

MINUTES OF ORDINARY MEETING OF CORK CITY COUNCIL
HELD ON MONDAY 8th NOVEMBER 2010

- PRESENT** An tArdmhéara Comhairleoir M. O'Connell in the Chair.
- NORTH EAST** Comhairleoirí J. Kelleher, D. Murphy, T. Brosnan, T. Tynan.
- NORTH CENTRAL** Comhairleoirí M. Barry, C. Clancy, K. O'Flynn, T. Gould.
- NORTH WEST** Comhairleoirí J. O'Brien, T. Fitzgerald.
- SOUTH EAST** Comhairleoirí D. Cahill, L. McGonigle, D. O'Flynn, T. Shannon, C. O'Leary, K. McCarthy, J. Corr.
- SOUTH CENTRAL** Comhairleoirí L. Kingston, E. O'Halloran, S. Martin, M. Finn, F. Kerins.
- SOUTH WEST** Comhairleoirí J. Buttimer, M. Shields, M. Ahern, B. Bermingham, H. Cremin, G. Gibbons.
- ALSO PRESENT** Mr. T. Lucey, City Manager.
Mr. S. Kearney, Director of Services, Housing & Community.
Ms. V. O'Sullivan, Director of Services, Recreation Amenity & Culture.
Mr. T. Duggan, City Architect.
Mr. T. Healy, Head of Finance.
Mr. T. Keating, Senior Executive Officer, Housing & Community.
Mr. R. McDowell, Senior Planner, Planning & Development
Mr. P. Moynihan, Meetings Administrator, Corporate Affairs.
Mr. N. Carroll, Staff Officer, Corporate Affairs.

An t-Ardmhéara recited the opening prayer.

1. **SUSPENSION OF STANDING ORDERS**

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir D. Murphy, An Chomhairle suspended Standing Orders to allow cameras into the Chamber for the official launch of "Cork 1920: Enduring the Most" a programme of Civic Events to commemorate the 90th Anniversary of the deaths of former Lord Mayors MacCurtain and MacSwiney, the Lord Mayor read extracts from Archived Minutes of Corporation Meetings of 1920 as follows:-

At the Quarterly Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 30th day of January at 12 noon.

The minutes of the last assembly of Council were read and signed.

The first business was to elect the Lord Mayor of Cork for the ensuing twelve months and until his successor is appointed.

Councillor O'Quill proposed and Councillor MacSwiney seconded the election of Alderman MacCurtain. There being no other candidate proposed the Lord Mayor declared Alderman MacCurtain duly elected.

Alderman MacCurtain having signed the declaration accepting office took the Chair and returned thanks for his election....

On the motion of the Lord Mayor seconded by Alderman de Roiste the following resolution was passed:- That this Council of the County Borough of Cork at its first meeting after election in 1920 hereby records its recognition of Dáil Eireann as the lawful, legal, and constitutional parliament of the Irish Nation and recognises the Executive of the Dáil [as] the lawful government of this country. [This insertion initialled by 'TmacS': Terence MacSwiney].

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 13th day of February 1920 at 3pm

The Lord Mayor drew the attention of the Council to the fact that eighty political prisoners had been removed from Cork Gaol and deported to England and protested against such action to the authorities.

The Lord Mayor announced that he had revived the old custom of appointing a chaplain to the Lord Mayor and that he had appointed Reverend Father Dominic OSFC to the position.

Under the Lord Mayor's privilege, Alderman Barry moved and Alderman de Roiste seconded the following resolution: That this Corporation offers its fervent sympathy to our colleague Alderman Fred Murray in this cruel ordeal which he is undergoing at the hands of the enemies of Ireland, and that we draw the attention of the American and Continental journalists to the fact that Alderman Murray is the victim of suborned evidence of the Sergeant Sheridan type, and that several reputable witnesses have testified to his innocence but that such testimony is knowingly suppressed by the prosecution. That copies of this resolution be sent to the various Corporations.

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 26th day of March 1920 at 7 o'clock pm.

Professor Stockley having been moved to the Chair.

Councillor O'Rahilly moved and Councillor Byrne seconded a vote of sympathy and condolence to Mrs MacCurtain on the brutal murder of her husband the late Lord Mayor. That a MacCurtain Memorial Fund be instituted, that the following provisional committee be appointed in connection therewith, viz:- Aldermen de Roiste, Lucy, Stockley, Councillors MacSwiney, Barry Egan, Mulligan, Byrne, P Murphy, and Ellis, and that, as a mark of respect to the memory of the late Lord Mayor the Council do stand adjourned.

The Chairman put the motion and declared same passed unanimously. The Council thereupon adjourned.

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Tuesday the 30th day of March 1920 at seven o'clock pm.

The meeting had been specially summonsed to elect the Lord Mayor of Cork, to hold office until the 30th day of January 1921, and until his successor be appointed and accept office.

Alderman de Roiste moved and Alderman Barry seconded the election of Councillor Terence MacSwiney.

The Chairman put the motion and declared same passed unanimously.

Councillor MacSwiney, having signed the declaration accepting office, thereupon took the Chair and suitably acknowledged his election.

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 23rd day of April 1920

The Lord Mayor Councillor Terence MacSwiney presided.

The minutes of the last meeting were read and signed.

The Lord Mayor moved that Standing Orders be suspended so as to enable him to propose a motion to change the name of King Street to 'MacCurtain Street', the motion was seconded by Councillor PT O'Sullivan.

Councillor Sir John Scott objected to the suspension and, five members not demanding a poll, the Lord Mayor declared the suspension carried, and then proposed the motion, with the addition, that the name should be in Irish only, which was seconded by Councillor O'Quill.

Councillor Sir John Scott proposed as an amendment that consideration of the matter be deferred until next meeting, but was not seconded, and the Lord Mayor declared the motion carried.

The Lord Mayor under his privilege moved:- That we, the Corporation of Cork, in Council assembled, hereby bring under notice of the Executive of Dáil Eireann, the government of the Irish Republic, that the jury who sat at the inquest on our late Lord Mayor brought in a verdict of wilful murder against the RIC and the Executive of the British Government, and that we call on the Executive of the Government of the Irish Republic to bring the verdict under the notice of all the governments of the civilised world, asking them to take united diplomatic action to compel the English army of occupation to evacuate our country. That we further declare that if the Lord Mayor of a city can be murdered with impunity by the authority of a supposedly civilised government, the foundations of the governments of all nations will be imperilled.

Alderman Liam de Roiste seconded the motion which was declared passed.

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 9th day of July 1920 at 7 o'clock pm.

The Right Hon Terence MacSwiney Lord Mayor in the Chair.

The Lord Mayor under his privilege moved:- That the Council bring under the notice of all parents and teachers That no new appointments to the clerical staffs under our control will henceforth be given to any applicant, save one who speaks and writes Irish fluently; and that accordingly we impress on parents and teachers the injustice they are doing to the children under their care by not taking steps to have Irish taught to them efficiently. Seconded by Councillor D O'Callaghan and passed.

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 27th day of August 1920 at 7 o'clock PM.

Read letter from the Right Hon Terence MacSwiney Lord Mayor appointing Councillor D O'Callaghan his locum tenens as Lord Mayor during his absence... The appointment was unanimously confirmed.

At an adjourned meeting of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Friday the 3rd day of September 1920 at 7 o'clock PM.

Councillor D O'Callaghan, Deputy Lord Mayor, in the Chair.

Councillor O'Leary moved and Councillor O'Rahilly seconded the adjournment of the Council as a protest against the brutal treatment meted out to the Right Hon the Lord Mayor of Cork and the other Irish prisoners on Hunger Strike.

The Deputy Lord Mayor having put the motion declared same carried and the Council thereupon stood adjourned.

[one of several meetings so adjourned in protest]

At an Assembly of the Council of the County Borough of Cork, held in the Council Chamber, City Hall, on Thursday the 4th day of November 1920 at seven o'clock pm.

The first business was to elect the Lord Mayor of Cork, in succession to the late Councillor Terence MacSwiney, to hold office until the 23rd day of January 1921 and until his successor is appointed.

On the motion of Councillor O’Cuill seconded by Alderman Edmond Coughlan, Councillor Donal O’Callaghan was unanimously elected Lord Mayor of Cork.

1.2 **VOTES OF SYMPATHY**

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

- The Martin Family on the death of Léana Martin.
- The Murray Family on the death of Michael Murray.
- The Hayes Family on the death of Sheila Hayes.
- The Long Family on the death of Noreen Long.

1.3 **LORD MAYORS ITEMS**

- On the proposal of An tArdmhéara, Comhairleoir M. O’Connell, An Chomhairle approved a Civic Reception to be held to honour Ronan O’Gara on achieving 100 caps for the Irish Rugby Team.
- On the proposal of An tArdmhéara, Comhairleoir Michael O’Connell. An Chomhairle agreed to robe for the 10.30 a.m. Commemoration Mass in North Cathedral, from where Lord Mayors MacSwiney and MacCurtain were buried on the 14th November 2010.

2. **MINUTES**

The minutes of Ordinary Meeting of An Chomhairle held on 26th October 2010, were considered and approved.

3. **QUESTIONS**

3.1 **RESIDENT CAR PARKING**

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

What is the present position in relation to Resident Car Parking visa in relation to White Street Car Park. What are the outstanding issues in relation to the on-going impasse.

Could the Manager explain the reasons for the clamping that took part some months ago, legal, technical and actual.

The position in relation to the use of Resident’s Permits in White Street car park remains unchanged since last year. Under the 2005 Parking Bye-Laws, there is no legal right to use a resident’s permit in White Street car park. The permit only allows the holder to park without limitation as to time in a disc parking area in the zone to which the permit relates. The definition of a ”zone” specifically refers to “an area comprising of a public road or a number of public roads to which a particular resident’s parking permit applies” and the Council is satisfied that there are adequate on-street spaces to accommodate the parking needs of residents.

Cork City Council owns White Street car park and is responsible for the management of the car park. APCOA Parking Ireland Ltd. previously provided parking management services on site under a service level agreement with the City Council which has now ended. During this period, the vehicles which were clamped were those which did not display a valid pay and display ticket. As with all enforcement activities, there is an onus on the City Council to optimise the turnover of parking spaces. The more cars that can use a space, the more customers we have for the city centre, to transact business or social activities.

3.2 **SURVEY ON THE COMMON SEWER AT CARRIGMORE PARK AND BALLINLOUGH ROAD**

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

To ask the Manager to carry out a survey at the common sewer between 16-21 Carrigmore Park and its connection to the Ballinlough Road as it is backing up on a regular basis, and will he carry out any remedial work required to ensure this problem is resolved.

Whilst sewer blockages at this location are routinely cleared by Cork City Council, only one of the six properties served by the common sewer is actually owned by Cork City Council.

The sewer has been inspected and no defect has been found. Rather it appears that, on occasion, inappropriate material gets into this sewer from one or more of the properties and this material causes blockages. A further inspection will be carried out to establish if some alteration to the design or layout of the sewer might improve its capacity.

In addition, householders served by this sewer will be circulated with guidelines regarding materials unsuited to be disposed of via sinks or toilets.

The situation will continue to be monitored with a view to resolving the problem.

3.3 **REPAIR WORKS OF QUAY WALL**

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

Will the recent collapse of floors in a building at Grenville Place delay the repair works of the Quay Wall?

The collapse of floors in a building at Grenville Place is not expected to have any effect on the repairs works to the quay wall.

3.4 **JOURNEYS THROUGH THE JACK LYNCH TUNNEL IN 2009**

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

Can the Manager please provide Council with his best estimate of the number of journeys undertaken by vehicles through the Jack Lynch Tunnel in the year 2009? Can he give the Council a figure for the amount of revenue that would be raised were this number of vehicles to be tolled at a rate of 1.80 euro per vehicle?

The total number of vehicle journeys through the Jack Lynch Tunnel in the year 2009 was 20.8 million. The gross revenue that would be raised were this number of vehicles to use the tunnel and be tolled at a rate of €1.80 per vehicle would therefore be €37.44 million.

3.5 **FOOTPATH & IMPROVED PUBLIC LIGHTING AT FARRANLEA ROAD**

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

To ask the Manager when will a footpath and improved public lighting be put in place at Farranlea Road between the new HSE continuing Care Bed Unit and Victoria Cross?

It is intended to construct the new footpath within the next three months and install improved public lighting after the footpath works are complete.

3.6 **FIXING OF BACHELOR'S QUAY WALL**

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

To ask the Manager for a timeline of events regarding the fixing of Bachelor's Quay Wall since the flooding of late November 2009 to the present day?

Timeline of events regarding works to quay walls at Grenville Place, Sundays Well Road and other locations

19/20 Nov. 2009	Flooding Event
20-21 November 09	Emergency work to quay walls at Grenville Place and Sundays Well road takes place
November 2009	Emergency Inspections of quay walls and bridges takes place
13 January 2010	Appointment of Arup Consulting Engineers to design and prepare contract documentation for repair of quay walls. Preliminary design underway (Jan-May 2010).
17 February 2010	Invitation to tender for Topographical Survey of quay walls
23 February 2010	Topographical Survey tenders received
March 2010	Topographical Survey of quay walls commences
27 April 2010	Etender advertisement for main contractor and specialist subcontractor prequalification for the overall reconstruction and remedial works.
May 2010	Prequalification of main contractor and specialist subcontractors
18 May 2010	Topographical Surveys completed
May – Oct 2010	Detailed design of quay wall reconstruction and remedial work
1 June 2010	Funding Offer from OPW
29 October 2010	Tenders invited from the shortlisted contractors for Cork City Quay Walls Reconstruction and Remedial Work Contract

3.7 **PREPAREDNESS FOR THE COLD WINTER CONDITIONS**

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

What is the present state of preparedness for cold winter conditions like those experienced last year, especially in regard to stockpiles of gritting materials etc?

Has the Council any plans to publicise appropriate contact numbers for members of the public experiencing frozen water tanks, burst pipes or slippery paths and roads?

The Roads Department currently has 130 tonnes of salt in stock and this will be supplemented in the coming weeks. There are also sufficient supplies of grit in stock. The existing salt spreaders have been serviced and two new spreaders are expected for delivery in the coming weeks.

The Roads Department has a defined salting route which prioritises main traffic routes, bus routes and other areas such as those adjacent to hospitals and schools. Footpaths and bridges are also salted especially in the city centre in areas of greatest pedestrian movement.

The NRA has undertaken to source the national salt supplies for this winter and deliveries to local authorities will be taking place over the coming weeks. All salting and gritting in Cork City is carried out by Road Maintenance personnel and rosters have been drawn up for personnel on call in the event of severe weather. The decision on whether or not to salt roads is taken by Roads Maintenance engineers based on information received from Met Eireann and the NRA Road Weather Information System and also based on local knowledge of areas most susceptible to icing such as higher ground.

In the event of a major emergency matter Cork City Council has established communication links in place to deal with same. Members of the public will be advised of these through various media channels. The Council currently has a published 24 hour emergency number in place. We also have a freefone number held in reserve for activation during emergency events which might require specific communication measures.

3.8 **DOMESTIC REFUSE SERVICE TO SEPTEMBER 2010**

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

- a) Could the Manager please tell the Council the total amount received, as income, from our domestic refuse service for the 9 months to the end of September 2010.
- b) Could the Manager please tell the Council the total direct expenditure (excluding wages, salaries and management expenses) incurred in the provision of our domestic refuse for the 9 months to the end of September 2010.
- c) Could the Manager please tell the Council the amount of the contribution (if any) provided by the domestic refuse service to fixed costs, wages, salaries and management expenses for the 9 months to the end of September 2010.

Income from Refuse in respect of fixed charges is predominantly collected and recognised in the accounts at this point while the expenditures will continue to be incurred until year end.

Accordingly, the estimated outturn for the year may provide more meaningful data.

Income

Domestic Fixed	4,080,700
Domestic Tags	1,409,100
Trade Refuse	<u>875,000</u>
	6,364,800

Direct Costs

Non Pay	5,267,600
Pay	<u>2,680,000</u>
	7,947,600
Indirect Costs	<u>703,700</u>
Total Costs	8,651,300

The service is therefore projected to make a loss of €2.287m in 2010.

4. **MATERIAL CONTRAVENTION OF THE CORK CITY DEVELOPMENT PLAN 2009-2015 - PLANNING REF. NO. 10/34447**

On the proposal of Comhairleoir B. Bermingham, seconded by Comhairleoir S. Martin, a vote was called for on the Material Contravention of the Cork City Development Plan 2009 – 2015 Planning Ref. No. 10/34447 where there appeared as follows:-

FOR: Comhairleoirí J. Kelleher, D. Murphy, T. Tynan, M. Barry, C. Clancy, K. O’Flynn, T. Gould, J. O’Brien, M. O’Connell, T. Fitzgerald, D. Cahill, L. McGonigle, D. O’Flynn, T. Shannon, C. O’Leary, J. Corr, L. Kingston, E. O’Halloran, S. Martin, M. Finn, F. Kerins, J. Buttimer, M. Shields, M. Ahern, B. Bermingham, H. Cremin, G. Gibbons.

An tArdmhéara declared the vote unanimously carried and the report of the Director, Planning & Development & City Engineer dated 4th November, 2010 on the Material Contravention of Cork City Development Plan 2009-2015 in respect of proposed development at the former modern plant premises at Tramore Road, Cork, approved and also agreed to adopt the following resolution:-

‘RESOLVED pursuant to Section 34(6) of the Planning and Development Act 2000 that the Cork City Development Plan 2009-2015, be materially contravened with regard to Register Ref. 10/34447 and that a decision be made to grant Planning Permission for development at site at “Tramore Road, Cork”. Change of use of the former light industrial premises (Modern Plant Premises, Tramore Road) to social and community centre including prayer hall, classrooms, library, meeting rooms, administration, relocation of entrance, alterations to the roof, front, rear and side elevations of the building including the addition of glazed window units to the east and north elevations and including an extension to the west elevation on two floors, an entrance porch, canopy and tower to the north

elevation, internal alterations including mezzanine floor extension and associated site development works.

And subject to the Schedule of Conditions as set out in the report of the Senior Planner Development Control dated 16th October, 2010, recommending that permission be granted for Planning Application Ref. No. T.P.10/34447 circulated for meeting of An Chomhairle held on the 8th November, 2010.’

5. **CORPORATE POLICY GROUP – 26th OCTOBER 2010**

5.1 **FINANCIAL STATEMENT TO 30th SEPTEMBER 2010**

An Chomhairle considered and approved the Financial Statement to 30th September 2010.

5.2 **BANK OVERDRAFT FACILITY FOR 2011**

An Chomhairle considered the report of the City Manager dated 21st October 2010, on Cork City Council’s Bank Overdraft and the recommendation coming forward from the meeting of the Corporate Policy Group held on October 26th, 2010, as well as the requirement of the DOEHLG recently communicated to the City Council requiring the approval of a 12-month overdraft facility.

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir J. Kelleher, An Chomhairle unanimously approved the report of the City Manager and agreed to adopt the following Resolution:

“**RESOLVED THAT** Cork City Council approves, pursuant to Section 106 of the Local Government Act, 2001, the renewal of the existing level of €10m (Ten Million Euro) of Cork City Council’s Overdraft Facility for the twelve month period to 31st December 2011.”

5.3 **RESTORATION OF FORMER CRAFT CENTRE**

An Chomhairle noted the verbal report of the City Manager on the following motion which was referred to the Group by An Chomhairle:-

‘That a new plan for the restoration and full usage of the former Craft Centre in the Butter Exchange at Shandon be drawn up, so that the entire area can fully realise its potential as a tourist attraction.’

(Proposer: Cllr. J. Kelleher 10/256)

The City Manager explained that an application for funding has been made to Bord Fáilte for the redevelopment of the former Craft Centre as an iconic tourist attraction.

5.4 **SMARTPHONE TOURISM APPLICATION**

An Chomhairle noted the verbal report of the City Manager on the following motion which was referred to the Group by An Chomhairle:-

‘That Cork City Council launch a new smartphone tourism application. The smartphone now used in Dublin and soon in many cities around the world offers user friendly tools such as smartphone apps are a great means of enabling visitors to maximise their experience of a destination. Such technology should be explored immediately and put in place before 1st January 2011.’

(Proposer: Cllr. G. Gibbons 10/263)

P. Moynihan provided details of the application developed by Cork City Council on the “Top 10 Permanent Attractions” and the i-walk applications developed in respect of heritage walks.

5.5 **RELIGIOUS INCLUSION - VEC**

An Chomhairle noted the verbal report of the City Manager on the following motion which was referred to the Group by An Chomhairle:-

‘That Cork City Council resolves to continue its policy of religious inclusion when nominating members of City of Cork Vocational Education Committee.’

(Proposer: Cllr. T. Brosnan 10/299)

The City Manager requested An Chomhairle to note that it has been the practice of the City Council to include for religious representation in nominating members of City of Cork Vocational Education Committee.

SUSPENSION OF STANDING ORDERS

On the proposal of Comhairleoir S. Martin, seconded by Comhairleoir J. Corr, An Chomhairle agreed to suspend Standing Orders to allow the meeting to continue.

6. **HOUSING & COMMUNITY STRATEGIC POLICY COMMITTEE – 1st NOVEMBER 2010**

6.1 **ANTI-SOCIAL BEHAVIOUR STRATEGY**

An Chomhairle considered and approved the report of the Director of Services dated 22nd October, 2010 on the Draft Anti-Social Behaviour Strategy.

6.2 **INCREMENTAL PURCHASE AND TENANT PURCHASE SCHEMES**

An Chomhairle considered and approved the report of the Director of Services dated 22nd October, 2010 on the Incremental Purchase and Tenant Purchase Schemes.

7. **RECREATION AMENITY & CULTURE STRATEGIC POLICY COMMITTEE – 26th OCTOBER 2010**

7.1 **COME TO CORK FOR CHRISTMAS**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on “Come To Cork For Christmas”, which outlined details of this year’s event.

7.2 **CULTURE NIGHT 2010 – 24TH SEPTEMBER 2010**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010 on Culture Night.

7.3 **CEMETERY SUNDAY**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That Cork City Council sponsor the introduction of ‘Cemetery Sunday’ as a means of helping in the maintenance and upkeep of cemeteries in the City. This proposal would envisage the nomination 1 or 2 Sundays between May and September when the Council would facilitate a large scale clean up of graves and on which relatives and friends of the deceased would be encouraged to turn out to clean/ maintain family graves and also any other graves requiring maintenance. Council would need to supply skips/ and some equipment/ advice.’

(Proposer: Cllr. T. Brosnan 10/226)

The report of the Director of Services stated that up to the end of 2009 the City Council carried out all grounds maintenance operations within the Council’s four cemeteries including the maintenance and upkeep of private family plots.

In many cases, relatives of the deceased assisted in the maintenance of private plots, this assistance increased considerably in the lead-up to the annual cemetery mass in each cemetery. Unfortunately this year, due to the non filling of staff vacancies within Parks and Cemeteries, the City Council was not in a position to maintain private plots to the high standards of previous years.

A group of concerned relatives of the deceased at St. Finbarr’s Cemetery formed The Friends of St. Finbarr’s Cemetery in June/July 2010 to address the maintenance of family plots. The group arranged two clean-up Saturday mornings in August, up to 200 people attended on each day and their efforts transformed the appearance of the plots.

A similar clean-up arrangement will be considered for all four cemeteries during 2011 in consultation with relatives of deceased through the Cemetery Supervisors. Appropriate assistance will be provided by the Council as necessary.

8. **RECREATION AMENITY & CULTURE FUNCTIONAL COMMITTEE – 26th OCTOBER 2010**

8.1 **QUARTERLY REPORT ON LIBRARY FACILITIES**

An Chomhairle considered and approved the quarterly report on Library Facilities for the Quarter ended 30th September 2010.

8.2 **PART 8 REPORT ON EXTENSION TO GLEN PRE-SCHOOL, THE GLEN**

An Chomhairle considered and approved the proposed Extension to Glen Pre-School, Glen Avenue, The Glen and the report of the Director of Services dated 20th October, 2010 thereon.

The report of the Director of Services stated that Glen Neighbourhood Youth Project at present operates Glen Pre-School on Council lands at the rear of the Glen Resource and Sports Centre. Funding of €150k has being secured from Pobal (National Childcare Investment Programme) to provide an additional prefab to provide after schools activities catering for 6-12 year olds, and a playground to serve the Pre-School, the project being co-ordinated by Community & Enterprise Directorate.

The proposal to construct the prefab and playground was advertised on 24th June 2010 in accordance with the Planning & Development Regulations 2006, with no submission being received by closing date for same 20th August 2010. The proposal is in accordance with proper planning and development of the area, the site located in an area zoned for Residential, Local Services and Institutional Uses in the Cork City Development Plan 2009-2014, with permission limited to 5 years due to the temporary nature of the construction.

8.3 **WATER QUALITY AT THE LOUGH**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the Water Quality at The Lough.

8.4 **FLOWER BEDS IN GREEN AREAS & PLANTING CAMPAIGN**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motions which were referred to the Committee by An Comhairle:-

‘That Cork City Council commit to assisting local residents associations where the residents associations wish to set flower beds in green areas in order to enhance the local environment.’

(Proposer: Cllr. T. Brosnan 10/227)

‘That Cork City Council would embark on a major planting campaign with a view to enhancing the excellent work of the Parks Department and that Residents Associations wishing to carry out such work in their estates be assisted through provision of bulbs and some best practice advice.’

(Proposer: Cllr. T. Brosnan 10/300)

The report of the Director of Services stated that the City Council presently assists numerous residents associations in the provision and planting of seasonal bedding on their amenity areas, the Council will continue this service and actively engage with other residents associations in regard to the enhancement and maintenance of green areas within their estate.

8.5 **GREEN AREA, ABBEY STREET**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That Cork City Council undertake a cleaning up of the green area on Abbey Street opposite Travers Street.’

(Proposer:- Cllr. S. Martin 10/161)

The report of the Director of Services stated that arrangements are in hand to clean-up the green area within the next two weeks.

8.6 **CORK CITY LIBRARY FACADE**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That, considering the shabby nature of the Cork City Library exterior – in the context of a rejuvenated Grand Parade and its importance during the summer season – action will be taken by the City Council to improve the façade of this building, as well as erect some sort of Cork-themed material-screening on the former Grand Parade Hotel site and other derelict properties.’

(Proposer: Cllr. M. Finn 10/249)

The report of the Director of Services stated that the City Librarian has sought and received quotations from a number of specialist cleaners, to clean and make good both the old (1930s) and newer (1970s) façade of the City Library on Grand Parade.

The cost of carrying out this work will be considered as part of the Budget process in the weeks ahead. The signage on the front of the building would also be upgraded as part of this process.

8.7 **FEVER HOSPITAL STEPS/LADIES WELL**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That Cork City Council put in place a programme of work to maintain and upgrade the area of the Fever Hospital steps/ Ladys Well.’

(Proposer: Cllr. C. Clancy 10/250)

The report of the Director of Services stated that arrangements are in hand to prune back self-seeded trees and scrubs at the top of the Fever Hospital Step, remove bags of domestic rubbish and drink cans. This work will be undertaken within the next 14 days.

8.8 **BLACKROCK IMPROVEMENT PROJECT**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That Cork City Council get a status report from the relevant directorate of when the Blackrock Pier improval project will begin as sanctioned by Council before the summer.’

(Proposer: Cllr. K. McCarthy 10/280)

The report of the Director of Services stated that the City Council has no immediate plans to upgrade Blackrock Pier at present. However, the preparation of draft proposals for the provision of a local park and playground on the northern half of the Ursuline Convent lands adjacent to the pier outlined in the City Manager’s report to Council on 24th June 2010 are being advanced at present in preparation for consultation with Ward members and all local stake holders.

8.9 **SAM MAGUIRE AND LIAM McCARTHY MEMORIAL**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That Cork City Council – in light of Cork’s terrific success in bringing the Sam Maguire home after two decades and mindful of an international campaign to honour the memory of Liam McCarthy – cooperates with the GAA to honour the two Cork men after whom the All Ireland trophies are named by erecting a fitting memorial near the new Pairc Uí Chaoimh development and the planned new regional park.’

(Proposer: Cllr. M. Finn 10/282)

The report of the Director of Services stated that discussions will take place with Cork County Board regarding facilitating a memorial near Pairc Uí Chaoimh.

8.10 **DOUGLAS SWIMMING POOL**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motion which was referred to the Committee by An Comhairle:-

‘That the dressing rooms and the shower areas in the Douglas swimming pool be upgraded as a matter of urgency as they are in very poor condition.’

(Proposer:- Cllr. D. O’Flynn 10/86)

The report of the Director of Services stated that the changing areas at Gus Healy Pool were recently painted and retiled where necessary.

8.11 **MARINE SLIPWAY**

An Chomhairle considered and approved the report of the Director of Services dated 20th October 2010, on the following motions which was referred to the Committee by An Comhairle:-

‘That Cork City Council take immediate action to repair the slipway on the Marina by the Lee Rowing Club. This slipway is in regular use by the public and is in a very dangerous state of repair.’

(Proposer:- Cllr. L. McGonigle 10/99)

‘That the Director of Recreation, Amenity & Culture give a status report on the repair of the slipway on the Marina for the Lee Rowing Club’

(Proposer: Cllr. K. McCarthy 10/104)

The report of the Director of Services stated that the slipway which serves the Lee Rowing Club at the Marina has separated from the quay wall and has become dangerous. At its meeting of 24th June 2010, An Comhairle approved a recommendation from the City Manager to replace the existing structure with a floating pontoon, estimated cost including consulting fees being €170,000 approx.

Tenders have now been received, giving a final cost of €223k for the works, including fees. Lee Rowing Club, who are the main users of the slipway have agreed to contribute €20k towards the project, despite the club being stretched financially, the Council’s contribution then being €203k.

An application for a Foreshore Licence to allow the work proceed has been made to the Department of the Environment, with a decision expected shortly. Works should commence during the current year.

The pontoon will be owned by the City Council and made available to the Lee Rowing Club and for use by members of the general public.

9. **FINANCE FUNCTIONAL COMMITTEE – 26th OCTOBER 2010**

An Chomhairle noted the minutes of the of the Finance Functional Committee from its meeting held on 26th October 2010.

10. **NOMINATION TO THE BOARD OF CORK CITY PARTNERSHIP**

An Chomhairle deferred the nomination of a member of An Chomhairle to fill the vacancy arising from the resignation of Comhairleoir E. O'Halloran from the Board of Cork City Partnership to the next meeting of An Chomhairle.

11. **CORRESPONDENCE**

An Chomhairle noted correspondence from the following:-

- Letter dated 22nd October 2010, from RETAIL Ireland.
- Memorial Card from the Hourican Family
- Letter 29th October 2010, from Mayo County Council.
- Letter dated 1st November 2010, from Donegal County Council.
- Letter dated 1st November 2010, from Donegal County Council.
- Letter from New Ross Town Council.
- Memorial Card from the Long Family.

12. **CONFERENCE/ SEMINAR SUMMARIES**

An Chomhairle noted the following summaries by Members of Conferences/Seminars attended:-

- Cllr. Pat Gosch – Planning Applications Professional Indemnity the Essential guide for Public Representatives 24/26 Sept 2010 – Galway.
- Cllr. Pat Gosch – Facebook for Councillor; A Business Perspective – 22/24 October 2010 – Killarney.
- Cllr. Denis O'Flynn - Alternative Energy Competing with the rest of Europe -22/24 October 2010 – Maynooth.
- Cllr. Brian Bermingham – Local Government Roads & Transport services – 09/11 July 2010 – Skibbereen, Co. Cork.
- Cllr. Brian Bermingham – Housing (Misc) Provisions Act 2009–16/18 July 2010 - Maynooth, Co. Kildare.
- Cllr. Brian Bermingham – Health & Safety Risk Assessment and Insurance in Local Government – 26/28 July 2010 - Oranmore, Co. Galway.
- Cllr. Brian Bermingham – Economic, Social and Cultural Rights in Public Administration - 13/15 August 2010 – Galway.
- Cllr. Brian Bermingham – Waste Management Regulations Tyres & Waste Tyres Prohibition of Waste Disposal by burning Obligations on Farmers the Insurance Issues – 20/22 August 2010 – Galway.
- Cllr. Brian Bermingham – Planning Applications Professional Indemnity; the Essential Guide for Public Representatives – 24/26 September 2010 – Galway.
- Cllr. Brian Bermingham – Report of the Local Government Efficiency Review Group 01/03 October – Wexford.
- Cllr. Brian Bermingham - Planning & Development Amendments Act 2010- 15/17 October 2010 –Wexford.

- Cllr. Brian Bermingham - Criminal Law (Defence and the Dwelling) Bill 2010 Insurance issues for the home and Business Enforcement of Social Standards in Local Authority Housing – 29/31 October 2010 - Oranmore, Co. Galway.

SEMINARS & CONFERENCES (ITEM)

On the proposal of Comhairleoir C. O’Leary, seconded by Comhairleoir J. O’Brien, a vote was called on whether to approve the attendance of the Councillors listed at Agenda Item 13 and also items tabled on the night, for the various seminars & conferences, where there appeared as follows:-

FOR: Comhairleoirí J. Kelleher, D. Murphy, K. O’Flynn, M. O’Connell, T. Fitzgerald, L. McGonigle, D. O’Flynn, T. Shannon, J. Corr, E. O’Halloran, S. Martin, J. Buttimer, M. Ahern, B. Bermingham, G. Gibbons. (15)

AGAINST: Comhairleoirí T. Gould, J. O’Brien, D. Cahill, C. O’Leary, M. Finn, F. Kerins, H. Cremin. (7)

As the numbers voting in favour exceeded those voting against, An tArdmhéara declared the vote carried and the attendance of Comhairleoirí at the various seminars & conferences approved, as listed hereunder:-

13. **SEMINARS**

13.1 **CRIMINAL LAW (DEFENCE AND THE DWELLING) BILL 2010; INSURANCE ISSUES FOR THE HOME AND BUSINESS; ENFORCEMENT OF SOCIAL STANDARDS IN LOCAL AUTHORITY HOUSING**

Comhairleoir B. Bermingham at the “Criminal Law (Defence and the Dwelling) Bill 2010; Insurance Issues for the Home and Business; Enforcement of Social Standards in Local Authority Housing” training seminar, held in the Maldron Hotel, Oranmore, Co. Galway, on the 29th – 31st October 2010.

13.2 **“RADON; A HIDDEN KILLER – TRAINING SEMINAR”**

Comhairleoir K. O’Flynn at the “Radon; A Hidden Killer – Training Seminar”, to be held in the Manor West Hotel, Killarney, Tralee, Co. Kerry on the 12th – 14th November 2010.

13.3 **ICSH FINANCE SEMINAR 2010 – “FINANCIAL MANAGEMENT IN A CHANGING ENVIRONMENT”**

Comhairleoir D. Murphy at the ICSH Finance Seminar 2010, “Financial Management in a Changing Environment”, to be held in Kilkenny Ormonde Hotel, Co. Kilkenny, on the 18th – 19th November 2010.

13.4 **“COUNCIL BUDGETS 2011 – TRAINING SEMINAR”**

Comhairleoir K. O’Flynn at the “Council Budgets 2011 – Training Seminar”, to be held in the Silver Tassie Hotel, Letterkenny, Co. Donegal on the 19th – 21st November 2010.

13.5 **8th IRISH NATIONAL RADON FORUM “RADON A WELL KNOWN HEALTH RISK”**

Comhairleoir E. O’Halloran at the 8th Irish National Radon Forum “Radon a Well Known Health Risk – How do we Influence the Public to Take Action” – Training Seminar, to be held in the Silversprings Hotel, Cork on the 24th November 2010.

CONFERENCES

.1 **A NATIONAL TOURISM CONFERENCE – “ACHIEVING WORLD CLASS TOURISM”**

Comhairleoir D. O’Flynn at the A National Tourism Conference – “Achieving World Class Tourism”, to be held in Falls Hotel, Ennistymon, Co. Clare on the 25th – 27th November 2010.

14. **MOTIONS**

An Chomhairle approved the referral of the following motions to the relevant committees:-

14.1 **REMOVE HEDGING OPPOSITE 20/21 HERTHERTON PARK**

‘That Cork City Council would remove the extensive hedging opposite 20/21 Hertherton Park and also do a severe culling of the tree line. There are ongoing drinking parties and anti-social behaviour in this area, and the tree line and hedging is facilitating this problem.’

(Proposer: Cllr. S. Martin 10/275)

Recreation Amenity & Culture Functional Committee

14.2 **CENTRALISE TREE CUTTING**

‘That Cork City Council centralise the tree cutting under one directorship.’

(Proposer: Cllr. S. Martin 10/278)

Recreation Amenity & Culture Functional Committee

14.3 **RESURFACE FRENCH’S VILLAS**

‘That the road in French’s Villas be resurfaced.’

(Proposer: Cllr. K. O’Flynn 10/309)

Roads & Transportation Functional Committee

14.4 **TRAFFIC CALMING – MADDEN’S BUILDINGS, BLACKPOOL**

‘That traffic calming measures be put in place for Madden’s Buildings, Blackpool, Cork.’

(Proposer: Cllr. K. O’Flynn 10/310)

Roads & Transportation Functional Committee

14.5 **CONDITION OF ROADWAY AND FOOTPATH AT HIGHFIELD LAWN, MODEL FARM ROAD**

‘That this council examine and report on the state of roadway and footpath at Highfield Lawn, Model Farm Road, Cork and make provision in the 2011 estimate to carry out the work.’

(Proposer: Cllr. B. Bermingham 10/317)

Roads & Transportation Functional Committee

14.6 **ELECTRONIC TAGGING OF HORSES**

‘That Cork City Council would call on the Minister to review the regulation regarding the electronic tagging of horses and that a scheme would be fully implemented.’

(Proposer: Cllr. P. Gosch 10/334)

Joint Policing Committee

14.7 **STREET CLEANING IN SUBURBAN AREAS**

‘That Cork City Council would continue to fund street cleaning in suburban areas.’

(Proposer: Cllr. J. Buttimer 10/335)

Environment Functional Committee

14.8 **CONFERENCE FEES BUDGET FOR TRAFFIC CALMING MEASURES**

‘That Cork City Council would allow Councillors spend all or part of their Conference fees budget on road traffic calming measures. This would allow Councillors who do not attend conferences to invest in road safety in their communities.’

(Proposer: Cllr. T. Gould 10/337)

Corporate Policy Group

14.9 **NAMES OF NEW RESIDENTIAL DEVELOPMENTS**

‘That City Council agrees to ensure the names of new residential and mixed-use developments reflect local history, folklore and/ or place names and that they are stated in Irish.’

(Proposer: Cllr. T. Gould 10/338)

Planning & Development Strategic Policy Committee

14.10 **JAPANESE KNOTWEED**

‘That Cork City Council would conduct a pilot scheme in conjunction with Professor Peter Jones of UCC, to tackle the problem of Japanese Knotweed on council lands. A public awareness campaign needs to be initiated urgently to curb the spread of this extremely invasive weed. The cost to the city and county will be vast unless we act now.’

(Proposer: Cllr. D. Cahill 10/339)

Recreation Amenity & Culture Functional Committee

14.11 **PEDESTRIAN CROSSING AND FOOTPATHS IN DOUGLAS HALL MEWS/ AVENUE**

‘That Cork City Council act now on Pedestrian Crossing and Footpaths facilities to be put in place at Douglas Hall Mews/ Avenue on the junction with Skehard Road.’

(Proposer: Cllr. C. O’Leary 10/351)

Roads & Transportation Functional Committee

14.12 **REFURBISHMENT OF CITY QUAY WALLS**

‘That this City Council carry out the refurbishment of all the City Quay walls and that they be maintained and retained in their original state.’

(Proposer: Cllr. C. O’Leary 10/352)

Roads & Transportation Functional Committee

14.13 **JUNCTION AT SKEHARD ROAD**

‘That Cork City Council Traffic division would inspect the relatively new junction at Skehard Road and the entrance to Blackrock Hall/ Aldi/ Eden, with a view to installing a right hand turn lane from the Mahon side. The current configuration could easily give rise to serious traffic accident.’

(Proposer: Cllr. L. McGonigle 10/353)

Roads & Transportation Functional Committee

14.14 **RAILING AROUND PARK NEAR THE GUS HEALY POOL IN DOUGLAS**

‘That Cork City Council would erect a railing/ fence around the public park near the Gus Healy pool in Douglas – that would be closed at sundown and reopen every morning to prevent the high occurrence of anti social behaviour in the park.’

(Proposer: Cllr. L. McGonigle 10/354)

Recreation Amenity & Culture Functional Committee

14.15 **PEDESTRIAN CROSSING ON POULADUFF ROAD**

‘That Cork City Council put in place a pedestrian crossing at the lower end of Pouladuff Road.’

(Proposer: Cllr. L. Kingston 10/355)

Roads & Transportation Functional Committee

14.16 **HISTORIC STRUCTURES**

‘In light of the partial collapse of one of the city’s historic houses, i.e. George Boole’s on Bachelor’s Quay to ask the City Council’s Conservation Officer to give SWOT analysis on his role in protecting other historic structures from collapse.’

(Proposer: Cllr. K. McCarthy 10/356)

Planning & Development Functional Committee

14.17 **WATER QUALITY IN THE ATLANTIC POND**

‘To ask the City Council about what measures are in place to monitor the water quality in the Atlantic Pond.’

(Proposer: Cllr. K. McCarthy 10/357)

Environment Functional Committee

14.18 **YELLOW JUNCTION BOX AT ENTRANCE TO WILTON COURT ON SARSFIELD ROAD**

‘That Cork City Council would reinstate the yellow junction boxes at the traffic light controlled junction at the entrance to Wilton Court and Wilton Shopping centre on the Sarsfield Road.’

(Proposer: Cllr. J. Buttimer 10/359)

Roads & Transportation Functional Committee

14.19 **ST. FINBARR'S CEMETERY**

‘St Finbarr's Cemetery is the resting place of some of the most important figures in twentieth century Irish history, including Terence McSwiney, Tomás MacCurtain, and Tom Barry. As such it should be treated as a major landmark in the city, with the potential to attract visitors from at home and abroad. That the council recognise this by erecting proper signage on the approach roads to the cemetery and an information board at the gate outlining the significance of the republican plot and the stories of those buried there. That this work commence before the end of the year as an appropriate means of commemorating the 90th anniversaries of Terence McSwiney and his comrade Vol. Joe Murphy.’

(Proposer: Cllr. J. O'Brien 10/360)

Recreation Amenity & Culture Functional Committee

14.20 **BYE-LAW FOR CONTROL OF HORSES**

‘That Cork City Council would introduce a bye-law to enable the Garda Síochana to implement the law as contained in the 1996 Act, governing the control of horses.’

(Proposer: Cllr. P. Gosch 10/361)

Joint Policing Committee

14.21 **REMEDIAL WORKS ON SKEHARD ROAD, BETWEEN CHURCH YARD LANE AND PARK HILL**

‘That further to my continued efforts to have remedial work carried out on the Skehard Road, between Church Yard Lane and Park Hill (including the large green area of Skehard Road entrance to Silverdale) which would result in the straightening out of this section of the road carriageway and the construction of a footpath on the southside of the road which would join the footpath at Park Hill and the top of the Well Road.

Cork City Council would provide such finance as is required in its budget for 2011, in order that this much needed road works could be completed and thus this public safety issue resolved.’

(Proposer: Cllr. T. Shannon 10/362)

Roads & Transportation Functional Committee

14.22 **REMEDIAL WORK AT WILLOW PARK, SOUTH DOUGLAS ROAD**

‘That the following much needed remedial work be carried out at Willow Park, South Douglas Road:-

1. The green area be levelled off.
2. The palisade fence be repaired or replaced where needed.
3. Double yellow lines be placed on the road carriageway by the entrance to Willow Park.

4. That a traffic survey and Pedestrian survey be carried out at the entrance to Willow Park and the ramp from the South Link Road, with a view to constructing a pedestrian crossing at this very dangerous crossing for local residents.'

(Proposer: Cllr. T. Shannon 10/363)

Roads & Transportation Functional Committee

15. **MOTIONS**

The following motions were withdrawn:-

15.1 **OPERA HOUSE**

'That the Board of the Opera House including its 5 City Councillors make themselves available to the City Council. The City Council should be allowed the opportunity to a Q & A with the full board and its new C.E.O. at the earliest convenience.'

(Proposer: Cllr. D. Cahill 10/329)

15.2 **REASSIGN STAFF TO H.E.G.S.**

'That the City Manager temporarily reassign staff from other duties to the Higher Education Grants section in order to clear the backlog of applications as soon as possible.'

(Proposer: Cllr. F. Kerins 10/358)

This concluded the business of the meeting

**ARDMHÉARA
CATHAOIRLEACH**