COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL

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Swords
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Wednesday 1st April 2015.

To Each Member of the County Council

Dear Councillor

The Meeting of the **County Council** will be held in the **Council Chamber - County Hall, Swords** at **5.00 pm** on **Monday, 13th April, 2015** to consider the following Agenda:

Yours Faithfully

S. Peppard
Meetings Administrator
Corporate Services Division

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A G E N D A

1 Confirmation and Re-Affirmation of Minutes: a) Minutes of Meeting of County Council held on 9th March 2015. (Pages 1 - 14)

2 Appointments to Committees

a Appointment of Councillor to Nuclear Free Local Authority

b Appointment of Councillors to North Dublin Regional Drug & Alcohol Task Force.

c Appointment of Councillor to Audit Committee

QUESTIONS

3 Councillor M. Quinn - Health & Safety reporting

"In the case where the Council's Environmental Health identify breaches of Health & Safety Legislation in the Rented Accommodations under the RAS Scheme, is there a process in place to notify relevant Authorities?"

4 Councillor D. Butler - Irish Men's Shed Association

"To ask the Chief Executive to work with the Irish Men's Shed Association to attempt to get as many Men's Sheds up and running in Fingal as possible, with the aim of ensuring that all have the opportunity to improve and maintain their health and well-being by participating in a community Men's Shed."

5 Councillor D. Butler - Crèche, Sports Clubs and rates

"To ask the Chief Executive what Fingal County Council can do to reduce rates for Crèches / Child Care Centres, and Sports Clubs, either as part of the next Development Plan or otherwise?"

6 Councillor J.P. Browne - Cycling Initiatives / Routes

"To ask the Chief Executive to provide an update on all proposed new cycle routes / developments within the county, and to provide an estimated completion date for each?"

7 Councillor K. Dennison - Fire Brigade Call-Out Charges

"To ask the Chief Executive the income from domestic and commercial call-out charges for the Dublin Fire Brigade Service for each year since 2011 and to indicate the number and amount that remain unpaid?"

8 Councillor D. Smith - St Patrick's Day Festival Economic Boost

"To ask the Chief Executive is there any indication, in monetary terms, what economic boost, the Saint Patrick's Day festival is to the County of Fingal in terms of spending in local businesses?"

9 Councillor J. Sinnott - Communications Strategy

"To ask the Chief Executive if there are plans to develop a new or updated communications strategy for Fingal County Council. Can officials examine the possibility of developing a Citizens Service Charter so as to build upon the excellent work and achievements already in this area?"

10 Councillor P. Lynam - Easter Holidays/Free Parking

"To ask the Chief Executive due to the Easter holidays with schools off there will be an increase with parents using the towns across Fingal, could the Council as an incentive look at the possibility of giving any free parking to help local small and medium businesses?"

11 Councillor R. O Gorman - Balbriggan - Skerries cycle path

"To ask the Chief Executive to give a report as to the cost of the cycle path between Balbriggan and Balrothery and in particular, the cost of compulsory purchase orders along the Balbriggan to Skerries section of the cycle path?"

12 Councillor C. O Callaghan - Provision of Graffiti Removal Kits

"To ask the Chief Executive will the Council resume supporting local resident groups, voluntary clean ups and tidy towns groups through the provision of graffiti removal kits?"

13 Councillor C. O Callaghan - Cycle Path Audit

"To ask the Chief Executive will the Council carry out an audit of existing cycle paths in Fingal (such as at Dublin Airport, Airside, Swords, Holywell bypass Swords) to ascertain what alterations are necessary to make the existing cycle path infrastructure user friendly for cyclists and will the Council give an undertaking that all future cycle path infrastructure is designed so that it can be easily and safely used by cyclists?"

14 Councillor B. Martin - Tenancy Arrears, Processing Delays

"To ask the Chief Executive how many Council tenancies have been put into arrears through delays in assessing their annual returns and to list the actual amount of arrears for each tenancy, while maintaining the privacy of individual tenants?"

15 Councillor T. Leddy - Illegal Dumping

"To ask the Chief Executive, on how many occasions has the maximum fine of €3000 for illegal dumping been enforced in Fingal over the past five years?"

16 Report of Committees:

a Report of Balbriggan/Swords Services B Meeting held on 12th March 2015.

b Report of Howth/Malahide Area Committee Services A Meeting held on 1st April 2015.

c Report of Howth/Malahide Area Committee Services B Meeting held on 1st April 2015.

d Report of Castleknock/Mulhuddart Area Committee Services B Meeting held on 2nd April 2015.

e Report of Corporate Policy Group Meeting held on 8th April 2015.

f Report of Balbriggan/Swords Area Committee Services A Meeting held on 9th April 2015.

g Report of Balbriggan/Swords Area Committee Services B Meeting held on 9th April 2015.

17 Proposed Disposals:

a Proposed disposal of a site to DG Mc Ardle International Ltd, at Damastown Industrial Park, Dublin 15

b Proposed disposal of a site to Grimme Ireland Equipment Ltd., at Stephenstown Industrial Park, Balbriggan, Co. Dublin

18 Declaration of Roads to be Public Roads:

a Seamount View, Swords, Co. Dublin.

b Weston Avenue, Naul, Co. Dublin.

c Cois Trà, Rush, Co. Dublin.

19 Chief Executives Report

20 Draft Annual Report 2014.

(report to be circulated)

21 Annual Report of Fingal County Council Audit Committee 2014.

22 1916 Commemoration Plan.

23 Final Swords Castle Cultural Quarter Masterplan

- Including vision/statement of intent – Re: Civic Centre

24 Malahide Cricket Event licence

25 Conference Report.

26 Mayor's Business: Councillor M. Murray

27 Departmental/Ministerial Correspondence

28 Correspondence.

a Cycling study trip to the Netherlands in September 2015

b Retrospective Conference Approval - Passenger Terminal Conference 2015, 10th to 12th March 2015 Porte De Versailles, Paris, France.

c Correspondence from Offaly County Council dated 24th March 2015 re Notice of Motion passed regarding Parking Fines.

d Gradam an Phiarsaigh Luimneach

MOTIONS

29 Councillor M. Quinn - EpiPen Availability in Public Areas

"With the knowledge that Anaphylaxis is on the rise following a W.H.O. (World Health Organisation) survey in 2010, I call on Fingal County Council to give their full support to the campaign Emma's Voice and request that HSE and Minister for Health, Dr. Leo Varadkar to ensure legislation and codes of practices be put in place to ease the restrictions on the availability of Epinephrine auto injectors (commonly known as EpiPens) and other Anaphylaxis medicines and make them available in public areas, and that the Council explore the possibility of having staff training in the administering of EpiPen applications."

30 Councillor E. Lukusa - The Abolition of the Student Charge for Apprentices

"Calling for this Council to suggest and support the abolition of the Student Charge for Apprentices which the Department of Education and Skills has imposed on apprentices for attending Institutes of Technology during their training."

31 Councillor P. Lynam - Water Charges

"That this Council recognising the financial circumstances of many families in Fingal and throughout the state who are struggling to get by week to week agree to call on the government to reverse the decision to charge people for water, abolish Irish Water and instead use monies allocated for future investment by Irish water to fix leaking pipes instead and not further burden families who cannot take anymore."

32 Councillor K. Dennison - Fire Service

"That the Chief Executive report on why the cost of the Fire Service to the County has increased yet again for 2015 and on any discussions with neighbouring Councils with a view to using their services."

33 Councillor D. Healy - Windfall Tax on Profits from the Sale of Rezoned Land

"Considering:
(a)That there is currently 2,233 ha of land zoned for housing within the four Dublin local authorities (Chartered Surveyors of Ireland, 2014);

(b) That there is currently 1,065 ha of land zoned for housing within Fingal (Chartered Surveyors of Ireland, 2014);

(c) The Dublin Housing Supply Task Force has identified that "there are permissions for approximately 7,000 houses in Fingal that are immediately implementable" (Fingal County Council Budget, 2015);

(d) That it is justified that the State recoup a proportion of the significant increase in the value of land resulting from a rezoning decision by local authorities;

(e) That the State should move its tax burden on to non-productive activities;

(f) That the Mahon Report into planning corruption stated "the introduction of an 80% windfall tax on profits/gains attributable to land rezoning by the National Asset Management Agency Act 2009 is likely to dramatically reduce incentives to make corrupt payments to influence land zonings should the opportunity to make such profits return" (p2546);

This Council calls on the Oireachtas not to abolish the 80% Windfall Tax on the profits of the sale of land where that land enjoys increased value due to a rezoning decision."

34 Councillor T. Leddy - Property Tax and Management Fees

"That this Council urges the Chief Executive to support all initiatives aimed at reducing the Property Tax for homeowners that are also paying management fees."

35 Councillor P. Donnelly - Section 35 Planning Act

"That the Chief Executive provides a report on Section 35 of the Planning Act and why it has never been utilised to support communities living in unfinished estates in Fingal including Allendale and Phibblestown Wood in Ongar."

36 Councillor J.P. Browne - Housing Lists/Medical Reports

"That the Chief Executive examines the process of social housing allocation under medical grounds, including the frequency of which a medical practitioner assesses the medical reports received by Fingal County Council."

37 Councillor L. Nolan - Rent Supplement in the Fingal Area

"That this Council calls on the Department of Social Protection to immediately revise upwards the rent caps for rent supplement in the Fingal area and that the limits for the impending Housing Assistance Payment (HAP) be revised upwards to reflect soaring rent costs in Fingal and ensure that local households are supported to secure housing within the Fingal area while they are waiting for their long-term housing needs to be addressed."

38 Councillor S. Kavanagh - Rental Accommodation Scheme

"That the Chief Executive reports on whether contracts with RAS landlords need to be renegotiated because of water charges, or are the council responsible for water charges as they do not hold a deposit, and will it lead to the landlord seeking an increase in rents."

39 Councillor J. Sinnott - Conferences

"That this Council notes that the cost of Conferences and Training for members in 2013 was in the region of €31,000. Council further notes that a Conference report is included in the agenda for each County Council Meeting. To improve transparency and to ensure Conferences and Training are providing Value for Money Council proposes the following improvements:

1. The total cost of each training event or conference is included in each Conference Report. This should be done per member.

2. Reports to be submitted within one month of attending the Conference or Training event and be made available on the Fingal County Council website.

3. A report template be developed and agreed by members at the next Organisation and Procedures meeting."

40 Councillor A. Devitt - Housing Allocation Policy

"That this Council recommends that where a social housing scheme has been, and is being built in a rural village of Fingal, that preference be given to applicants from that village to at least 50% of the units initially. And that the allocation policy be amended to reflect this preference. Rural village living can present challenges to those tenants accustomed to urban settings, this leads to requests for transfers and delays the settling in of the housing development with the existing community".

41 Councillor R. O'Gorman - Fingal Policy on S. 35 Planning & Development Act

"This Council calls for the creation of a policy document regarding how the Council implements S.35 of the Planning & Development Act, 2000 (as amended) which would be publically available to anyone considering undertaking development in Fingal. This Council asks that the Planning & Strategic Infrastructure Strategic Policy Committee immediately begin work on drafting this policy and bring it back to the full Council for adoption within 12 months."

42 Councillor B. Martin - Council Employment, Fair Work, Fair Pay

"That this Council ensures that workers taken on via the various social welfare internship or workfare schemes, (i.e Gateway and JobBridge) for the purpose of work previously carried out by full time staff are paid at normal local authority pay rates."

43 Councillor T. Murphy - Roads Act 1993 Section 75

"That this Council should write to the Minister for Transport Tourism and Sport Pascal Donohoe to ask for clear guidelines as to the application of the Roads Act 1993 Section 75, within the meaning of section 74, in order to be consistent with all other roads authorities in this country."

44 Councillor D. Smith - Living Wage

"This Council supports the introduction of a Living Wage to all directly engaged, contracted and sub-contracted staff.

Will adopt a policy of supporting the Living Wage in procurement on a case by case basis. Will seek accreditation as a Living Wage employer through the Living Wage Foundation. Will ensure the terms of implementation of a Living Wage are negotiated through the recognised trade union(s).

Notes the Government's commitment to establishing a living wage forum which will include the Trade Unions, Civil Society and Employer Organisations."

45 Councillor A. Lavin - Review of a Speed Limits in Fingal

"That Fingal County Council in the interest of road safety commence a review of speed limits in Fingal at the earliest opportunity with particular reference to slow zones in residential areas on foot of the launch of a new document entitled 'Guidelines for Setting and Managing Speed Limits', which has been produced by the Minister for Transport, Tourism and Sport, Paschal Donohoe TD".

46 Councillor D. Ní Laoi - Status of the Irish Language in the E.U.

"Go dtacaíonn an Comhairle seo le deireadh a bheith curtha leis an maolú ar stádas na Gaeilge san Eoraip agus go scríobhfaidh an Comhairle chuig an Rialtas ag éileamh orthu scríobh chuig Comhairle na nAirí chun iarraidh orthu ligint don mhaolú ar stádas na Gaeilge san AE dul in éag ag deireadh 2016

That this Council supports the ending of the derogation on the status of the Irish language in the European Union and that this Council will write to the Government and call on them to write to the Council of Ministers requesting that the derogation on the status of Irish in the EU be allowed lapse at the end of 2016."

47 Councillor B. McDonagh - Dunnes Stores and Workers rights

"That this Council supports the workers in Dunnes Stores who are seeking
1) The implementation of banded hour contracts which would give workers security of hours and earnings,
2) A review of excessive use of temporary contracts of employment as a

means of control.
3) Individual and collective representational rights for Dunnes workers.

In supporting the workers the Council welcomes the Government commitment to legislate for an improved framework for workers who seek to better their terms and conditions where collective bargaining is not recognised by their employer and welcomes Government commitment to legislate so that workers can have confidence that they have an effective system that protects and promotes their rights, noting that the proposed legislation ensures they can advance claims about remuneration, terms and conditions and have these determined based on comparisons with similar companies – and prevents them being victimised for doing so."

48 Councillor N. Treacy - Jakes Law-to reduce speed limit in housing estates

"That this Council. recognising the need for safety for children at play in the housing estates in which they live, calls on the Minister for Transport to pass the Road Traffic Amendment Bill 2015 commonly known as Jake's Law, in memory of Jake Brennan, in order to introduce a new mandatory speed limit of 20km specifically for housing estates. The Council further commits to writing to the Minister on this issue and circulating this letter to all other local authorities in the state for their consideration."

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