

**MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL**  
**HELD ON MONDAY 13<sup>th</sup> OCTOBER 2014**

|                      |  |
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| <b>PRESENT</b>       | An t-Ardmhéara Comhairleoir M. Shields   |
| <b>NORTH EAST</b>    | Comhairleoirí S. Cunningham, T. Tynan, T. Brosnan, J. Kavanagh.  |
| <b>NORTH CENTRAL</b> | Comhairleoirí T. Gould, M. Barry, K. O’Flynn, L. O’Donnell, J. Sheehan.  |
| <b>NORTH WEST</b>    | Comhairleoirí M. Nugent, T. Fitzgerald, K. Collins, M. O’Sullivan.   |
| <b>SOUTH EAST</b>    | Comhairleoirí K. McCarthy, C. O’Leary, D. Cahill, L. McGonigle, T. Shannon, N. O’Keeffe, S. O’Shea.  |
| <b>SOUTH CENTRAL</b> | Comhairleoirí M. Finn, F. Kerins, P. Dinneen, T. O’Driscoll, S. Martin.  |
| <b>SOUTH WEST</b>    | Comhairleoirí J. Buttimer, H. Cremin, F. Dennehy, P.J. Hourican, T. Moloney.   |
| <b>ALSO PRESENT</b>  | Ms. A. Doherty, Chief Executive.<br>Mr. T. Keating, Meetings Administrator, Corporate & External Affairs.<br>Ms. N. Mulcahy, Administrative Officer, Corporate & External Affairs.<br>Ms. V. O’Sullivan, Director of Services, Corporate & External Affairs.<br>Mr. G. O’Beirne, Director of Services, Roads & Transportation.<br>Mr. D. Buggy, Assistant Chief Executive, Housing & Community.<br>Mr. P. Ledwidge, Director of Services, Strategic Planning & Economic Development & Enterprise.<br>Mr. J. O’Donovan, Director of Services, Environment & Recreation.<br>Mr. D. O’Mahony, Director of Services, Human Resources Management & Organisational Reform. |

An tArd-Mhéara recited the opening prayer.

1.1 **VOTES OF SYMPATHY**

A vote of sympathy was passed unanimously with An Chomhairle standing in silence to

- The McCarthy Family on the death of Tim McCarthy.
- The Bonner Family on the death of Jack Bonner.
- The Twomey Family on the death of Matt Twomey.
- The Hanover Family on the death of Rita Hanover.
- The Lynch Family on the death of Ann Lynch.
- The O’Brien Family on the death of Declan O’Brien.
- The Crowley Family on the death of Kathleen Crowley.

1.2 **VOTES OF CONGRATULATIONS / BEST WISHES**

An Chomhairle extended a vote of congratulations to the following:-

- Phil Goodman, 'Douglas Young at Heart' on the Intergenerational quiz.
- Damien Tracey, on his play 'Warde Street'.
- The City Registrar for 40 years of education.
- Adam O'Connell on winning 2 silver medals and 1 bronze at the World Championships Kick Boxing Competition.
- Dermot Kavanagh, Director of Simon Community, on their week long campaign of awareness of the homeless crises in our communities across Cork City.
- Cork Ladies Football team on winning the All Ireland Final.

1.3 **LORD MAYORS ITEMS**

1.3.1 An t-Ardmhéara indicated her intention to hold the following Civic Receptions and An Chomhairle approved same.

- Civic Reception for the Red Cross on the occasion of their 75<sup>th</sup> Anniversary.
- Civic Reception for the Senior Ladies Football & Camogie Teams.

1.4 **CHIEF EXECUTIVE'S ITEMS**

1.4.1 **REGIONAL WASTE PLANNING MANAGEMENT**

The Chief Executive briefed An Chomhairle on correspondence circulated regarding the Regional Waste Management Planning. An Chomhairle noted that the draft plans will be published on the 18<sup>th</sup> November 2014 and a further 2 months of public consultation phase will follow and written submissions will be accepted until 23<sup>rd</sup> January 2015.

1.4.2 **CORK COMMUNITY ART LINK**

The Chief Executive briefed An Chomhairle on the report of the Director of Services, Corporate & External Affairs tabled at the meeting regarding the proposal to lease the former Lido Cinema, Blackpool to Cork Community Art Link.

2. **MINUTES**

An Chomhairle considered and unanimously approved the minutes of the following:-

- Ordinary Meeting of An Chomhairle held on the 22<sup>nd</sup> September 2014.
- Ordinary Meeting of An Chomhairle held on the 29<sup>th</sup> September 2014.

3. **QUESTIONS**

**COST OF ILLEGAL BONFIRES, DURING PERIOD: MAY/JUNE 2014**

*In response to the following question submitted by Comhairleoir N. O'Keeffe, a written reply was circulated as outlined below:-*

Can the Chief Executive please provide the cost of illegal bonfires, during the last seasonal bonfire period: May/June 2014?

- a) How many incidents of illegal bonfires were reported?
- b) How much did the clearing of illegal dumping, emergency service call-outs and the clean up cost Cork City Council?
- c) Was there any damage to public property reported as a result of illegal bonfires?
- d) What preventative measures were put in place to prevent illegal bonfires and at what cost to Cork City Council?

**REPLY**

- (a) The Fire Services responded to 96 bonfire call outs
- (b) The cost of clean ups, primarily removal of bonfire material from greens and open space cost € 18,000. The cost of emergency call outs cost € 2300.
- (c) Damage was caused to green areas and open spaces
- (d) The City Council arranged Bulky Goods collections in specified areas across the 6 City Wards during week 13<sup>th</sup> to 20<sup>th</sup> June at a cost of € 4200.

The City Council's Parks staff, Litter Wardens, and Cleansing staff monitored known black spots prior to Bonfire Night and arranged removal of material as necessary. At the request of some residents associations, " No Bonfire" signage was erected in specific areas and letters issued to residents , asking for their cooperation in not having bonfires.

The City Council coordinated Summer Fun Nights Programme, held on June 23<sup>rd</sup> ( Bonfire Night) whereby a number of family friendly fun events are held in public parks across the City , has had a very positive impact in reducing the number of problem fires. This year, over 12,000 attended these events, with the Fire Services and Gardai reporting the lowest ever level of problem incidents. The success of the Programme, has been the cross agency support from the Gardai, Fire Services, and community groups for the initiative each year. The cost of the project in 2014 was € 40,000.

Jim O Donovan  
Director of Services  
Environment & Recreation

3.2 **DOES IRISH WATER HAVE PLANNING PERMISSION TO DIG UP THE FOOTPATHS AROUND CORK**

*In response to the following question submitted by Comhairleoir T. Moloney, a written reply was circulated as outlined below:-*

Can the Chief Executive tell me if Irish Water have planning permission to dig up the footpaths around Cork and, if so, under what legislation does this come under?

**REPLY**

Irish Water is enabled under section 41(2) of the Water Services Act 2007 (and section 7(1) of the Water Services (No 2) Act 2013) for the purpose of providing water services

to carry pipes through, across, over, under or along any public road, as well as the repair, alteration, removal or replacement of same.

Consent for such works is required from the road authority, except in the case of works relating to metering (section 21(1) of the Water Services Act 2013).

The term 'public road' is defined in the Roads Act 1993 as a road over which a public right of way exists and the responsibility for the maintenance of which lies on a road authority, and includes footpaths.

No licence is required under the Planning and Development Act 2000 for such works where the consent of the road authority has been obtained.

Section 182 of the Planning and Development Act 2000 enables Irish Water to carry out similar works as set out above on any land not forming part of a public road with the land owner's consent.

Pat Ledwidge,  
Director of Services,  
Strategic Planning & Economic Development.

### 3.3 **NATIONAL RENT REVIEW**

*In response to the following question submitted by Comhairleoir S. Martin, a written reply was circulated as outlined below:-*

Can the Chie Executive confirm the outcome of the National Rent Review?

Is this due to start on 1<sup>st</sup> January as previously planned?

Is there going to be an increase in rent and how much additional income will derive from this increase?

#### **REPLY**

Cork City Council in line with other local authorities in the country operates a differential rents scheme which sets out the rents to be charged to local authority tenants based on household income. Under the Housing (Miscellaneous Provisions) Act 2014, an amendment to Section 31 of Housing (Miscellaneous Provisions) Act 2009 has been introduced to facilitate the introduction of the new National Rents framework. A commencement date for the charging of Section 31 rents of 1 July 2015 is being suggested. A date of 1st January 2015 had been proposed initially.

The circular states that Housing Authorities will make Section 31 rent schemes which will be a reserved function by the end of Quarter 2, 2015 to facilitate the commencement of charging revised rents from 1 July 2015. This date will also mark the beginning of a transitional period for charging section 31 rents with this period to expire on 30<sup>th</sup> June 2017 so as to facilitate the charging of full section 31 rents from July 1 2017. The amendments to Section 31 are likely to provide local authorities with a level of discretion in respect of the transition to the new rents over the two year period above. The Housing Agency, a government agency set up in May 2010 to support local authorities, approved housing bodies and the Department of the Environment, Community and Local Government in their housing functions, will be issuing guidance to local authorities on the new scheme.

Cork City Council have been advised by the Housing Agency that rents from tenants will increase. The charging of full section 31 rents from July 1 2017 could result in additional annual rental income of €3m approximately. As it is suggested that there is likely to be a transitional period for implementation, the increase could be phased in over 3 phases, e.g. 1 July 2015, 1 July 2016 with the final increase applying on 1 July 2017. In 2015, an estimated €500,000 additional rental income might be derived from the Phase 1 implementation.

However, until full details regarding the new Rents scheme and implementation dates have been finalised, all estimates and timeframe should be considered as best available at this point in time.

Dan Buggy  
Assistant Chief Executive

### 3.4 **HOUSING STOCK IN CORK SOUTH EAST**

*In response to the following question submitted by Comhairleoir N. O’Keeffe, a written reply was circulated as outlined below:-*

Housing Stock in Cork South East:

- A. Can the CEO please advise how many vacant Cork City Council houses are located in the Cork City South East Ward?
- B. How many of these properties are considered voids? Those that can be repaired & returned fit for allocation once funds are available.
- C. How many are considered to be non-repairable? What is the Council’s long term plan for these?
- D. What is the annual cost to City Council for holding the number of vacant properties in (A) above.

### **REPLY**

A. 44

B. Categorisation as follows:

|  |      |
|--|------|
| Voids, either awaiting or under repair | : 30 |
| Repaired and awaiting tenancy          | : 5  |
| On legal hold :                        | : 2  |
| To be assigned to A.H.B.               | : 6  |
| Recently vacant, awaiting assessment   | : 1  |

C. None of the vacant houses are considered non repairable.

D. Loss of rental income of 45 vacant properties would be of the order of € 2,000 per week, based on the overall average CCC weekly rent. It is not possible at short notice to estimate other ongoing costs, such as security and utility standing charges, as each property would have individual status in respect of such items.

Dan Buggy  
Assistant Chief Executive

3.5 **MISSING NAME-PLATE FROM NANO NAGLE BRIDGE**

*In response to the following question submitted by Comhairleoir T. O'Driscoll, a written reply was circulated as outlined below:-*

Are there any plans to replace the missing name-plate from Nano Nagle Bridge?

**REPLY**

The matter will be examined with a view to establishing what has happened to this plaque. If cannot be located a replacement will be procured.

G. O'Beirne,  
Director of Services,  
Roads & Transportation.

3.6 **PAINTING OF THE REMAINING BLOCK OF FLATS IN NOONAN ROAD**

*In response to the following question submitted by Comhairleoir M. Finn, a written reply was circulated as outlined below:-*

Can the CE arrange for the painting of the remaining block of flats in Noonan Road that were skipped last time around, as well as the reconstruction of a boundary wall that was knocked several years ago and the cleaning up of the precinct area---all of which would clean up the area for residents (our tenants) and passers-by alike?

**REPLY**

The Department of the Environment, Community and Local Government indicated in 2013 that they were considering, in association with European Investment Bank funding, a possible scheme for retrofit and refurbishment of Local Authority flats and apartment complexes.

Cork City Council submitted lists of properties for consideration under this scheme and indicated that Noonan Road flats should be prioritised. External painting and general public realm issues, such as the boundary wall, would be included in such a scheme.

There has been no further indication from Department of Environment, Community & Local Government regarding progressing such a scheme in 2014.

If there is still no indication in early 2015 of progressing such a scheme, then external painting, along with boundary wall and other public realm remedial works, as requested, will be considered for Spring 2015 but regard would have to be had to available resources and priorities.

It should be noted that, in conjunction with residents, a clean-up of dumped refuse / household goods and general litter from both public realm and garden areas was undertaken within the past few months.

Dan Buggy  
Assistant Chief Executive

3.7 **FORMER GARDA STATION ON MCCURTAIN STREET**

*In response to the following question submitted by Comhairleoir T. Brosnan, a written reply was circulated as outlined below:-*

Can the Manager please provide Council with an updated on the progress being made in relation to Council's purchase of the former Garda Station on McCurtain Street. What uses are being considered for the building?

**REPLY**

The Council is in the process of acquiring this building from the OPW. That process is not yet completed. When completed the Council will advertise for expressions of interest for development proposals for this building.

Valerie O'Sullivan,  
Director of Services,  
Corporate & External Affairs

3.8 **HOLLYHILL LIBRARY NORTH WEST WARD**

*In response to the following question submitted by Comhairleoir T. Fitzgerald, a written reply was circulated as outlined below:-*

To ask the CE for an update on the current construction of the new Hollyhill Library, Harbour View Road in the North West Ward in relation to the timeframe for completion of construction and opening to the public and is it within the budget allocated for completion and equipping with furniture, books and resources?

**REPLY**

Construction work on the New Library is on budget, progressing well and is programmed to achieve Completion in February 2015. Fit out of IT & AV systems, furniture, books & equipment will follow once all snagging has been addressed. Current projections estimate that the Library will open to the public in May/June 2015.

The selection, purchasing, and processing of books and other stock is well in hand, and is aligned to the construction programme.

The tenders for shelving, furniture and equipment are being finalized and will be issued shortly, so that supply & installation can be programmed for when the building is handed over.

Valerie O'Sullivan,  
Director of Services,  
Corporate & External Affairs

**ROLE AND FUNCTION OF THE CITY COUNCIL WITH RESPECT TO THE INSPECTION OF RENTED PROPERTIES**

*In response to the following question submitted by Comhairleoir J. Buttimer, a written reply was circulated as outlined below:-*

To ask the CE what is the role and function of the City Council with respect to the inspection of rented properties, to outline the number of inspections undertaken and the outcome of those inspections, and to ask how many cases have been taken against property owners under the Litter Act and the outcome of those cases?

**REPLY**

**Q. What is the role of the City Council in regards to inspection of private rented properties ?**

A. The Building Control Department provides an inspection service for the Housing Department in relation to the implementation of the Housing (Standards for Rented Houses) Regulations, 2008 (S.I. 534 of 2008) as amended by the Housing (Standards for Rented Houses) Regulations 2009 (S.I. 462 of 2009).

Inspectors carry out inspections of privately rented accommodation to ensure that it is in compliance with the Regulations. Complaints are prioritised. Inspections are also carried out when requested by the RAS Unit of the Housing Department to ascertain if a property is suitable for inclusion in their scheme.

The inspectors also act in an advisory capacity assisting owners/ agents when up-grading their rental properties and providing advice to Landlords regarding the minimum standards.

**Q. Number of inspections carried out.**

A. The number of inspections carried out by Cork City Council in 2013 was 1053.

**Q. Outcome of Inspections.**

A. 627 properties failed to comply fully with the regulations in 2013. Improvement letters were sent highlighting the articles which were breached. These were mostly for minor failings, (e.g. Inadequate ventilation in habitable rooms and bathrooms. Failure to provide either mains-wired or two 10year battery operated smoke alarms.)

Follow-up inspections are undertaken on the poorer standard properties and, as resources permit.

Section 3 (1) of the Litter Pollution Acts 1997 to 2009 states “No person shall deposit any substance or object so as to create litter in a public place or in any place that is visible to any extent from a public place”.

Section 3(2) of the Litter Pollution Acts 1997 to 2009 states “No person shall-



- (a) deposit anything that is commercial, household, industrial or municipal waste in any place for collection by or on behalf of a local authority or by any other person, or
- (b) load, transport, unload or otherwise handle or process anything or carry on a business, trade or activity

In such circumstances as to create litter or lead to litter in any public place or any place that is visible to any extent from a public place”.

Section 6 (2) of the Litter Pollution Acts 1997 to 2009 states “The occupier of any land ( other than land consisting of a building or other structure) that is not a public place shall keep the land free of litter that is to any extent visible from a public place”.

The procedure with regard complaints regarding section 6.2 is that contact is made with the occupier/owner of the premises in the first instance. The occupier/owner is given a short period of days to remove the material and this procedure is successful in the vast majority of cases. However in some cases a formal notice is then issued under section 9 of the Litter Pollution Acts 1997 to 2009. Failure to comply with Cork City Council request will result in the issue of an on the spot fine.

In 2013 seven fines were issued under this heading and three prosecutions were successfully taken for non payment of fine arising

Denis O’Mahony,  
 Director of Services,  
 Human Resource Management& Organisational Reform.

3.10

**REPORT ON THE RECOMMENDATIONS IN RESPECT OF THE TRAVELLER INTERAGENCY GROUP WORKING IN CORK CITY COUNCIL**

*In response to the following question submitted by Comhairleoir M. Nugent, a written reply was circulated as outlined below:-*

Has the Chief Executive evaluated the report 'Recommendations in respect of the Traveller Interagency Group working in Cork City Council' submitted by Mr Joe Horan, former Manager of South Dublin County Council to the Interagency Group?

What course of action is being considered in light of the recommendations for Cork City Council which include:

'Replace vacant Social Worker with Traveller Engagement Officer based on a revised list of duties'

'Participate in development business plan for Horse Project with Department of Agriculture and other players'

'Re-examine the Housing Requirements set out in the Traveller Accommodation Programme'

Can the Chief Executive ensure a briefing on the report is available to the first meeting of the Local Traveller Accommodation Consultative Committee and also the Housing

Strategy Policy Committee, if appropriate?

**REPLY**

The report prepared by Mr. Joe Horan was commissioned by the Minister of State for Disability, Equality, Mental Health and Older People who chairs the Traveller Inter Agency Group. The recommendations of the report are being examined by that Group and once the outcome of that process is known a report will be brought to the relevant Housing Committees for the Members consideration.

Dan Buggy  
Assistant Chief Executive

3.11 **RE- DESIGNATION OF 6 HOUSING UNITS IN KILBRACK GROVE, SKEHARD RD, FROM AFFORDABLE TO SOCIAL.**

*In response to the following question submitted by Comhairleoir T. Shannon, a written reply was circulated as outlined below:-*

To ask the Manager to lay before City Council all documentation pertaining to the re-designation of 6 housing units in Kilbrack Grove, Skehard Rd, from affordable to social.

The documentation should include any and all communication with the Dept of the Environment and Local Government.

Any legal advice sought or received by City Council.

Any financial matters discussed between the Dept and City Council, or other bodies.

Any planning matters discussed either with the Planning Dept of City Council or the Dept.

All documents in the possession of City Council that refer or pertain to this matter, in particular all documentation that went before the Housing Committee and or City Council in relation to this matter.

**REPLY**

The taking into stock of 6 no. housing units in Kilbrack Grove is the subject of a report submitted to the Housing Functional Committee on Monday 6<sup>th</sup> October, 2014. The Members decided to hold the report in Committee. It is likely that a further report will issue to the Committee at its next meeting.

Dan Buggy  
Assistant Chief Executive

3.12 **FR. MATHEW STATUE**

The following question submitted by Comhairleoir K. McCarthy was deferred to the next meeting of An Chomhairle.

**CLEAN THE LIMESTONE PLINTH OF THE FR. MATHEW STATUE**

To ask the CE are there any plans to clean the limestone plinth of the Fr. Mathew Statue to mark its 150 years at the site on St. Patrick's Street?

4. **PARTY WHIPS – 6<sup>th</sup> OCTOBER 2014**

An Chomhairle noted the minutes of the Party Whips from its meeting held on the 6<sup>th</sup> October 2014.

4.1 **LIVE WEBCASTS OF CORK CITY COUNCIL MEETINGS**

An Chomhairle considered the recommendation of Party Whips on the following Motion.

**WEBCASTS OF CORK CITY COUNCIL MEETINGS**

‘Council instructs the Chief Executive to put in place the infrastructure which will allow live webcasts of Cork City Council meetings by Jan 1 2015.’

(Proposer: Cllr. M. Barry 14/245)

and asked Tadhg Keating to investigate the costs.

He reported that there are a wide number of options and features available to facilitate streaming and that the costs vary from €30,000 initial outlay with €10,000 annual fee to €80,000 initial outlay with €30,000 annual fee.

It was agreed to recommend to Council that Streaming not be proceeded with.

A vote was called for on the recommendations of the Party Whips where there appeared as follows:-

**FOR:** Comhairleoirí S. Cunningham, T. Brosnan, J. Kavanagh, T. Gould, J. Sheehan, M. Nugent, T. Fitzgerald, K. Collins, K. McCarthy, C. O’Leary, L. McGonigle, T. Shannon, N. O’ Keeffe, S. O’Shea, M. Finn, F. Kerins, P. Dineen, T. O’Driscoll, H. Cremin, M. Shields, F. Dennehy, P.J Hourican. (22)

**AGAINST:** Comhairleoirí T. Tynan, M. Barry, L. O’Donnell, M. O’Sullivan, S. Martin, J. Buttimer. (6)

**ABSTAIN:** Comhairleoir T. Moloney.

As the numbers voting in favour exceeded those voting against, An tÁrd-Mhéara declared the vote carried and the recommendation of Party Whips that Streaming not be proceeded with approved.

The Chief Executive agreed to have a further report on this matter prepared for Council in due course.

5. **ENVIRONMENT & RECREATION FUNCTIONAL COMMITTEE – 29<sup>th</sup> SEPTEMBER 2014**

An Chomhairle noted the minutes of the Environment & Recreation Functional Committee, from its meeting held on the 29<sup>th</sup> September 2014 on the Part 8 (Planning & Development Regulation 2001-2012) BMX Track at Tramore Valley Park, Cork.

5.1 **PART 8 REPORT (PLANNING & DEVELOPMENT REGULATIONS 2001-2012) BMX TRACK AT TRAMORE VALLEY PARK**

An Chomhairle considered and unanimously approved the report of the Director of Services dated 25<sup>th</sup> September 2014 on the Part 8 Report (Planning & Development Regulations 2001-2012) BMX Track at Tramore Valley Park.

5.2 **DIRECTOR OF SERVICES REPORT ON THE IBAL REPORT DATED 18<sup>th</sup> AUGUST 2014**

An Chomhairle considered and unanimously approved of the Director of Services dated 25<sup>th</sup> September 2014 on the IBAL Report dated the 18<sup>th</sup> August 2014.

5.3 **GRANT SCHEME FOR BUSINESSES AND HOUSEHOLDERS IN FLOOD-PRONE AREAS**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council explores options with the Department of the Environment about providing a grant scheme for businesses and householders in flood-prone areas of the city to install commercial flood control barriers.’

(Proposer: Cllr. M. Finn 14/049)

The report stated that after flooding events earlier this year, indications were given that a scheme/s of support for provision of flood control barriers was under consideration. Neither the Office of Public Works or Department of Environment have yet developed proposals.

The City Council will continue to maintain contact and provide assistance, if requested, in development and implementation of protection arrangements. It should also be noted that the Office of Public Works continue to make progress in the development of the Lower Lee Flood Relief Scheme, evidenced in the recent Public Information Day, with construction still scheduled for late 2015/ early 2016.

#### 5.4 **MEMORIAL GARDEN AT MAGDALENE GRAVE AT SUNDAY'S WELL**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That the Magdalene Grave at Sunday’s Well, behind Cork City Gaol, which is presently walled off and inaccessible, be converted into a memorial garden’

(Proposer: Cllr. J. Kelleher 14/134)

The report stated that the site in question is located to the rear of Cork City Gaol, Sunday’s Well, Cork. Cork City Gaol (former Women’s Gaol, Sunday’s Well) was acquired by Cork City Council from the Minister for Justice by way of two Transfer Orders dated the 2<sup>nd</sup> October 1989. It was subsequently then agreed by Council in 1992 that a lease for a term of 200 years was to be granted to Cork City Gaol and Trust Company Ltd.

The City Council has responded to various parties who have expressed an interest in using the site and confirmed that the proposed lands fall within the area of ground leased to the Cork City Gaol and Trust Company Ltd. Given the term of the lease granted any consent/permission to use the site is one which rests in the first instance with the Cork City Gaol and Trust Company Ltd, who now trade as Cork Tourism and Leisure Ltd.

The interested parties have been advised to engage with the manager and Board of Trustees of the Gaol to agree how the proposals can be accommodated so that the relevant formal agreements can be put in place. Once concluded the Council will review the agreed proposal with regards to providing written consent to any sub let as appropriate.

#### 5.5 **DNA SYSTEM AS A MEANS OF IDENTIFYING IRRESPONSIBLE DOG OWNERS WHO FAIL TO CLEAN UP DOG LITTER**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would develop a canine DNA system as a means of identifying irresponsible dog owners who fail to clean up dog litter in public areas.’

(Proposer: Cllr. E. O’Halloran 14/135)

The report stated that the introduction of a DNA testing system to monitor fouling would require the following:-

- (i) Development of a computerised database of City Wide dog DNA records
- (ii) Voluntary submission and registration of pet DNA samples by dog owners
- (i) A testing regime for dog faeces found as litter for comparison with the database
- (ii) Legal acceptance of such evidence to support prosecution

The investment in database development, registration and sampling would be very considerable. Currently DNA sampling and analysis would cost in the range €100 to €200 per sample. Even if a registration service were provided free, it is unclear what level of compliance would be forthcoming. Compulsory registration would require legislation. Currently, within financial constraints, and in the absence of an appropriate legislative framework the introduction such a scheme is not feasible.

5.6

#### **RE-NEGOTIATE THE TERMS OF THE LAND TRANSFER TO NEMO RANGERS**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council re-negotiates the terms of the land transfer to Nemo Rangers with a view to transferring responsibility of all aspects of river maintenance and upkeep back to Cork City Council. Nemo Rangers is a hurling and Football Club which does not have the finance or expertise to manage a river channel. This area should be part of the re-development of the municipal landfill site.

(Proposer: Cllr. S. Martin 14/140)

The report stated that Cork City Council transferred part of Kinsale Road Landfill to Nemo Rangers to accommodate pitch development by the club in the early 2000s’.

Part of the development included the alteration of the course of the Trabeg River. These works were to be carried out in an area very geotechnically sensitive. Concern was raised that these works could potentially result in uplift in the newly formed river bed potentially leading to a flooding event upstream.

The club agreed to maintain the stream in a satisfactory manner to ensure free flow of the river at all times.

However in early 2014, it became apparent to the Council that these maintenance works had not been carried out by the club.

In order to minimise the risk of flooding, which would potentially result in pollution, the Council was left with no option but to engage a contractor to carry out emergency works to reduce the risk of flooding over a short portion of the channel.

The cost of these works is €14,000. The Council is endeavouring to recover these costs from the club. Adequate maintenance of the altered course of the stream in the ownership of the club is estimated to cost approximately €10,000 per annum.

If Council wishes to change the original terms of the disposal, negotiations can be undertaken with the club. However, this will have an annual budgetary impact.

5.7 **CCTV BE INSTALLED IN BARRETT'S BUILDINGS GURRANABRAHER**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That CCTV be installed in Barrett’s Building’s, Gurranaברה to ensure that the offenders of illegal dumping are prosecuted.’

(Proposer: Cllr. K. O’Flynn 14/141)

The report of the Director of Services stated that CCTV is best utilised in establishing evidence of dumping where vehicles are involved, as the registration number can be used, to issue proceedings under the Litter Pollution Acts 1997 to 2009. Cork City Council has used CCTV at a number of bring sites around the city.

The dumping that is taking place at Barrett’s Building’s mainly consists of small sized bags which, would suggest that, it is people who are walking to the location that are involved in this dumping. The dumped bags are searched and if any evidence is found proceedings are issued under the Litter Pollution Acts 1997 to 2009. .

5.8 **FULL AND COMPREHENSIVE REPORT ON SINKHOLES, DRAINAGE, SEWAGE AND WATER MAINS IN HILLSIDE**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would prepare a full and comprehensive report on sinkholes, drainage, sewage and water mains in Hillside and would make this report and associated technical data available to residents.’

(Proposer: Cllr. J. Buttimer 14/161)

The report of the Director of Services stated that the trees at Halldene Grove will be assessed and put on a list for any necessary remedial works.

5.9 **REPLACE AND REPLANT TREES**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council replace the Tree that was removed in recent months opposite **No 3 Audley Place** and also plant a tree opposite **No. 8 Audley Place** where the old telephone box used to be at the top of Patricks Hill. In recent times, there has been quite a lot of filming going on in this area because of the magnificent views across the City from this particular area and the presence and maintenance of trees greatly enhances the area and makes it more attractive to film crews, tourists and visitors to our City.’

(Proposer: Cllr. J. Kavanagh 14/172)

The report of the Director of Services stated that replacement trees at the above locations will be planted during the coming planting season November to March 2014/15.

5.10 **DOG FOULING SIGNS IN THE ST. MARY'S AVENUE AREA**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council erect dog fouling signs in the St. Mary’s Avenue Area.’

(Proposer: Cllr. K. O’Flynn 14/176)

The report stated that Cork City Council has provided a number of no dog fouling signs in the St Mary’s Avenue Gurrabraher.

5.11 **REMOVE TREE OUTSIDE NO. 28 UPPER LOTABEG ROAD**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That the tree outside No. 28 Upper Lotabeg Road be removed as it is too big and is a cause of serious concern to residents.

(Proposer: Cllr. T. Brosnan 14/207)

The report stated that the above tree will be added to the schedule of tree works for appropriate remedial pruning.

5.12 **REMOVE TREES IN THE RIVER LEE AT THE WEIR NEAR THE WATERWORKS ON THE LEE ROAD**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That City Council would remove the Tree's that are stuck/lodged in the river lee at the weir near the waterworks on the lee road. As this is a scenic walk along the lee fields, these should be removed to improve this picturesque scenery.’

(Proposer: Cllr. H. Cremin 14/216).

The report of the Director of Services stated that as the weir was installed to maintain sufficient water at the intake point for the Lee Road Water Treatment Plant, it is deemed to be the responsibility of Irish Water to maintain. Therefore the matter has been referred to Irish Water for attention. We will provide an update for the next meeting.



5.13 **STREET BIN IN DILLONS CROSS**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would put in place a street bin in Dillons Cross.’

(Proposer: Cllr. J. Kavanagh 14/180)

The report of the Director of Services stated that it is not proposed to provide to a public litter bin in the Dillon’s Cross area as, a number of public litter bins have been removed from the area over the past number of years, due to domestic refuse being dumped in and around the litter bins.

5.14 **DOG FOULING AWARENESS CAMPAIGN**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

"That Cork City Council launch a **Dog Fouling Awareness Campaign** in the City and coincide this by conducting a pilot scheme of putting in place Dog Fouling bins attached to a number of poles in the Northside such as on Old Youghal Road from Dillons Cross to the junction of The Noth Ring Road and a similar scheme on the Southside."

(Proposer: Cllr. J. Kavanagh 14/181)

The report of the Director of Services stated that the Street Cleaning and Litter Management Section has include dog fouling awareness in its anti litter campaigns over the past number of years. The campaign on dog fouling awareness includes:-

- (1) An information leaflet on responsible dog ownership, including a section on dog fouling, has been issued to all holders of dog licences. This leaflet has also been issued to each Community and Residents Associations.
- (2) Dog faeces collection bags are provided free of charge to all holders of dog licences within Cork City Council’s administrative area.
- (3) Dog faces disposal units have been provided in major parks and walkways.
- (4) “No dog fouling signs” have been provided on footpaths, walkways, public parks and open spaces.
- (5) Information on dog fouling has been included in Cork City Council’s anti litter media campaign including cinema, press and radio.
- (6) A “Sminky Shorts” animation short on dog fouling was commissioned in 2013. The introduction of the proposed pilot project as outlined in the motion would require additional financial and staffing resources which have not been provided for in the 2014 budget.

5.15 **RAILING AND SCREENINGS MAINTAINED TO A HIGH LEVEL**

An Chomhairle considered and unanimously approved the following motion referred to the Committee by An Chomhairle.

‘That private and public companies, as well as schools and colleges, be asked to ensure that railings and screenings associated with their properties that are in the public view be kept and maintained to a high level.

(Proposer: Cllr. M. Finn. 14/263)

5.16 **RELAX LITTER BYE-LAWS IN FAVOUR OF BUSINESSES**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would in these difficult times for business relax the littering bye-laws, which pre-vent business sign on a sandwich board or poles/lamp-posts outside or near or at near the business. The guidelines are set up with the business community and their representative organisations are part of the process in formalising the guidelines with Cork City Council.

Special conditions for such signs could be put in place with the agreement of both Business and Cork City Council’

(Proposer: Cllr. C. O’Leary 14/269)

The report stated that the legislation dealing with advertising signage on poles is section 19 of The Litter Pollution Acts 1997 to 2009. With regard to free standing signs, sandwich boards and other portable structures section 71 of the Roads Acts is also relevant. I am not in favour of allowing the display of business signs on sandwich boards on public footpaths or poles/lamp-posts for the following reasons:

1. Impediment and hazard to pedestrians.
2. Difficulties created for persons wheeling buggies etc who may have to move onto the public roadway due to the sandwich boards on the public footpath.
3. Additional constraints on wheelchair users.
4. Difficulties encountered by the visually impaired.
5. Visual clutter on footpaths and streetscape.

It is not in the best interest of businesses or the City to have footways which do not afford safe and easy passage and the streetscape to be cluttered with haphazard display of advertising. Cork City Council staff will approach businesses who are currently displaying business signs on sandwich boards or poles/ lamp-posts and advise them that these advertising methods are not allowed. The businesses will be given a short period to remove the advertising signs.

5.17 **ASSESS THE TREES ON THE PUBLIC GREEN IN HALLDENE GROVE**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would assess the trees on the public green in Halldene Grove and would trim branches that are overhanging the public footpaths.’

(Proposer: Cllr. J. Buttimer 14/276)

The report of the Director of Services stated that the trees at Halldene Grove will be assessed and put on a list for any necessary remedial works.

5.18 **MUGA IN MURPHY'S FARM**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motions which were referred to the Committee by An Chomhairle.

‘That Cork City Council would prioritise the development and delivery of a MUGA in Murphy's Farm as previously agreed with Councillors and local residents.’

(Proposer: Cllr. J. Buttimer 14/277)

**SCHEDULE OF CAPITAL WORKS FOR MURPHY'S FARM**

‘That Cork City Council would publish a schedule of capital works for Murphy's Farm and commit to the development of a MUGA as agreed with local residents.’

(Proposer: Cllr. J. Buttimer 14/162)

The report of the Director of Services stated that improvement works to the access road (from Chestnut Grove), car park and pathways within the park are presently underway and are a priority for funding within the 2015 Parks Capital programme to ensure these works are completed in full. The provision of a MUGA will be included in the 2016 Capital Programme for consideration.

5.19 **TREES AT HARLEY WOOD COMPLEX, TOGHER**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That City Council would make contact with the owner of Harley Wood Complex Togher to insist that he/she cut down/trim back the trees that are overhanging into Residents properties in Argideen Lawn and Togher Road as these residents are experiencing huge issues in their back gardens, due to lack of sunlight, ensuring constant dampness, and slippy conditions etc, becoming a huge health and safety hazard.’

(Proposer: Cllr. H. Cremin 14/278)

The report of the Director of Services stated that the contact will be made with the owner of the Harley Wood scheme, conveying the request of residents of adjoining estates to have tree works carried out.

5.20 **REFUSE BIN ON THE LEE FIELDS WALKWAY**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That City Council would put in place a refuse bin on the Lee Fields Walkway near the seats on the western side of the Kinsley Hotel to avoid the constant littering and increase the amount of bins from the Magazine Road through to the end of Barracks Street. (It only contains 2 at present, which is subsequently low considering the amount of potential litter opportunities with the high volume of pedestrians that use this road).’

(Proposer: Cllr. H. Cremin 14/279)

The report of the Director of Services stated that there are three litter bins on Barrack Street with one located at the junction with Reid’s Square and two near the junction with Evergreen Street. Additional litter bins will be provided as part of the Barrack Street refurbishment which is underway at present. The litter bins at the Lee Fields will be reviewed.

5.21 **BUDGET FOR ANNUAL ONGOING PLANNED TREE CUTTING MAINTENANCE PROGRAMME**

An Chomhairle considered and unanimously approved the report of the Director of Services dated the 25<sup>th</sup> September 2014 on following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council put a proper budget in place to allow for an annual ongoing planned tree cutting maintenance programme. The present situation is not sustainable going forward. No properly planned organised programmes due entirely to lack of funding.’

(Proposer: Cllr. S. Martin 14/247)

The report of the Director of Services stated that a proposed increase in the Arboricultural budget to address the more urgent outstanding tree works is included in the 2015 Parks Draft Estimates for consideration

**SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir T. Gould, An Chomhairle agreed to Suspend Standing Orders to extend the meeting beyond 8pm to complete the Agenda.

6. **STRATEGIC PLANNING & ECONOMIC DEVELOPMENT & ENTERPRISE FUNCTIONAL COMMITTEE – 29<sup>TH</sup> SEPTEMBER 2014**

An Chomhairle noted the minutes of the Strategic Planning & Economic Development & Enterprise Functional Committee, from its meeting held on the 29<sup>th</sup> September 2014.

## 6.1 **HOUSING ESTATES**

An Chomhairle considered and unanimously approved the report of the Director of Services, Strategic Planning & Economic Development dated 25<sup>th</sup> September 2014 on Housing Estates from 1<sup>st</sup> January 2014 to 31<sup>st</sup> August 2014..

## 6.2 **PLANNING STATISTICS**

An Chomhairle considered and unanimously approved the report of the Director of Services, Strategic Planning & Economic Development dated 25<sup>th</sup> September 2014 on the number of planning applications determined and deferred from 1<sup>st</sup> January 2014 to 31<sup>st</sup> August 2014.

## 6.3 **ENFORCEMENT STATISTICS**

An Chomhairle considered and unanimously approved the report of the Director of Services, Strategic Planning & Economic Development dated 25<sup>th</sup> September 2014 on Planning Enforcement Statistics for period 1<sup>st</sup> January 2014 to 31<sup>st</sup> August 2014.

## 6.4 **MOTIONS**

### 6.4.1 **TANK FIELD**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25<sup>th</sup> September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘In view of the reply by the Manager to my supplementary question, that the recent compulsory purchase orders on lands in the Tank Field were required to that developments there could proceed, and the recent reports in the press concerning PAC interest in the matter that Cork City Council establish a sub-committee to enquire into the accuracy or otherwise of the information provided to the Council in arriving at its earlier decisions in regard to the Part 8 Planning and the Disposal Orders for lands in the Tank Field. Furthermore that no further action regarding sale or lease of the lands at Tank Field be taken pending the report of the Council sub-committee and PACT.’

(Proposer: Cllr. T. Brosnan 14/033)

The report of the Director of Services stated that, I note that this motion has already been considered by the Corporate Policy Group at its meeting on 17<sup>th</sup> February 2014. I have nothing to add to the report given at that time by the Director of Services – Corporate Affairs and External Relations which states:

“It is wholly inappropriate to establish a sub-committee of any kind in relation to this matter for the following reasons:

1. The Council is in receipt of a threat of Judicial Review, in writing.
2. The Council is satisfied as to the accuracy of any and all information provided to Members at all times in this process.

3. The Council has no knowledge whatsoever of the alleged “PAC interest in the matter” nor has it had any direct contact from the PAC (Public Accounts Committee).
4. In view of the above, the Council will continue to observe and implement its statutory obligations in relation to the CPOs already in train and will not establish a sub-committee as proposed.

#### 6.4.2 **PART 8 PLANNING PROPOSAL**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25th September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘That Cork City Council officials report to Council in relation to the Part 8 planning proposal which was put before Council and approved by it on 27 February 2006. In particular can the officials please advise why they relied on drawings prepared by a third party who represented that the pitch could be moved 57m eastwards when in fact it couldn't be so moved. Furthermore, did either the City Council or the third party have the requisite consent to include all lands shown. Did Council Officials carry out a due diligence review of the third party proposal before advising council that the proposal constituted proper planning and sustainable development?’

(Proposer: Cllr. T. Brosnan 14/092)

In preparing their report on the Part 8 planning proposal on Tank Field, Mayfield, which was approved by Council on 27 February 2006, Cork City Council officials had regard to detailed drawings prepared by the consultant acting for Brian Dillons Hurling and Football Club who are qualified and experienced Consulting Engineers. Officials had no reason to doubt the bona fides of the consultant's drawings.

Cork City Council is the owner of the lands shown and as such did not require the consent of any other party to include all the lands shown, apart from Brian Dillons Hurling and Football Club who held and continue to hold part of the affected lands under Leases from Cork City Council and other parts of said lands under Licence from Cork City Council.

Finally, City Council officials referred the proposal to other relevant City Council departments for their opinion as part of the due diligence process which informed the final report.

#### 6.4.3 **DERELICT REGISTER IN THE NORTH EAST WARD**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25th September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘That Cork City Council would produce a full and comprehensive report on properties on the derelict register in the North East Ward and measures undertaken to remediate this problem.’

(Proposer: Cllr. J. Kavanagh 14/114)

There are currently two properties in the North East Ward on the Derelict Sites register. There are an additional 11 files on which no formal action has been taken to date, as informal negotiation is still underway. The status and a photo of each site/ structure are provided below.

The Derelict Sites Act gives Cork City Council considerable powers to address dereliction, including the service of a legal notice requiring works to be carried out, the imposition of annual levies, and the acquisition of a property. The annual levy amounts to 3% of the market value of the land concerned. Elected members can prescribe a higher annual levy, up to 10% of market value.

The Planning Department are currently investigating ways in which monies accrued from the levy could be used to reduce dereliction for the common good.

### On the Derelict Sites Register

| Site ID | Site Address                     | Process Status   |
|---------|----------------------------------|--|
| 1549    | “Deelish” House, Boherboy Road   | House, shop, and yard have been vacant for at least six years. There is no active planning permission on the site. This property was added to the Derelict                                 |
| 1218    | 2 & 3 Springfield Road, Mayfield | This site (formerly a dwelling) has been on the Derelict Sites Register since July 2008. The site is owned by Denis O’Keefe of Glounthane. Levies of €10,800 outstanding as of April 2014. |

### Formal Action May Be Required Soon

| Site ID | Site Address                                   | Process Status  |
|---------|--|---|
| 1587    | 1 Tivoli Gardens, Tivoli, Lower Glanmire Road  | Derelict house; sale is agreed and contracts are pending. A timeframe and written undertaking has been sought from the new owner and will be monitored. Given the state of the dwelling, formal action will be taken shortly if works do not commence soon. |
| 1484    | Former Texaco Garage Site, Lower Glanmire Road | Cleared site adjacent to 1 Tivoli Gardens (Ref. 1587; see record above). This site was sold in conjunction with 1 Tivoli Gardens. The sale is agreed and contracts pending.   |
| 947     | 122 Gardiners Hill                             | Dwelling has been vacant for an estimated 12 years; incomplete plaster work, no rain water goods, and some missing glazing. New letter will issue and formal procedures will re-commence if works are not carried out soon.                                 |
| 1616    | Alexandra Road, St. Luke’s                     | Small vacant commercial building on site at present. Planning permission has been granted for three houses (13/35719); the site is currently for sale.  |
| 1629    | 18 MacCurtain Street                           | Unightly commercial premises. The owner was previously offered a painting grant but it was not taken up. Informal negotiations continue at this time.   |

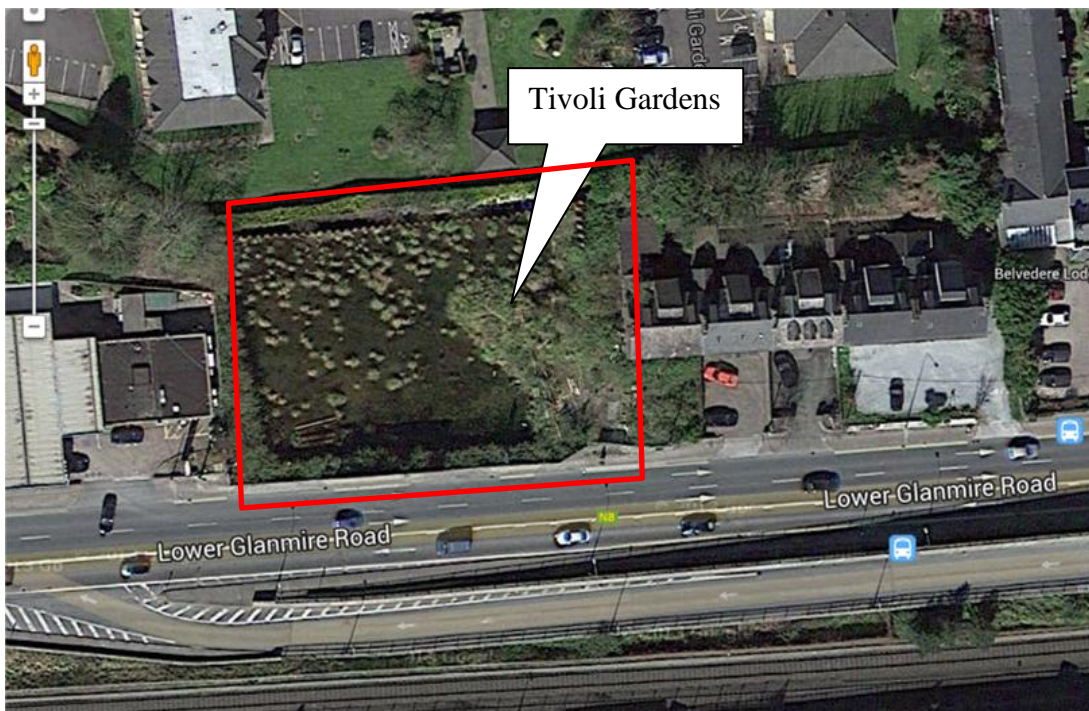
**Ownership Investigation Underway or Informal Negotiation Not Exhausted To Date**

| <b>Site ID</b> | <b>Site Address</b>                     | <b>Process Status</b>   |
|----------------|---|---|
| 1601           | 1 Windsor Cottages, Off Ballyhooly Road | This house has been vacant for at least five years. It is not yet Derelict but is unsightly and there have been issues with dumping in the back garden according to neighbours. An ownership search is underway.                                |
| 1645           | 1 Adelaide Terrace                      | Sale agreed and contracts pending. A timeframe and written undertaking has been sought from the new owner and will be monitored.  |
| 1646           | 12 Mount View Terrace Ballyhooly Road   | This house has been vacant for at least three years and was beginning to deteriorate. It is now sale agreed but the sale has not closed. A timeframe and written undertaking has been sought from the new owner and will be monitored.          |
| 1607           | 125 Lower Glanmire Road                 | Derelict; sale of the site closed in the past few months, and the new owner has given a verbal undertaking to begin refurbishment works soon. The owner will meet with Planning Department to discuss proposals in the next two weeks.          |
| 1723           | 180 Old Youghal Road                    | This is a new file re. A letter issued to the owner requesting an undertaking and timeframe to remove graffiti, fix broken windows, etc. If no works are carried out within three months, it is intended to commence placement on the Register. |
| 1717           | Former Banking Premises Iona Park       | The building has not been vacant long, but the windows are currently boarded. Sale is agreed and contracts pending. The new owner intends to occupy the building immediately upon closure of the sale.  |





1 Tivoli Gardens, Lower Glanmire Road: Sale agreed; have sought written undertaking and timeframe from prospective new owner to carry out works immediately.



Former Texaco Garage Site, Lower Glanmire Road adjacent to Tivoli Gardens; sale agreed



122 Gardiner's Hill: Estimated vacant for some 12 years. Some missing glazing, unfinished plasterwork, no rain water goods.



1 Windsor Cottages, off Ballyhooly Road: Estimated vacant for at least five years. Ownership investigation underway.



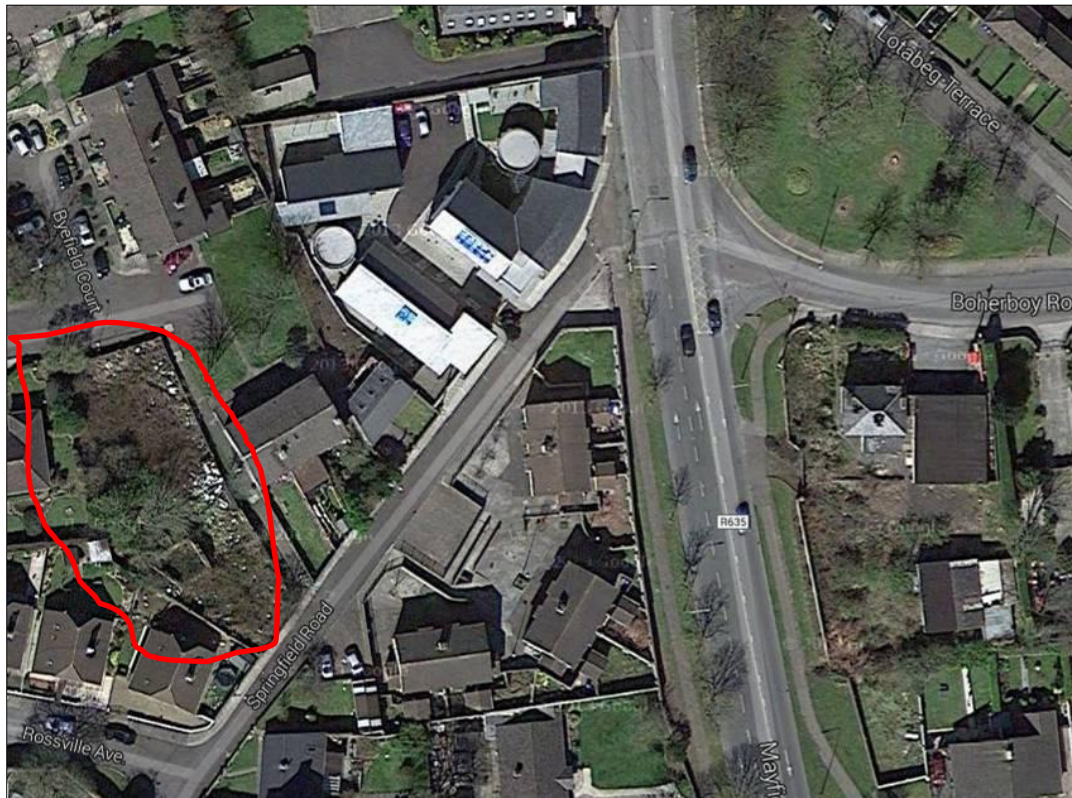
1 Adelaide Terrace, Summerhill North (site goes through to Wellington Road). Sale agreed; have sought written undertaking and timeframe from prospective new owner.



12 Mount View Terrace, Ballyhooly Road: Sale agreed, have sought written undertaking and timeframe from prospective new owner.



Deelish House: Placement on the Derelict Sites Register in September 2014.



2 & 3 Springfield Road: Site on Derelict Sites Register since 2009.



Alexandra Road, St. Luke's: Planning permission granted for three townhouses; the site is currently for sale.



125 Lower Glanmire Road: The premises sold in recent months. The new owner is meeting with the Planning Department next week to discuss refurbishment proposals.



180 Old Youghal Road: New file; issued letter to owner requesting works be



Former TSB Bank, Iona Park, Mayfield: Premises is sale agreed but title issue needs to be addressed before sale can close. The estate agent has advised that the prospective purchaser intends to occupy the building immediately upon completion of the sale.



18 MacCurtain Street: Unsightly commercial premises.

I recommend that the Committee note the position and refer the report to An Chomhairle for approval.

#### 6.4.4 **TAKE IN CHARGE DUNDANION COURT**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25th September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘That Cork City Council would Take in Charge Dundanion Court, on the Blackrock Road. This award winning estate of 36 houses was constructed 45 years ago, and was designed by a former City Architect’.

(Proposer: Cllr. T. Shannon 14/119)

The Strategic Planning & Economic Development Functional Committee recommended in April 2014 that Dundanion Court be advertised for taking in charge and this has been notified to the Roads Directorate.

The Notice of Intention to take in charge Roads at this development was advertised on 8<sup>th</sup> August, 2014. The final date for receipt of objections or representations with regard to the proposal is Friday 19<sup>th</sup> September, 2014. A report will be prepared thereafter for the consideration of the Roads & Transportation Functional Committee at its next meeting which is due to be held on Monday 6<sup>th</sup> October, 2014.

#### 6.4.5 **CLEAN UP PTSB AND AIB BANK IN MAYFIELD**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25th September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘That the Government order the Boards of PTSB and AIB bank to clean up and secure as soon as possible their grotty premises in Mayfield and that they then order their Boards to gift these premises to the Community as they are only serving as locations for "Government-Bank" facilitated anti-social behaviour.’

(Proposer: Cllr. T. Brosnan 14/149)

The Strategic Planning & Economic Development and Enterprise Directorate has no role to play in calling on Government to act in accordance with the motion and I therefore recommend that the matter be referred to An Chomhairle for consideration..

#### 6.4.6 **MEMORANDUM OF CO-OPERATION**

An Chomhairle considered and approved the report of the Director of Services, Strategic Planning & Economic Development dated 25th September, 2014, on the following motion which was referred to Committee by An Chomhairle:-

‘That Cork City Council seeks a memorandum of co-operation between the following Cities.

- Amsterdam
- Malaga
- Faro
- Geneva
- Liverpool
- Bordeaux
- Brussels



Considering that we have a regular flight service to these cities and we also share a number of Business, Cultural, Sporting and Tourism connections with the above cities. This memorandum of co-operation would be to deal with Education, Cultural and Business Exchanges between our Cities”.

(Proposer: Cllr. K. O’Flynn 14/257)

This motion will be referred to the International Relations Committee for consideration.

7. **ROADS & TRANSPORTATION FUNCTIONAL COMMITTEE – 6<sup>th</sup> OCTOBER 2014**

An Chomahire noted the minutes of the Roads & Transportation Functional Committee, from its meeting held on the 6<sup>th</sup> October 2014.

7.1 **ROADWORKS PROGRAMME**

An Chomhairle considered and unanimously approved the report of the Director of Services, dated 2nd October, 2014 on the progress of the ongoing Roadworks Programme for the month ended September, 2014.

7.2 **EXTINGUISHMENT OF PUBLIC RIGHT OF WAY FROM HOLLYVILLE ESTATE, HOLLYHILL, KNOCKNAHEENY, TO HOLLYHILL LANE, HOLLYHILL, KNOCKNAHEENY, CORK**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding proposed extinguishment of public right of way from Hollyville Estate, Hollyhill, Knocknaheeny, to Hollyhill Lane, Hollyhill, Knocknaheeny, Cork.

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir J. Kavanagh, An Chomhairle further agreed to adopt the following Resolution:-

“Now Council hereby RESOLVES THAT

Having considered all submissions and objections received within the prescribed statutory period setout in section 73 (1) (a) of the Roads Act 1993, it is now hereby Ordered that the Public Right of Way from Hollyville Estate, Hollyhill, Knocknaheeny, to Hollyhill Lane, Hollyhill, Knocknaheeny, Cork, be extinguished forthwith”.

The Report of the Director of Services stated that, it is proposed to extinguish the public right of way which includes the existing gated access and steps from Hollyville Estate, Hollyhill, Knocknaheeny, to Hollyhill Lane, Hollyhill, Knocknaheeny, Cork. The proposal for this extinguishment has arisen following a petition from local residents of Hollyville Estate requesting same, following continuous incidents of anti-social behaviour at this location.

In accordance with Section 73 of the Roads Act 1993, notice of the intention to extinguish this public right of way was published on the 15<sup>th</sup> August 2014.

The notice confirmed that maps showing the public right of way to be extinguished were available for public inspection at the Main Reception Desk, City Hall, Cork from 09.00-17.00 Monday to Friday up to 15<sup>th</sup> September 2014 (said period being not less than one month as required by section 73 (1) (a) of the Roads Act 1993).

The notice provided for objections or representations to be made in writing to the Director of Services, Roads and Transportation Directorate, no later than 4.00pm on 29<sup>th</sup> September 2014 (being not less than two weeks after the end of the period for inspection of the maps and particulars as required by section 73 (1) (a) of the Roads Act, 1993.

In accordance with Section 73 of the Roads Act 1993, a copy of such notice was affixed in prominent positions at each end of the public right of way proposed to be extinguished and left in place for a period or periods which were in aggregate of not less than fourteen days.

No written representations or objections were received during the statutory period with respect to the proposed extinguishment. Accordingly, it is the Housing and Community Directorate's recommendation that the Public Right of Way from Hollyville Estate, Hollyhill, Knocknaheeny, to Hollyhill Lane, Hollyhill, Knocknaheeny, Cork, be extinguished.

I now request that this Committee consider the proposed Extinguishment and this report and refer it to Council for approval. I also request that the Committee recommend the following resolution to Council for adoption:

“Now Council hereby RESOLVES THAT

Having considered all submissions and objections received within the prescribed statutory period setout in section 73 (1) (a) of the Roads Act 1993, it is now hereby Ordered that the Public Right of Way from Hollyville Estate, Hollyhill, Knocknaheeny, to Hollyhill Lane, Hollyhill, Knocknaheeny, Cork, be extinguished forthwith”.

### 7.3 **INCENTIVISED PARKING 2014**

An Chomhairle considered and unanimously approved the report of the Director of Services, dated 2nd October, 2014 regarding Incentivised Parking 2014.

The Report of the Director of Services stated that, Cork City Council seeks to continuously promote and support the local economy and ensure that the City is an attractive place to visit, dine and shop.

For the past number of years, the City Council has operated a number of incentives to encourage footfall, spend and interest in the City Centre in the lead up to Christmas.

Members will be aware that as part of this endeavour an incentivised parking promotion was run in October/November 2011, 2012 and 2013.

It is proposed to put the following incentives in place in 2014:

## **A. Incentivised Parking**

The Council proposes to operate the following incentivised parking offer for the public for approximately a 6 week period from the 14<sup>th</sup> October 2014 in a concerted effort to generate business in the city in the lead up to Christmas-

- *Monday to Thursday 10.00 a.m. to 12 noon – free car parking in both Paul Street and North Main Street Car Parks;*
- *Thursday and Friday – 18.30 p.m. to midnight – free parking in Paul Street Car Park to incentivised late night shoppers.*

## **B. Park & Ride, Kinsale Road**

On each Saturday from the 18<sup>th</sup> October 2014 for a 6 week period, the Council proposes to provide a free park & ride service. This is in particular to encourage and attract families to the city at weekends to enjoy the city centre vibrancy, quality of retailing, hospitality and entertainment offering in our compact, pedestrian friendly city.

7.4

## **COACH PARKING FOR CASTLETOWNBERE BUS**

An Chomhairle considered and unanimously approved the report of the Director of Services, dated 2nd October, 2014 regarding Coach Parking for Castletownbere Bus.

The Report of the Director of Services stated that, the Castletownbere bus is operated by Donal Harrington on Monday – Friday (not Thursday) all year round and Saturdays summer time only, the bus arrives in Parnell place at 9.50 am with a return journey leaving for Ardroom at 18.00. The service on Sunday arrives in the City at 18.50 with a return journey leaving at 20.00. The Thursday service is operated by Maurice O Donoghue and arrives in the City at approx 9.50 am with a return journey leaving for Ardroom at 18.00.

Historically both operators parked on Parnell Place for the duration of the day free of charge between the morning and evening services. The bus drop - off point and pick up point was outside McPearsons's Paints (now Panda Mama's) on the south east portion of Parnell Place.

As a result of the Parnell Place realignment and upgrade scheme, parallel parking and loading bays are provided along Parnell Place. It is no longer possible for the bus to park in its former location as passengers would be alighting into live traffic. A loading bay has been provided at this location to facilitate businesses in the area as well as Oliver Plunkett Street and Maylor Street. It was suggested that use be made of the set down area opposite the bus station for the Castletownbere service but again this is not recommended as passengers would be alighting into the cycle lanes.

Lower Oliver Plunkett Street westbound is a bus lane. Provision is made on the westbound side of this street for taxi and bus parking. Pending the adoption of an overall coach parking strategy it is recommended that a section of this bus parking be used as the bus stop and parking for both operators of the Castetownbere service. At this location passengers are being collected in the same general vicinity as before and are still minutes walk from the bus station. Passengers can alight the bus safely onto a quiet

section of footpath and the location does not require any significant alteration to their route. If needed, temporary signing can be provided in Parnell Place to alert passengers to the new stop. The proposal can be further reviewed in conjunction with arrangements for other service providers following consideration of the anticipated coach parking strategy.

7.5

**TAKING IN CHARGE OF ROADS SERVING ‘BELFIELD ABBEY’  
BOREENMANNA ROAD (WITH ONE DWELLING HAVING AN EXIT ONTO  
CLANRICKARDE ESTATE)**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding taking in charge of roads serving ‘Belfield Abbey’ Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate).

On the proposal of Comhairleoir K. McCarthy, seconded by Comhairleoir T. Shannon, An Chomhairle further agreed to adopt the following Resolution:-

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads serving Belfield Abbey’ Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate), Cork, are public roads.”

The Report stated that, I refer to the roads serving the development at ‘Belfield Abbey’ Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate), Cork in respect of which a public right of way exists.

In accordance with Section 11 of the Roads Act 1993, and in compliance with Section 180 of the Planning and Development Act 2000, notice of intention to declare the said roads serving ‘Belfield Abbey’ Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate) Cork, described as a ‘residential development of (formally 67 now) 66 dwellings’, to be public roads was published in the Irish Examiner on the 8<sup>th</sup> August 2014.

Objections or representations in writing with regard to this proposal were invited no later than 4 p.m. on Friday, the 19th September 2014. None were received.

The said roads serving Belfield Avenue, Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate) Cork are of general public utility. The financial implications of declaring these roads to be public roads have been considered.

Subject and without prejudice to the elected Council’s consideration, I now recommend that this report be referred by the Roads and Transportation Functional Committee to Council for approval and that this Committee recommend the following resolution to Council for adoption;

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads serving Belfield Abbey’ Boreenmanna Road (with one dwelling having an exit onto Clanrickarde Estate), Cork, are public roads.”

7.6

**TAKING IN CHARGE OF ROADS SERVING HATTONS ALLEY LANE, GREAT WILLIAM O’BRIEN STREET, BLACKPOOL, CORK**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding Taking in charge of roads serving Hattons Alley Lane, Great William O’Brien Street, Blackpool, Cork

On the proposal of Comhairleoir J. Kavanagh, seconded by Comhairleoir J. Buttimer, An Chomhairle further agreed to adopt the following Resolution:-

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads serving Hattons Alley Lane, Great William O’Brien Street, Blackpool, Cork are public roads.”

The report of the Director of Services stated that, I refer to the roads serving the development at Hattons Alley Lane, Great William O’Brien Street, Blackpool, Cork, in respect of which a public right of way exists.

In accordance with Section 11 of the Roads Act 1993, and in compliance with Section 180 of the Planning and Development Act 2000, notice of intention to declare the said roads serving Hattons Alley Lane, Great William O’Brien Street, Blackpool, Cork to be public roads was published in the Irish Examiner on 8<sup>th</sup> August 2014.

Objections or representations in writing with regard to this proposal were invited no later than 4 p.m. on Friday, the 19th September 2014. None were received.

The said roads serving Hattons Alley Lane, Great William O’Brien Street, Blackpool, Cork are of general public utility. The financial implications of declaring these roads to be public roads have been considered.

Subject and without prejudice to the elected Council’s consideration, I now recommend that this report be referred by the Roads and Transportation Functional Committee to Council for approval and that this Committee recommend the following resolution to Council for adoption;

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads

serving Hattons Alley Lane, Great William O'Brien Street, Blackpool, Cork are public roads.”

7.7

**TAKING IN CHARGE OF ROADS SERVING MOUNT ST. JOSEPH'S CLOSE (PART OF) BAKER'S ROAD, CORK**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding Taking In Charge Of Roads Serving Mount St. Joseph's Close (Part Of) Baker's Road, Cork

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir J. Buttimer, An Chomhairle further agreed to adopt the following Resolution:-

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O'Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads serving Mount St. Joseph's Close (part of) Baker's Road, Cork, are public roads.”

The report stated that, I refer to the roads serving the development at Mount St. Joseph's Close (part of) Baker's Road, Cork, in respect of which a public right of way exists.

In accordance with Section 11 of the Roads Act 1993, and in compliance with Section 180 of the Planning and Development Act 2000, notice of intention to declare the said roads serving Mount St. Joseph's Close (part of) Baker's Road, Cork, described as a residential development of 10 Townhouses and 8 Apartments, to be public roads was published in the Irish Examiner on 8<sup>th</sup> August 2014.

Objections or representations in writing with regard to this proposal were invited no later than 4 p.m. on Friday, the 19th September 2014. None were received.

The said roads serving Mount St. Joseph's Close (part of) Baker's Road, Cork are of general public utility. The financial implications of declaring these roads to be public roads have been considered.

Subject and without prejudice to the elected Council's consideration, I now recommend that this report be referred by the Roads and Transportation Functional Committee to Council for approval and that this Committee recommend the following resolution to Council for adoption;

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O'Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said roads serving Mount St. Joseph's Close (part of) Baker's Road, Cork, are public roads.”

**TAKING IN CHARGE OF ROAD AND FOOTPATH OUTSIDE THE ELYSIAN, EGLINTON STREET, OLD STATION ROAD & ALBERT STREET, CORK**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding Taking In Charge Of Road And Footpath Outside The Elysian, Eglinton Street, Old Station Road & Albert Street, Cork

On the proposal of Comhairleoir J. Kavanagh, seconded by Comhairleoir K. McCarthy, An Chomhairle further agreed to adopt the following Resolution:-

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the road and footpath outside the **green dashed line** (as shown on O’Flynn Construction map of “The Elysian” dated Feb 2014), serving “The Elysian”, Eglinton Street, Old Station Road & Albert Street, Cork are public roads.”

The report stated that, I refer to the roads serving the development at The Elysian, Eglinton Street, Old Station Road & Albert Street, Cork, in respect of which a public right of way exists.

In accordance with Section 11 of the Roads Act 1993, and in compliance with Section 180 of the Planning and Development Act 2000, notice of intention to declare the said road and footpath outside the **green dashed line** (as shown on O’Flynn Construction map of “The Elysian” dated Feb 2014), serving “The Elysian”, Eglinton Street, Old Station Road & Albert Street, Cork, described as mixed use residential office and retail development (including a two level basement) generally comprising of 6-8 storeys above street level apart from the landmark building in the South West corner of the site, which is 17 storeys above street level, to be public roads was published in the Irish Examiner on 8<sup>th</sup> August 2014.

Objections or representations in writing with regard to this proposal were invited no later than 4 p.m. on Friday, the 19th September 2014. None were received.

The said road and footpath outside the **green dashed line** (as shown on O’Flynn Construction map of “The Elysian” dated Feb 2014), serving “The Elysian”, Eglinton Street, Old Station Road & Albert Street, Cork are of general public utility. The financial implications of declaring these roads to be public roads have been considered. Subject and without prejudice to the elected Council’s consideration, I now recommend that this report be referred by the Roads and Transportation Functional Committee to Council for approval and that this Committee recommend the following resolution to Council for adoption;

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the road and footpath outside the **green dashed line** (as shown on O’Flynn Construction map of

“The Elysian” dated Feb 2014), serving “The Elysian”, Eglinton Street, Old Station Road & Albert Street, Cork are public roads.”

7.9

**TAKING IN CHARGE OF THE ACCESS ROAD TO JACOBS ISLAND, CORK**

An Chomhairle considered and approved the Report of the Director of Services, dated the 2<sup>nd</sup> October 2014 regarding Taking in Charge of the Access Road to Jacobs Island, Cork

On the proposal of Comhairleoir T. Shannon, seconded by Comhairleoir L. McGonigle, An Chomhairle further agreed to adopt the following Resolution:-

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said Access Road to Jacobs Island, Cork, described as the Access Road from the Southern signalised junction at Mahon Interchange on R852 to and including roundabout (near “The Courtyard”) Jacob’s Island, is a public road.”

The Report stated that, I refer to the Access Road to Jacobs Island, Cork, in respect of which a public right of way exists.

In accordance with Section 11 of the Roads Act 1993, and in compliance with Section 180 of the Planning and Development Act 2000, notice of intention to declare the said Access Road to Jacobs Island, Cork, described as the Access Road from the Southern signalised junction at Mahon Interchange on R852 to and including roundabout (near “The Courtyard”) Jacob’s Island, to be a public road was published in the Irish Examiner on 8<sup>th</sup> August 2014.

Objections or representations in writing with regard to this proposal were invited no later than 4 p.m. on Friday, the 19th September 2014. None were received.

The said Access Road to Jacobs Island, Cork, is of general public utility. The financial implications of declaring this road to be a public road have been considered. Subject and without prejudice to the elected Council’s consideration, I now recommend that this report be referred by the Roads and Transportation Functional Committee to Council for approval and that this Committee recommend the following resolution to Council for adoption;

Now Council hereby RESOLVES THAT

“Having considered the Report of Gerry O’Beirne, Director of Services, Roads and Transportation Directorate, dated the 2nd October 2014, and the provisions of Section 11 (1) of the Roads Act 1993, it is now hereby declared by this Order that the said Access Road to Jacobs Island, Cork, described as the Access Road from the Southern signalised junction at Mahon Interchange on R852 to and including roundabout (near “The Courtyard”) Jacob’s Island, is a public road.”



7.10 **CORRESPONDENCE FROM ENERGY CORK**

An Chomhairle noted the correspondence from Energy Cork seeking assistance for a promotional campaign in 2015 to increase the uptake of plug in electric cars in the Cork area and approved the recommendation of the Committee that the Council support the project by dedicating 50 spaces for plug in electric vehicles at the Park & Ride, by providing additional charge points for electric vehicles at the Park & Ride in co-operation with the ESB and by offering on a once-off basis, free use of the facility for the year to the owners of 50 new plug in electric vehicles on a first come basis.

7.11 **TO CONSIDER THE FOLLOWING MOTIONS WHICH WERE REFERRED BY COUNCIL TO THE COMMITTEE**

7.11.1 **UPGRADE THE FOOTPATH ON SHANAKIEL ROAD**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council

- a. Repair and upgrade the footpath on Shanakiel Road from the end of Strawberry Hill to the T junction at Shanakiel Road as its condition is of concern to residents with mobility issues and is on the main tourist route from Fitzgerald’s Park to the City Gaol.
2. Replace the street furniture with new poles to assist pedestrians crossing the road.

(Proposer: Cllr. T. Fitzgerald 14/205)

The Report stated that the footpaths at Shanakiel Road will be inspected and any necessary localised repairs will be carried out in the coming months.

On clarification of the extent of section of concern, the Council will assess the status of existing street furniture in the area.

7.11.2 **TRAFFIC CALMING PROGRAMME**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

That Cork City Council includes Farranferris Close, Farranree in the Traffic Calming Programme.

(Proposer: Cllr. T. Fitzgerald 14/215)

The Report stated that on clarification of the exact location in Farranree, it will be added to the list of areas where a request for traffic calming has been received. The area will be assessed to determine the extent of the problems that exist in order to identify any possible mitigation measures that can be provided there.

Any identified measure will be put forward for consideration to be included in the Roads Programme, subject to funding being available.

7.11.3 **PEDESTRIAN PATHWAY BETWEEN SILVERSPRINGS LAWN AND ASHMOUNT**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would install a pedestrian pathway between Silversprings Lawn and Ashmount as a matter of urgency.’

(Proposer: Cllr. T. Tynan 14/256)

The Report stated that this Motion has been referred to the Environment & Recreation Functional Committee.

7.11.4 **LAMP ON ST PATRICK’S BRIDGE**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That the north west lamp on St Patrick’s Bridge, closest one to Camden Quay, be fixed.’

(Proposer: Cllr K. McCarthy 14/266)

The Report stated that an on-site inspection has confirmed that the decorative lantern on St. Patrick’s Bridge is out of order due to a cable fault. The specialist lighting contractor engaged by Cork City Council has been requested to provide an estimate of costs, which would be in addition to normal maintenance under the terms of contract, with a view to expediting the repair.

7.11.5 **TOUR BUS PARKING BAY BE RE-INSTATED**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

That in light of numerous tour buses parking by St Finbarr’s Cathedral, that a tour bus parking bay be re-instated

(Proposer: Cllr. K. McCarthy 14/267)

The Report stated that the Transportation Division advises the existing bus stop on Bishop Street, adjacent to St. Fin Barre’s Cathedral was relocated to the east, as part of recent works on Bishop Street.

In addition a new coach stop has been installed on Bishop’s Street, adjacent to St. Fin Barre’s Cathedral, to facilitate visitors to the cathedral as well as the Elizabeth Fort on

Barrack Street. As there are significant numbers of tourists visiting these two key points of interest in the City, a coach stop is the most appropriate type of stop as the visitor can be dropped adjacent the place of interest, and picked up from the same location, a few hours or so after the drop off. The coach does not have to stay parked up at the stop for the duration of the visit which makes the stop also available for other tour buses and groups.

#### 7.11.6 **2015 ROAD RESURFACING PROGRAMME**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

That the western part of Fr Dominic Road be included in the 2015 resurfacing programme as it is in very poor condition.

(Proposer: Cllr. T. O'Driscoll 14/271)

The Report stated that this section of road will be considered for inclusion in the 2015 Roads Programme subject to funding being available..

#### 7.11.7 **FOOTPATHS IN COURTOWN PARK, KNOCKNAHEENY**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council will survey footpaths in Courtown Park, Knocknaheeny & carry out repairs where required.

(Proposer: M. Nugent 14/275)

The Report stated that the footpaths in Courtown Park will be inspected and any essential localised repairs will be carried out in the coming months.

#### 7.11.8 **ROADS RESURFACING PROGRAMME**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Mahony's Avenue, St Luke's, be included in the Roads resurfacing programme for 2014/15.’

(Proposer: Cllr. J. Kavanagh 14/291)

The Report stated that Mahony's Avenue will be considered for inclusion in the 2015 Roads Programme subject to funding being available.

7.11.9 **2015 FOOTPATH RENEWAL PROGRAMME**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That the footpaths at McDonagh Road in Ballyphehane be included in the 2015 Footpath Renewal Programme.’

(Proposer: Cllr. T. O’Driscoll 14/293)

The Report stated that, the footpaths in McDonagh Road will be inspected and will be considered for inclusion in the 2015 Roadworks programme subject to adequate funding being available.

7.11.10 **RESURFACE RESIDENT’S CARPARK IN GREENHILLS ESTATE**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council carry out the agreement to resurface the rest of the resident’s carparks in Greenhills Estate, as agreed with residents.’

(Proposer: Cllr K. McCarthy 14/295)

The Report stated that, the location at Greenhill’s Court will be inspected for due consideration in the 2015 road works programme with works being carried out subject to resources being available.

7.11.11 **TRAFFIC CALMING MEASURE ON BOREENMANNA ROAD**

An Chomhairle considered and unanimously approved Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council carry out the agreement to provide adequate traffic calming measures on Boreenmanna Road (as part of recent works) and a safe crossing near the Willow Lawn junction, as agreed with residents.’

(Proposer: Cllr K. McCarthy 14/296)

The Report stated that, the Transportation Division advises that recent works on Boreenmanna Road, in the vicinity of Crab Lane, have been completed in full. There is no agreement in place to provide a crossing near Willow Lawn.

Boreenmanna Road has now been added to the list of areas where a request for traffic calming has been received. The area will be assessed to determine the extent of the problems that exist in order to identify any possible mitigation measures that can be provided there. Any identified measure will be put forward for consideration to be included in the Roads Programme, subject to funding being available.

Furthermore, Boreenmanna Road is within the extents of the National Transport Authority's current study of the City's South Eastern Strategic Transport Corridor. This study seeks to promote and provide for safe convenient sustainable means of making local trips to work, school and recreational trips.

#### 7.11.12 **TRAFFIC CALMING MEASURES IN BLACKPOOL VILLAGE**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council would install traffic calming measures in Blackpool Village to help to reduce the speed of vehicles going through Blackpool because there have been a number of serious accidents involving cars travelling through Blackpool in the past twelve months.’

(Proposer: Cllr. T. Gould 14/304)

The Report stated that the Transportation Division advises that Blackpool Village will be assessed, in consultation with An Garda Síochána, to determine the extent of the traffic problems that exist in order to identify any possible mitigation measures that can be provided there.

Any identified measure will be put forward for consideration to be included in the Roads Programme, subject to funding being available.

#### 7.11.13 **PEDESTRIAN CROSSING AT THE BOTTOM OF SHANDON STREET**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘In the interest of safety it is necessary to put a pedestrian crossing between Irwin's Chemist and the Post Office at the bottom of Shandon Street as a matter of urgency.’

(Proposer: Cllr. L. O'Donnell 14/305)

The Report stated that, the Transportation Division advises that, as part of the current City Centre Movement Strategy (CCMS) Phases 1 & 2 work, the installation of a pedestrian crossing near Irwin's Chemist and the Post Office on Shandon Street is being considered.

#### 7.11.14 **MEMORIAL ON MARDYKE WALK IN MEMORY OF NOEL CANTWELL**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That a suitable memorial be placed on Mardyke Walk in memory of former Soccer International Noel Cantwell give his close association with that part of the City.’

(Proposer: Cllr. T. O'Driscoll 14/232)

The Report stated that, the request to place a suitable memorial in memory of former Soccer International Noel Cantwell is being processed. A report will be prepared for consideration of the Roads & Transportation Functional Committee following assessment.

7.11.15 **TRAFFIC-CALMING MEASURES AT THE ENTRANCE TO THE STONERIDGE ESTATE**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork City Council will install traffic-calming measures at the entrance to the Stoneridge Estate that will ensure the safety of residents, particularly children, from traffic entering the estate from the very busy Blarney rd, such measures could complement the proposed pedestrian crossing near the estate, that Council will give a date for the installation of this much needed pedestrian crossing.’

(Proposer: Cllr. M. Nugent 14/235)

The Report stated that, the Transportation Division advises that the need for a pedestrian crossing on Blarney Road, near the Stone Ridge Estate has been established. Cork City Council is committed to delivering this scheme. The works associated with the crossing also include for an amount of traffic calming on the approaches to the proposed pedestrian crossing.

Specific funding for the scheme was secured through a Non National (i.e., Regional and Local) Roads Low Cost Safety Improvement Works grant in 2013 and a preliminary design was prepared at that stage.

An application for Non National Roads Low Cost Safety Improvement Works funding to deliver the scheme in 2014 was made to allow the scheme to proceed to construction. The application was unsuccessful. In addition there was no Cork City Council revenue budget allocation to complete the scheme in 2014. Consequently it has not been possible to bring the scheme to construction in 2014.

Notwithstanding the above, we will shortly be applying for 2015 funding, and if successful the scheme will be progressed through a Section 38 of the 1994 Road Traffic Act and onto construction in 2015.

7.11.16 **CYCLE LANES ON LOWER GLANMIRE ROAD**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That this Council admonishes the Senior Management for proceeding with the installation of cycle lanes on Lower Glanmire Road in direct contravention of the expressed wish of this Council. The consultation process was flawed in that the Public Notice did not inform stakeholders in the area of the massive reduction in parking adjacent to local ratepayers and St. Patricks Church. Nor did it refer to work to move a cobbled section of heritage value.’

(Proposer: Cllr. T. Brosnan 14/29)

The Report stated that, the works in question form part of the Kent Station – City Centre route improvement scheme. The aim of the scheme is to improve the connectivity between the City Centre, the Bus Station and Kent Station thereby providing quality routes with an increased level of service and safety for pedestrians, cyclists and public transport users. The streets included in the scheme are:- Lower Glanmire Rd. (to Kent Station entrance), Railway St., Ship St., Brian Boru St., Brian Boru Bridge, Horgan's Quay (from new Kent Station entrance), Penrose Quay, St. Patrick's Quay (east of Brian Boru Bridge).

The scheme is part of an overall approach by City Council to optimize the use of road space and promote a better balance between transport modes to the benefit of all road users. This approach has been endorsed by Council in its planning policies, the City Centre Movement Strategy and the NTA investment framework for Cork City.

This scheme was the subject of public consultation in accordance with the provisions of section 38 of the Road Traffic Act 1994. The Section 38 drawing issued for this scheme showed the provision of bus and cycle lanes going through the cobbled area referred to above and also showed the parking spaces to be available on completion of the scheme. Whilst there is a reduction in parking, there is still a considerable amount remaining in the area – on Lower Glanmire Rd., Railway St., Ship St., Alfred St., along the Quays and MacCurtain St. Additional spaces were also provided on the south side of Lower Glanmire Rd. adjacent to Ship St. and every effort is made to minimise parking losses to that which is essential for the improved bus, cycle and walking facilities.

The lifting of the existing cobbles is not an issue that would be explicitly stated in a Section 38 notice. Neither is a commentary on reductions in parking. The aforementioned colour coded drawing clearly illustrates both events and as with all consultations, staff were available to explain any such matters to interested parties during the public consultation process. Members will be aware from the many street improvement schemes undertaken by Council that the removal/relocation/relaying of cobbles can be a necessary feature of works in an historic City and is not generally viewed as unique or radical eg cobbles removed and relaid on improvement schemes at Beasley Street, Parnell Place, St. Luke's Cross, Grand Parade etc

The Section 38 process for the Kent Station to City Centre scheme was carried out in accordance with the required statutory procedures. In addition to the required newspaper advertisements, 12 no. temporary signs were erected on poles across the scheme to further publicise the proposals. The seven submissions received were the subject of report to Members and the matter considered at the functional meeting of 1<sup>st</sup> July 2013 and Council meeting of 8<sup>th</sup> July 2013. Following Council approval the scheme proceeded through the detailed design, tender documents and contractor procurement phases. The scheme was further discussed at the Council meeting of 10<sup>th</sup> April 2014 at which it was confirmed that the scheme was progressing as approved but that in response to concerns expressed the cobbles were to be retained and relaid on site just north of the new bus lane and that the horse trough was to be retained in its current location.

The design of the scheme includes a number of fundamental elements and in particular better facilities for bus users, cyclists and walkers. To revisit the fundamental constituents of any scheme after conclusion of the public consultation process and into the construction stage renders the entire procedure for street development schemes

inoperable. The Council does however engage on an ongoing basis with any interested parties on the specific details of schemes irrespective of when queries/ concerns are raised. In doing so it is not uncommon for scheme details to be adjusted / modified throughout the construction stage in response to individual concerns. However these adjustments cannot extend to the elimination of the fundamental constituents of the scheme without endangering the scheme itself.

In line with the foregoing and in response to the concerns expressed with regard to parking on Lower Glanmire Road, the parking provisions have been recently re-examined. Arising from same it is confirmed that Council can adjust the works for this area without endangering the scheme so as to provide more parking spaces (5-6 approx.) at the western end of Lower Glanmire Road. If approved this would benefit local retailers and other property owners and other streets in the surrounding area can be similarly reviewed.

It should be noted that, apart from the transportation measures, this scheme will deliver a much needed improvement to the entire public realm in this area similar to other recent street improvement schemes in the City. The scheme is also linked to the NTA funded redevelopment of Kent station which will see the station reorientated to better connect with the City centre. The level of investment in the area from the two projects is close to €10m and represents a major renewal opportunity for the area and the City.

7.11.17 **RESTORE THE COLLAPSED FOUNDATIONS UNDERNEATH THE FENCE BETWEEN KEMPTON PARK AND CHAPEL GATE**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

‘That Cork Council as a matter of urgency restores the collapsed foundations underneath the fence between Kempton Park and Chapel Gate in the interests of health and safety.’

(Proposer: Cllr. K. O’Flynn 14/158)

The Report stated that Roads Maintenance personnel have been in discussion with adjoining property owners at this location and it is expected that remedial works will take in place in the near future if agreement can be reached with the affected residents.

7.11.18 **REMOVE PART OF GREEN AREA IN ROCKWOOD ESTATE MAHON**

An Chomhairle considered and unanimously approved the Report of Director of Services dated 2nd October, 2014 on the following motion which was referred to the Committee by An Chomhairle.

That part of the green area in Rockwood Estate Mahon would be removed so as the residents in this estate can park in safety.

(Proposer: D. O’Flynn 14/178)

The Report stated that there is currently no funding available for the conversion of green areas to parking. However if funding becomes available in 2015 this estate will be



considered for inclusion. A general consensus from the residents of the estate will also be required.

## 8. **HOUSING & COMMUNITY FUNCTIONAL COMMITTEE – 6<sup>th</sup> OCTOBER 2014**

An Chomhairle noted the minutes of the Housing & Community Functional Committee, from its meeting held on the 6<sup>th</sup> October 2014.

### 8.1 **DISPOSALS**

An Chomhairle considered the reports of the Chief Executive dated 2nd October, 2014 in relation to the following property disposals:

- a. Disposal of freehold interest in property known as No. 18, French's Villas, Wolfe Tone Street, Cork to Denis Sharkey, c/o Murphy & Condon, Solicitors, No. 69, Shandon Street, North Gate Bridge, Cork for the sum of €6.35 together with costs in the sum of €460.00 (plus VAT). On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir K. McCarthy, the disposal was approved.
- b. Disposal of freehold interest in property known as "Bellevue", No. 2, St. Josephs Drive, Montenotte, Cork to Suzanne Murphy and Claire O'Driscoll, c/o P. J. O'Driscoll & Sons, Solicitors, No. 73, South Mall, Cork for the sum of €50.80 together with costs in the sum of €460.00 (plus VAT). On the proposal of Comhairleoir J. Buttimer, seconded by Comhairleoir K. McCarthy, the disposal was approved.
- c. Disposal of Cork City Council's fee simple interest in dwelling house known as No. 6, Kent Road, Ballyphehane, Cork held by Cork City Council under a Shared Ownership Lease to Rita Corcoran for the sum of €28,347.90. On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir L. McGonigle, the disposal was approved.

### 8.2 **MONTHLY REPORT**

An Chomhairle considered and unanimously approved the report of the Assistant Chief Executive, Housing & Community Services on Housing for September 2014.

### 8.3 **QUARTERLY REPORT**

An Chomhairle considered and unanimously approved the report of the Assistant Chief Executive, Housing & Community Services on Housing for the Quarter ended 30th September, 2014.

### 8.4 **COMMUNITY WARDEN SERVICE**

An Chomhairle considered and unanimously approved the report of the Assistant Chief Executive, Housing & Community Services dated 2<sup>nd</sup> October, 2014 in relation to the Community Warden Service.

The report of the Assistant Chief Executive stated that six Community Wardens were originally appointed by the City Council in August 2008. They were appointed to work in the RAPID areas of the City, in compliance with the conditions of grant from the

Department of the Environment, Community & Local Government. For the first three years 90% of their salary costs were funded under the Sustainable Communities Fund. Following the success of this pilot, the service has been successfully mainstreamed and is funded by Cork City Council. The Community Warden's role was intended to cover three main areas:

- *Community Liaison*
- *Monitoring of and Reporting of Local Authority Issues*
- *Enforcement of Local Authority Regulations*

The report also stated that in 2008 one Community Warden resigned from the position and a second resigned in November 2013. Due to the recruitment embargo they have not been replaced. In early 2014 the service was reconfigured in light of the reduced personnel. The four remaining community wardens now cover:

- Togher, Mahon
- Farranree, Fairhill, Blackpool
- Knocknaheeny/Hollyhill/Churchfield
- The Glen, Mayfield

Gurranabraher is also shared between two community wardens.

The purpose of this report is to provide an insight into the work that the Wardens have been doing and to illustrate some of the successes the service has enjoyed over that time.

#### **Community liaison:**

- The Community Wardens have supported Safety Forums in 4 areas of the City. The wardens have played a key role in liaising with residents who have raised issues and on following up on those issues with residents as members of the Community Safety Units which meet regularly.
- The wardens attend relevant local residents association meetings on a regular basis to act on any issues raised regarding City Council.
- The Wardens have supported a range of events aimed at generating resident involvement in their community and creating a sense of pride. For example: -
  - Community bonfire night events
  - Summer camps, social events for older people, Hallowe'en parade, Sports days
  - Walking groups
  - Summer Fun days are held in the parks, in partnership with the local community and Recreation, Amenity
  - Clean-ups are held in estates where there have been litter and dumping problems; in some areas this has become a regular activity.
  - The Wardens support some youth cafés by supervising the café on a rota with other local workers.

#### **Monitoring / reporting of Local Authority issues: -**

- A key aspect of the community wardens role is to patrol their estates and identify any issues relevant to the Local Authority. The Wardens patrol the parks, specific estates and open spaces. Issues such as:- abandoned cars, litter, dumping, repairs and maintenance etc. are reported to the appropriate department / agency and where possible proactive action is taken.

- The community wardens are key to the success of the Probation and Welfare graffiti removal service. Over the years this has resulted in the removal of graffiti from several hundred locations.
- The Wardens have taken a proactive approach to addressing issues. For example:- calling door-to-door to residents with the litter warden to ensure residents have appropriate refuse collection arrangements, and working with community groups to organise estate improvements such as murals, tree planting etc.
- The Wardens have supported the Housing & Community Directorate in undertaking home visits relating to tenancy enforcement on a range of issues.

**Enforcement of Local Authority issues: -**

- Monitor CCTV system in Blackpool to help locate and resolve crimes.
- Residents reminded of responsibilities under the Control of Dogs Act.
- Support for removal of horses.
- Youths warned regarding anti-social behaviour.
- Residents reminded of responsibilities relating to noise pollution.

**Other activities:**

- In times of emergency such as flooding, cold weather snaps etc, the community wardens support the Gardaí, other council staff and community groups at a local level to respond
- One Warden supported the Planning Department in implementing the painting grant scheme
- Directories of service have been developed in some areas and the Wardens had a role in distributing the directories locally.
- The community wardens have made presentations to local schools regarding litter, anti-social behaviour and general social responsibility.
- MUGA Mornings have been supervised by some Wardens which enables children in those area to make proper use of the Multi-Use Games Areas in the park with coaching and supervision.
- Wardens have got involved in specific projects to help improve the local environment, such as mural projects, painting or redecorating projects, tidy towns initiatives and gardening projects.
- Occasionally Wardens may encounter serious issues such as elderly residents being in an unsafe situation, child protection concerns or criminal activity. These have been reported to the appropriate authorities.

**General**

The Community Wardens initiative is an important support to communities in disadvantaged areas and provides a significant City Council presence in communities. They have developed strong links with local voluntary and community groups and have supported local volunteers and enabled a wide range of local projects to take place successfully and safely. They contribute to the overall quality of life in their areas and are an important link between the City Council and other Agencies and local residents.

## 8.5 **BOYCES STREET FLATS**

An Chomhairle considered and unanimously approved the report of the Assistant Chief Executive, Housing & Community Services dated 2<sup>nd</sup> October, 2014 on Boyces Street Flats.

The report of the Assistant Chief Executive stated that there have been a number of Department of the Environment, Community & Local Government funded schemes proposed for Boyces Street in recent times as follows:

1. 2006 Environmental Improvement Works:
  - Undertaken by NBA on behalf of Cork City Council
  - Project Value €2.4m
  - Project closed down in 2009 due to legal proceedings by tenderer
  - Budget re-allocated by Department of the Environment, Community & Local Government
  
2. Facade upgrades and Railings 2012/13
  - Minor works undertaken during 2012/13
  - Porch improvements to Cottages/bungalows
  - Railings provide around the flat complexes and closures of laneways
  - Approx Value €60k
  
3. A project appraisal for a new regeneration scheme was prepared by City Architects Department and submitted to the Department of the Environment, Community & Local Government in 2012. No approval has been received from DECLG to date on the project.
  - Total Scheme estimated cost €4m

## 8.6 **ANY OTHER BUSINESS**

An Chomhairle approved the recommendation of the Committee that An Chomhairle should contact the Department of the Environment, Community & Local Government to ensure continuance of the Voids Recovery Programme for Cork City Council for 2015 and beyond.

An Chomhairle also approved the recommendation that An Chomhairle should seek approval from the Department for a new Build Programme for 2015 given the current housing crisis across Cork City.

An Chomhairle further agreed to invite the Minister for Housing to Cork for a meeting.

9. **CORRESPONDENCE**

An Chomhairle noted the following correspondence:-

1. Letter from the Office of the Minister for Education and Skills dated the 3<sup>rd</sup> October 2014 regarding the student service charge on apprentices.
2. Letter from the Office of the Minister for Skills, Research and Innovation dated the 6<sup>th</sup> October 2014 regarding apprenticeship charges.
3. Letter from the Department of Finance dated the 2<sup>nd</sup> October 2014
4. Letter from Office of the Minister dated the 2<sup>nd</sup> October 2014 regarding Cork Airport.
5. Letter from the Department of Environment, Community and Local Environment dated the 26<sup>th</sup> September 2014 regarding the motion adopted to introduce fairer and more equitable commercial rates system based on turn over, one which is reflective of the size and scale of the business and should be affordable.
6. Letter from Office of the Taoiseach dated the 26<sup>th</sup> September 2014 regarding the Student Service Charge levied on apprentices.
7. Letter from Office of the Taoiseach dated the 26<sup>th</sup> September 2014 regarding securing European Union support for practical measures aimed at long term solution to the Israeli- Palestinian conflict.
8. Letter from Office of the Taoiseach dated the 26<sup>th</sup> September 2014 regarding Cork Airport.
9. Letter from Office of the Taoiseach dated the 25<sup>th</sup> September 2014 regarding a more fairer and equitable commercial rates system.
10. Letter from Office of the Minister for Justice and Equality dated the 24<sup>th</sup> September 2014 regarding the Direct Provision Scheme.
11. Letter from Office of the Minister for Social Protection dated the 23<sup>rd</sup> September 2014 regarding Insolvency.
12. Thank you Card from the Family of Jack Hackett (RIP)

10. **CONFERENCES/ SEMINARS**

An Chomhairle approved the attendance at the following conferences/seminars which were be tabled on the night.

10.1 **COUNCILLORS CONFERENCE “FRACKING”**

Comhairleoir S. Martin at the Councillors Conference “Fracking” seminar at Bewley’s Hotel, Newland’s Cross, Clondalkin, Dublin 22 on the 24<sup>th</sup> – 26<sup>th</sup> October 2014.

11. **TRAINING**

An Chomhairle approved the attendance at the following L.A.M.A./A.I.L.G training courses tabled on the night.

Comhairleoirí S. Martin, T. Shannon, J. Buttimer at the AILG Inaugural Annual Conference 2014 at the Hotel Kilmore, Cavan on the 29<sup>th</sup> – 30<sup>th</sup> October 2014.

12. **MOTIONS**

An Chomhairle approved the referral to the relevant Committee of the following motions, due notice of which has been given:-

12.1 **DOG FOULING**

‘That Cork City Council carry out a campaign to identify the areas mainly affected by dog fouling and put in place additional dog fouling bins to help avoid the problems in these areas. Identify the dog runs and then through an awareness campaign, investment in Dog Fouling Bins and additional staff to solve the problem.’

(Proposer: Cllr. S. Martin 14/250)

**Environment & Recreation Functional Committee**

12.2 **TRAFFIC PLAN FOR BALLYHOOLEY ROAD**

‘That a full traffic plan be put in place for Ballyhooly Road to protect the residents and to slow down the traffic outside Mervue, Meelick, Meadow Park and Ashgrove Estates.’

(Proposer: Cllr. K. O’Flynn 14/289)

**Roads & Transportation Functional Committee**

12.3 **TRAFFIC PLAN FOR OLD MALLOW ROAD**

‘That a full traffic plan be put in place to slow down traffic on the old Mallow Road and in particular outside the Westlink Industrial Estate owing to the amount of car accidents that have occurred over the past year in that particular black spot.’

(Proposer: Cllr. K. O’Flynn 14/290)

**Roads & Transportation Functional Committee**

12.4 **ILLEGAL DUMPING**

‘That in a bid to stop the ongoing practice of filthy, illegal dumping by mainly private tenants in areas close to the city centre island - which is impacting on tourist spots (despite the great efforts of council cleansing staff) - contact is made with, and responsibility for refuse put on, the property owners. Fines should be issued if they do not provide for refuse services at their properties.’

(Proposer: Cllr. M. Finn 14/314)

**Environment & Recreation Functional Committee**

12.5 **BYE-LAWS GOVERNING THE TIMES FOR WASTE COLLECTION**

‘That conscious of the ongoing upset and annoyance caused to some householders in the city, bye-laws governing the times for collection of waste/recycling etc be changed from 5am to a more resident friendly time (eg 6.30/7am).’

(Proposer: Cllr. M Finn 14/326)

**Environment & Recreation Functional Committee**

12.6 **HOUSING VOIDS (HOMES)**

‘Can we as a council pass a motion insisting that all housing voids (Homes) that come back into the possession of Cork City Council gets turned around and handed back to a family within one month to 6 weeks as a maximum period of time? There is approximately 150 -160 homes a year come back into the possession of Cork City Council that would make a lot of families happy.

The longer a home is left idle the more it goes into disrepair, the more it costs to repair in the long run to bring back up to a standard to be handed back out to a family. Add this to the cost of boarding up the home and getting the utilities turned off and back on, and any possible vandalism that may happen in the meantime, add that to the loss of rental income €45 p.w. average rent = €2,340 p.a. Couple this with the potential savings in rent allowance or of taking a homeless family and housing them, it would work out cheaper in the long run even to pay a private builder to come in and fix up the home.

We know that due to the embargo and lack of funding the housing maintenance section is working at capacity this is why as a short time answer we might look to pay a private builder to come in and fix up the homes. From the rents collected on the homes and other savings pointed out earlier, over a short period of time this would become a self-financing project.’

(Proposer: Cllr. T. Moloney 14/336)

**Housing & Community Functional Committee**

12.7 **YELLOW BOX AT THE EXIT OF SILVERCOURT, NORTH RING ROAD**

‘That City Council would put in place a Yellow Box at the exit of Silvercourt on the North Ring Road to ensure the safety of residents from this estate and of residents from neighbouring estates onto what is a very busy road.’

(Proposer: Cllr. S. Cunningham 14/340)

**Roads & Transportation Functional Committee**

12.8 **ROAD RESURFACING TO THE KENLEY ESTATE, MODEL FARM ROAD, CORK**

‘That Cork City Council carry out road resurfacing to the Kenley Estate, Model Farm Road, Cork.

The state of the roads in Kenley Estate, Model Farm Road are shocking.

I have being sent a letter from the resident with photo's of the state of the roads and also drove around the area to witness it myself. In particular they refer to the junction of Kenley Road & Kenley Close and also the road up to, and including, Kenley Circle. These section of roads undergo a high rate of daily traffic and have undergone remedial repairs (i.e. filling of potholes) periodically over the past number of years. However, these remedial repairs don't last long, especially in wet weather.

In 2011 resurfacing work took place from Kenley Avenue to the ramp on Kenley road, and this still looks like new today. The remainder of the estate roads were laid over 30 yrs ago, they now need immediate action on this section of the road. Many parts of this

road is unsafe due to the number of pot holes. A complete resurfacing of this section is whats needed.’

(Proposer: T. Moloney 14/341)

**Roads & Transportation Functional Committee**

12.9 **TRAFFIC SURVEY FROM THE NORTH GATE BRIDGE TO WELLINGTON BRIDGE SUNDAY'S WELL**

‘Given the increase of traffic on Sundays Well Road particularly from 7.00 am to mid morning that City Council carry out a detailed traffic survey from the North Gate Bridge to Wellington Bridge Sunday's Well to examine the usage of vehicles in this area and take the appropriate steps to solve ongoing traffic congestion.’

(Proposer: T. Fitzgerald 14/342)

**Roads & Transportation Functional Committee**

12.10 **HANDRAIL BE PUT IN PLACE ON THE STEPS LINKING FORT STREET AND FRENCHES QUAY**

‘That a handrail be put in place on the Steps linking Fort Street and Frenches Quay as a support for those who find it difficult them.’

(Proposer: Cllr. T. O’Driscoll 14/343)

**Roads & Transportation Functional Committee**

12.11 **INCLUDE DERRYNANE ROAD IN THE 2015 ROAD RESURFACING PROGRAMME**

‘That Upper Derrynane Road be included in the 2015 Roads Resurfacing Programme.’

(Proposer: Cllr. T. O’Driscoll 14/344)

**Roads & Transportation Functional Committee**

12.12 **INCLUDE KENLEY ESTATE IN THE ESTATE RESURFACING PROGRAMME FOR 2015**

‘That City Council would include Kenley Estate in the Estate Resurfacing programme for 2015.

Photographic evidence of the condition of this estate has been forwarded to the Roads Dept from the Residents Association, so I would ask that remedial work be carried out here in the meantime as the road surface is presently in a very poor condition.

I would also ask that this remedial work be monitored frequently as these potholes seem to reappear after any heavy downpour of rain.



This estate includes the following areas:-

[ Kenley Circle / Kenley Drive / Kenley Heights / Kenley Close / Kenley Road / Mount Eden ]’

(Proposer: Cllr. H. Cremin 14/347)

**Roads & Transportation Functional Committee**

12.13 **APPROVES THE USE OF CYCLE LANES BY WHEELCHAIR USERS**

‘That Cork City Council approves the use of cycle lanes by wheelchair users.’

(Proposer: Cllr. T. Brosnan 14/349)

**Roads & Transportation Functional Committee**

12.14 **CONSTRUCTION OF NORTH RING ROAD**

‘That construction of the long overdue North Ring Road be prioritised by Government in 2015 as it will open up lands for industry and housing and also relieve traffic dangerous flows across Cork's northside.’

(Proposer: Cllr. T. Brosnan 14/350)

**Roads & Transportation Functional Committee**

12.15 **PUBLIC LIGHTING REPAIRS AT KILLALA GARDENS KNOCKNAHEENY**

‘That Cork City Council carry out urgent public lighting repairs at Killala Gardens Knocknaheeny as the lower end of the estate is in complete darkness for a number of months now.’

(Proposer: Cllr. T. Fitzgerald 14/351)

**Roads & Transportation Functional Committee**

12.16 **A TRAFFIC MANAGEMENT PLAN**

‘That Cork City Council would develop a traffic management plan for the residential area adjacent to UCC from Glasheen Road to Western Road and from Dennehy's Cross to St Finbarr's Road.’

(Proposer: Cllr. J. Buttimer 14/353)

**Roads & Transportation Functional Committee**

12.17 **DEVELOPING AREAS OF POLICY**

‘That City Council would include as appropriate people with disability as specific stakeholders to be consulted for new and developing areas of policy.’

(Proposer: Cllr. J. Buttimer 14/354)

**Corporate Policy Group**

12.18 **TRAFFIC CALMING MEASURES ON BLACKROCK ROAD**

‘That the Council review traffic calming measures on Blackrock Road; There is a point in the road where the cars get a good run to build up speed around Rochelle apartments, and then it narrows suddenly heading to Blackrock, just at the 4 white Victorian houses.’

(Proposer: Cllr. K. McCarthy 14/355)

**Roads & Transportation Functional Committee**

12.19 **KILBRACK GROVE**

‘That Cork City Council agrees to defer any transfer of the 6 housing units recently purchased by the City Council (by grant from the Department of the Environment and Local Government to convert from Affordable Housing designation to social housing designation to a housing agency) and agrees to put these houses along with the remaining 3 affordable housing units (9 in total) for sale on the open market.’

(Proposer Cllr. T. Shannon, N. O’Keeffe, L. McGonigle, K. McCarthy, Des Cahill 14/357)

**Housing & Community Functional Committee**

12.20 **TRAFFIC CALMING ON OLD BLACKROCK ROAD.**

‘We propose that due to significant safety concerns caused by speeding vehicles Cork City Council would carry out a traffic count/survey along the Old Blackrock Road to ascertain the dangers posed as result of both the volume of traffic and speed of vehicles in this area. In the short term we call on City Council to erect traffic signs; ‘Children at Play’ & ‘Speed Limit’ signs for the safety of all pedestrians, cyclists and residents in the area with a view to providing traffic calming measures in consultation with local residents.’

(Proposer: Cllr. Nicholas O’ Keeffe & Cllr. Terry Shannon 14/358)

**Roads & Transportation Functional Committee**

12.21 **TAKE RIVERWAY HOUSING ESTATE, SOUTH DOUGLAS ROAD INTO CHARGE**

‘That Cork City Council will commence the process of taking Riverway housing estate, on the South Douglas Road, into charge as soon as possible.’

(Proposer: Cllr. S. O’Shea 14/360)

**Planning & Development Functional Committee**

12.22 **CLEAN UP 51 ARDCULLEN HOLLYHILL**

‘That Cork City Council will ensure that vacant housing unit, No 51 ArdculLEN Hollyhill, is cleaned up, particularly the back garden, Council will also clear up a

nearby fenced off green area as both locations are of concern to local residents. Council will do the necessary works to return No 51 Ardcullen to the housing stock.’

(Proposer: Cllr. M. Nugent 14/361)

### **Housing & Community Functional Committee**

#### 13 **MOTIONS**

An Chomhairle considered the following motions, due notice of which has been given:-

#### 13.1 **WATER CHARGES**

An Chomhairle considered the following Motion:-

‘That Cork City Council calls on the Government to push out or back the date for the introduction of water charges.

The message from the electorate during the recent local election was one of fear right across the social divide. The public have hit the wall in relation to wage cuts and increased taxes both direct and indirect. A period of time is required to allow the public to re-adjust to the changing circumstances. The imposition of household charges/proposed charges was not implemented in a fair and just manner (negative equity-payment of stamp duty – mortgages- payments – loss of income) there is no doubt that with the monster that is Irish Water the same process will ensure- no allowances for real lives, no social equality, just broad struck assumption.’

(Proposer: Cllr. S. Martin 14/251)

Comhairleoir T. Shannon proposed and Comhairleoir T. Gould seconded an amendment to the Motion as follows:

‘That Cork city Council calls on the Government to abolish water charges.

The message from the electorate during the recent local election was one of fear right across the social divide. The public have hit the wall in relation to wage cuts and increased taxes both direct and indirect. A period of time is required to allow the public to re-adjust to the changing circumstances. The imposition of household charges/proposed charges was not implemented in a fair and just manner (negative equity-payment of stamp duty – mortgages- payments – loss of income) there is no doubt that with the monster that is Irish Water the same process will ensure- no allowances for real lives, no social equality, just broad struck assumption.’

(Proposer: Cllr. S. Martin 14/251)

A vote was called for on the amended Motion where there appeared as follows:-

**FOR:** Comhairleoirí S. Cunningham, T. Tynan, T. Gould, M. Barry, L. O’Donnell, J. Sheehan, M. Nugent, T. Fitzgerald, K. Collins, M. O’Sullivan, K. McCarthy, C. O’Leary, T. Shannon, N. O’ Keefe, S. O’Shea, F. Kerins, S. Martin, H. Cremin, M. Shields, T. Moloney. (20)

**AGAINST:** Comhairleoirí J. Kavanagh, L. McGonigle, J. Buttimer, P.J. Hourican. (4)

As the numbers voting in favour exceeded those voting against, An t-Ardmhéara declared the amended Motion approved.

13.2 **IRISH WATER**

An Chomhairle considered and unanimously approved the following motion:-

‘That City Council would invite / request that a representative from Irish Water would meet with Council Members and address the many inquiries that still need to be answered.

We as public representatives need answers for our constituents and it is just not good enough that this request has not been granted when requested on numerous occasions previously.’

(Proposer: Cllr. H. Cremin 14/346)

13.3 **SUPPORTS THE CALL FROM THE RESTAURANTS ASSOCIATION OF IRELAND FOR THE ONGOING RETENTION OF THE 9% VAT**

An Chomhairle considered and unanimously approved the following motion:-

‘That Cork City Council supports the call from the Restaurants Association of Ireland for the ongoing retention of the 9% VAT rate for the food, tourism and hospitality sector that has helped create one of four of the jobs in economy. That this Council ask the Minister for Finance to Keep VAT @ 9% into 2015 and beyond.’

(Proposer: Cllr. K. McCarthy 14/356)

13.4 **CRITERIA FOR OBTAINING A MORTGAGE**

An Chomhairle considered and unanimously approved the following motion:-

‘That Cork City Council calls on the Government to take an active part in the consultation process in regards to recent proposals from the central bank to change the criteria for obtaining a mortgage. Special attention should be focused on formulating policies which shall be designed to mitigate the negative impacts such proposals will have on first time home buyers.’

(Proposer: Cllr. S. O’Shea 14/359)

13.5 **AMEND THE PROCEEDS OF CRIME ACT**

An Chomhairle considered and unanimously approved the following motion:-

‘That Cork City Council calls on the Government to amend the Proceeds of Crime Acts and ensure that monies seized by the Criminal Assets Bureau be set aside for communities worst affected by drugs, these monies could be funding mechanism for local drug task force projects.’

(Proposer: Cllr. M. Nugent 14/362)

14. **MOTION DEFERRED FROM MEETINGS OF THE 14<sup>th</sup> JULY, 8<sup>th</sup> SEPTEMBER AND 22<sup>ND</sup> SEPTEMBER 2014.**

14.1 **TRADE UNION FEES**

The following Motion was deferred to the next meeting of An Chomhairle.

‘That the large Trade Unions cut their affiliation fees by at least 50% for a period of 5 years for employees on salaries less than the average industrial wage and by 25% for employees on salaries above that level in order to help those employees from an economic perspective.’

(Proposer: Cllr. T. Brosnan 14/261)

**AN tÁRD-MHÉARA  
CATHAOIRLEACH**