members made the following points:

- Members said there is a huge need for Affordable Housing
- Said this is a step towards managing applications
- The scheme needs to be in place
- There is discretion regarding 30% of allocations in proposal
- A detailed discussion has taken place at SPC level
- Members said they wanted to give additional priority to local applicants
- 30% has been allocated within MD or 10 km radius, giving fairness to local applicants
- The remaining 70% is open to other applicants
- Said there is a huge response to the survey on affordable housing
- Members said they are disappointed re the "Qualification" criteria. Said some applicants are not eligible due to their income levels
- Said this must be discussed with the Minister as this criteria came from the Department
- Members enquired re persons with disabilities, asked if there is provision for this sector of the community

The Director of Services said there are no specific prices but Members will be fully briefed on individual schemes. Members agreed the Draft Scheme of Priorities would be submitted to the Minister. He said there is no fixed percentage for persons with disability but the intention is to have equality for all applicants in line with the provisions of the Disability Strategy.

**[f] REPORTS AND RECOMMENDATIONS OF OFFICERS
TUAIRISCÍ AGUS MOLTAÍ Ó OIFIGH**

10/6-2

CHIEF EXECUTIVE'S MANAGEMENT REPORT TO COUNCIL:

10/6(a)-2

Quarterly report of the Corporate Services Directorate for the 3-month period 31st March 2022

Members noted the Corporate Services Directorate Quarterly Report.

10/6(b)-2

Quarterly report of the Library Services for the 3-month period up to 31st March 2022

Members noted the Library Services Directorate Quarterly Report.

Members asked that an update be given to the Bandon Kinsale Municipal District regarding the completion date for Kinsale library.

**[h] NOTICES OF MOTION
FOGRAÍ RÚN**

11/6-2

ESTABLISHMENT OF A WOMEN'S CAUCUS GROUP

“That Cork County Council would ratify the formal establishment of a Women’s Caucus Group”

Councillor Eileen Lynch proposed, seconded by Councillor Susan McCarthy

RESPONSE:

Members noted the response from the **Director of Services, Corporate Services** which outlined as follows:-

In 2017 the Oireachtas set up the Oireachtas Cross Party Women’s Caucus to address issues that predominately affect women including the relatively low number of women in politics. A guidance document was prepared in 2020 entitled “Women beyond the Dail - Establishing Local Caucus for Women Councillors” and this was issued to all Local Authorities as a guide to those authorities considering establishing a Caucus.

Funding has been received from the Department of Housing, Local Government and Heritage to support the establishment of the Caucus and the establishment of its terms of reference.

The appointment of a committee of Council is a Reserved Function of Council and Standing Order 73 of Cork County Council’s Standing Orders states:

“The Council may appoint a Special Committee for a specific purpose. When appointing such a Committee it shall at the same time determine the number and names of members to constitute such Committee and shall also fix the quorum which shall not be less than three. The term of office of a Special Committee shall be for the life of the Council unless otherwise decided by Council.”

There are currently 17 female Elected Members of Cork County Council:

Cllr. Ann Marie Ahern
Cllr. Audrey Buckley
Cllr. Karen Coakley
Cllr. Gillian Coughlan
Cllr. Caroline Cronin
Cllr. Marcia D’Alton
Cllr. Kay Dawson
Cllr Deirdre Kelly
Cllr Mary Linehan Foley
Cllr. Eileen Lynch
Cllr. Susan McCarthy

Cllr. Gobnait Moynihan
Cllr. Deirdre O'Brien
Cllr. Sheila O'Callaghan
Cllr. Danielle Twomey
Cllr. Marie O'Sullivan
Cllr. Sinéad Sheppard

Should Council formally establish a Women's Caucus Group as a Committee of Council, it will be appropriate that Terms of Reference would be drafted for agreement of Council.

During this discussion, Members made the following points:

- Said this has been discussed at Development Committee and CPG
- Members recently had a meeting with Cork City Caucus
- There are 17 elected female Members to Cork County Council
- Members said there is work to be done to encourage more women to join politics and public representation
- Said impact of certain legislation on female public representatives is important, such as Maternity Leave
- Members agreed to establish the Caucus as a committee of council.

The Chief Executive said that the Terms of Reference and structure of the committee will be defined and will come back to Council for approval at a future date.

[K] VOTES OF CONGRATULATIONS

12/6-2

TO: Michelle Finn on winning her 8th National Senior Women's 3000 m S/C Title

TO: Darragh Dempsey on winning a U18 gold medal for road bowling in Meldorf, Germany

TO: Lydia Heaphy on winning a bronze medal in World Cup 2 in Poznan

TO: Fintan Mc Carthy on winning a silver medal in World Cup 2 in Poznan

TO: Emily Hegarty on winning a bronze medal in World Cup 2 in Poznan

TO: Sean MacGearailt, Principal of Gael Scoil de hIde, Fermoy, on his retirement after 38 years service

TO: Cork soccer U13 team on winning the SFAI U13 Inter League

TO: Bishop Galvin N.S. Newcestown on their book launch and golden jubilee of the school

TO: Mr Ian Coombes on his retirement as Principal of Bandon Grammar School after 23 years at the helm as Principal

TO: Councillor Deirdre Forde on becoming Lord Mayor of Cork City and Councillor Damian Boyle as Deputy Mayor

SUSPENSION OF STANDING ORDERS TWO

SUPPORT FOR FISHING FLEET

Councillor Joe Carroll proposed, seconded by Councillor Kevin Murphy

During this discussion, the Members made the following points:

- Members said fishermen conditions are worsening
- Said County Council need to do as much as possible for fishermen
- Fishermen are being hit hard by price increases
- French and Spanish fishing crews are receiving subsidies and other assistance, including subsidy to diesel costs
- Members said this support for French and Spanish fishing crews are leaving Irish boats at a disadvantage
- Said Brexit has been a huge blow to the Fishing industry
- Increases in fuel is crippling the industry and creating a reduced share in income from catches
- Members said the increased fuel costs is reducing wages for fishermen
- Said fishing is a vital indigenous industry and many communities depend on it
- Said the fishing industry needs to be protected now or there will be no industry left in 10 years
- Members said the Government should follow in the steps of France and Spain in providing assistance
- Said the fishing industry cannot sustain these increases and the Government need to reduce excise duty
- Said agricultural industry is also experiencing the same issues
- Members agreed to write to the Minister for Agriculture, Food and the Marine to seek a subsidy for the Irish fishing fleet, and agricultural sector to offset cost increases in fuel and to reduce excise duties on diesel
- Members agreed that two separate letters would be sent
- It was also agreed that the letter regarding support to fishing industry would be circulated to all Local Authorities

The Mayor said Ireland did not do well in Brexit and trade negotiations. He said the fishing industry is on its knees and the Government must act to support it or it will become a non-existent industry. He said a stand alone minister is needed for the industry.

[I] ANY OTHER BUSINESS

1. Members asked for an update on the progress of Casual Trading Bye-Laws.

The Chief Executive told Members that each Municipal District will review locally and the matter will be on the agendas of each Municipal District.

2. Members raised silting issue in Kinsale Harbour, asked if it would be possible for Cork County Council engineers to attend the Yacht Club and provide advice on the issue.

The Chief Executive said that he will raise the matter with the County Engineer.

~ THIS CONCLUDED THE BUSINESS OF THE MEETING ~