

MEMBERS PRESENT

Boland, Cathal
Butler, Darragh
Carey, Ian
Dennison, Kieran
Donnelly, Angela
Doyle, Tania
Graves, Ann
Guerin, Jimmy
Hanaphy, Breda
Healy, David
Henchy, Adrian
Hopkins, Joan
Humphreys, James
Kitt, Tom
Lavin, Anthony
Maguire, Grainne
Mahony, Howard

MacAonle, Brigid
McDermagh, Brian
McDuggan, Brian
Muligan, Dean
Munphy, Paul
Newman, Tony
O'Brien, Eoghan
O'Brien, Hugh, Robert
O'Donoghue, Robert
O'Leary, Tom, JK
Ó'Riordáin, Séamus
Ó'Rourke, Seana
Raner, Karen
Bavelin, Siobhán
Shovley, Siobhán
Torrey, Aoibhinn
Walsby, Natalie
Walsby, Daniel
Whooley, Daniel

Mantor
McCam
McDon
Mulliga
Mulville
Murphy
Newma
O'Brien
O'Dono
O'Leary
Onwum
Ó Roda
Power,
Rane, P
Shovlin,
Tormey
Treacy,
Walsh, J
Whoole

The Mayor Cllr H. Mahony presided.

AnnMarie Farrelly (Chief Executive); Emer O’Gorman (Director of Services/People, Corporate & Digital Services); John Quinlivan (Director of Services/Economic, Enterprise, Tourism and Cultural Development); David Storey (Director of Services/Environment, Climate Action & Active Mobility); Mary Daly (Director of

Services/Operations & Water Services); Matthew McAleese (Director of Services/Planning & Strategic Infrastructure); Robert Burns (Director of Services Housing and Community); Oliver Hunt (Head of Finance); Brian Buckley (Senior Executive Officer).

F/287/22 (Agenda Item No)

ANNOUNCEMENTS

The Mayor, Councillor. H. Mahony, reminded Members that Standing Orders would apply to all aspects of the meeting.

F/288/22 (Agenda Item No)

MINUTES SILENCE

It was agreed to hold a minute's silence for the victims of the tragic event in Creeslough and the tragic event in Clonee, Dublin 15.

F/289/22 (Agenda Item No 1)

Confirmation and Re-Affirmation of Minutes of Council Meeting held on Monday 12th September 2022

Minutes of the County Council Meeting held on 12th September 2022 which had been circulated were considered.

It was **PROPOSED** by Councillor K. Dennison, seconded by Councillor D. Whooley and **RESOLVED –**

“That the minutes of the County Council Meeting held on 12th September 2022 be **ADOPTED.**”

F/290/22 (Agenda Item No 2)

Appointment of new member to the Dublin and Dún Laoghaire Education Training Board (DDLETB)

The report by the Chief Executive, which had been circulated, was **CONSIDERED.**

It was proposed by Councillor T. O'Leary, seconded by Cllr. K. Dennison and

AGREED:

"That Councillor Siobhan Shovlin be appointed to the Dublin and Dún Laoghaire Education Training Board (DDLETB)."

F/291/22 (Agenda Item No)

QUESTIONS

It was proposed by Councillor J. Guerin, seconded by Councillor J. Humphreys and **RESOLVED:**

"That in accordance with Standing Order No. 53, Questions numbered 3 to 10, be **ADOPTED.**"

F/292/22 (Agenda Item No 3)

Councillor JK Onwumereh - Evaluating the 2022 St. Patrick's Day Parades

F/293/22 (Agenda Item No 4)

Councillor J. Hopkins - Fingal Biodiversity Plan - Conservation Projects

F/294/22 (Agenda Item No 5)

Councillor P. Mulville - Council's web site - Companies in which the Council has an interest

F/295/22 (Agenda Item No 6)

Councillor D. Healy - Online Planning Information - Section 5 of Planning and Development Act

F/296/22 (Agenda Item No 7)

Councillor T. O'Leary - Fingal Council Land bank for Homes forward Land Purchase

F/297/22 (Agenda Item No 8)

Councillor J. Humphreys - Warm Zones

F/298/22 (Agenda Item No 9)

Councillor A. Henchy - Update on Part 8's in Fingal

F/299/22 (Agenda Item No 10)

Councillor B. Manton - Public Transport to Beaumont Hospital

F/300/22 (Agenda Item No 11)

Report of Committees

a **Report of Corporate Policy Group Meeting held on Wednesday 14th September 2022**

The report by the Chief Executive, which had been circulated, was **CONSIDERED** and **NOTED**.

b **Report of Blanchardstown-Mulhuddart/Castleknock/Ongar Services B Meeting held on Thursday 6th October 2022**

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor D. Whooley, seconded by Councillor P. Rane and **AGREED**:

"That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services (B) meeting held on 6th October 2022, are hereby **APPROVED**."

c **Quarterly reports of Strategic Policy Committee Chairpersons**

The report by the SPC Chairpersons, which had been circulated, was **CONSIDERED** and **NOTED**.

F/301/22 (Agenda Item No 12)

Financial Matters

a **Consideration Of Capital Programme**

A presentation was given by Oliver Hunt, Head of Finance and the Executive Management Team.

During the course of discussion, Councillor D. Healy submitted the following motions:

1. That this Council recommends that the capital programme line for the Kinsealy- Portmarnock Greenway continue subsequent to 2023 with a total expenditure of €12 million (based on the Feasibility Study already carried out) with funding to be from grants and levies.

2. That this Council recommends that the capital programme line for the Kinsealy Lane upgrade continue subsequent to 2023 with a total expenditure of €4 million (based on the Feasibility Study already carried out) with funding to be from grants and levies.

3. That this Council recommends that a capital programme line be included for the Kinsealy- Kettles Lane Greenway with a total expenditure of €9 million (based on the Feasibility Study already carried out) with funding to be from grants and levies.

4. That this Council recommends that a capital programme line be included for the architectural competition for the Balscadden Beach access, with the expenditure of €50,000 from grants (i.e. the Outdoor Recreation Infrastructure Scheme grant already awarded to the Council.)

Following further discussion, item no. 4 was withdrawn.

Following discussion, it was proposed by Councillor. D. Healy and seconded by Councillor. K. Power that –

“That this Council recommends that the capital programme line for the Kinsealy-Portmarnock Greenway continue subsequent to 2023 with a total expenditure of €12 million (based on the Feasibility Study already carried out) with funding to be from grants and levies.”

Following discussion, the Mayor then instructed that a roll call vote be taken and on a division the voting resulted as follows:

FOR: 15 FIFTEEN
AGAINST: 19 NINETEEN

FOR: Councillors Hopkins, Joan; Mulville, Paul; Mulligan, Dean; Whooley, Daniel; Carey, Ian; Power, Karen; O’Brien, Eoghan; Walsh, John; Tormey, Aoibhinn; O’Leary, Tom; Lavin, Anthony; Guerin, Jimmy; Healy, David; McDonagh, Brian; Humphries, James.

AGAINST: Councillors Mahony, Howard; Donnelly, Angela; Hanaphy, Breda; Graves, Ann; Tracey, Natalie; Maguire, Grainne; Murphy, Tony, Kitt, Tom; Ó’Rodaigh, Séana; McCamley, Mary; Shovlin, Siobhan; Newman, Joe; Boland,

Cathal; Henchy, Adrian; Butler, Darragh; Onwumereh, JK; O'Donoghue, Robert; Dennison, Kieran; Rane, Punam

The Mayor then declared the motion **LOST**.

Following discussion, it was then proposed by Councillor D. Healy, seconded by Councillor K. Power and **AGREED** to amend motions 2 and 3 as follows –

Delete the words “and levies”.

The resultant amended motions will then read:

“That this Council recommends that the capital programme line for the Kinsealy Lane upgrade continue subsequent to 2023 with a total expenditure of €4 million (based on the Feasibility Study already carried out) with funding to be from grants.”

“That this Council recommends that a capital programme line be included for the Kinsealy- Kettles Lane Greenway with a total expenditure of €9 million (based on the Feasibility Study already carried out) with funding to be from grants.”

The amended motion was then proposed by Councillor D. Healy and seconded by Councillor K. Power as follows;

“That this Council recommends that the capital programme line for the Kinsealy Lane upgrade continue subsequent to 2023 with a total expenditure of €4 million (based on the Feasibility Study already carried out) with funding to be from grants.”

Following discussion, the Mayor then instructed that a roll call vote be taken and on a division the voting resulted as follows:

FOR: 20 TWENTY
AGAINST: 14 FOURTEEN

FOR: Councillors Hopkins, Joan; Mulville, Paul; Mulligan, Dean; Whooley, Daniel; Carey, Ian; Power, Karen; O'Brien, Eoghan; Tormey, Aoibhinn; O'Leary, Tom; Lavin, Anthony; Guerin, Jimmy; Healy, David; McDonagh, Brian; Humphries, James; Donnelly, Angela; Newman, Joe; Henchy, Adrian; Butler, Darragh; O'Donoghue, Robert; Rane, Punam.

AGAINST: Councillors Mahony, Howard; Hanaphy, Breda; Graves, Ann; Tracey, Natalie; Maguire, Grainne; Murphy, Tony, Kitt, Tom; Ó'Rodaigh, Séana; Walsh, John; McCamley, Mary; Shovlin, Siobhan; Boland, Cathal; Onwumereh, JK; Dennison, Kieran.

The Mayor then declared the motion **PASSED**.

The third motion, as amended, was then proposed by Councillor D. Healy and seconded by Councillor B. McDonagh.

"That this Council recommends that a capital programme line be included for the Kinsealy- Kettles Lane Greenway with a total expenditure of €9 million (based on the Feasibility Study already carried out) with funding to be from grants."

Following further discussion, the motion, as amended, was **PASSED**.

The Capital Programme was then **NOTED**.

b Local Property Tax

The attached report by the Chief Executive which had been circulated was **CONSIDERED**.

Mr Oliver Hunt made a presentation to the Members.

Following discussion, the following motion was submitted and proposed by the Mayor Councillor H. Mahony and seconded by Councillor E. O'Brien:

MOTION TO VARY THE BASIC RATE OF LOCAL PROPERTY TAX IN THE ADMINISTRATIVE AREA OF FINGAL COUNTY COUNCIL

"That the County Council determines in pursuance of the provisions of Section 20 of the Finance (Local Property Tax) Act 2012 (as amended), that the basic rate of Local Property Tax stand varied **downwards** by **7.5** per cent for the period 1st November 2022 to 31st October 2024 in respect of relevant residential properties situated in the administrative area of Fingal County Council."

Following discussion, it was proposed by Councillor. C. Boland and seconded by Councillor. T. Murphy to amend the motion as follows –

To replace the following:

"7.5 per cent" with "10 per cent"

To read

“That the County Council determines in pursuance of the provisions of Section 20 of the Finance (Local Property Tax) Act 2012 (as amended), that the basic rate of Local Property Tax stand varied **downwards** by **10** per cent for the period 1st November 2022 to 31st October 2024 in respect of relevant residential properties situated in the administrative area of Fingal County Council.”

The Mayor Councillor H. Mahony ruled this amendment out of order.

Following discussion, the Mayor then instructed that a roll call vote be taken and on a division the voting resulted as follows:

FOR: 26 TWENTYSIX
AGAINST: 8 EIGHT

FOR: Councillors, Mahony, Howard; Hopkins, Joan; Mulville, Paul; Maguire, Grainne; Murphy, Tony; Whooley, Daniel; Carey, Ian; Power, Karen; O’Brien, Eoghan; Kitt, Tom; Ó’ Rodaigh, Séana; Walsh, John; McCamley, Mary; O’Leary, Tom; Shovlin, Siobhan; Lavin, Anthony; Newman, Joe; Boland, Cathal; Healy, David; Henchy, Adrian; Butler, Darragh; Onwumereh, JK; O’Donoghue, Robert; McDonagh, Brian; Humphreys, James; Dennison, Kieran.

AGAINST: Councillors, Mulligan, Dean; Donnelly, Angela; Hanaphy, Breda; Graves, Ann; Treacy, Natalie; Tormey, Aoibhinn; Guerin, Jimmy; Rane, Punam.

The Mayor then declared the motion **PASSED**.

F/302/22 (Agenda Item No)
SUSPENSION OF STANDING ORDERS

At this stage the Mayor suspended Standing Orders and it was **AGREED** by the Members to extend the meeting to conclude Executive Buisness.

F/303/22 (Agenda Item No 13)
Proposed Disposal of Properties

a Proposed disposal of land and grant of Wayleave at Ballough Place, Lusk Co. Dublin to the Electricity Supply Board Networks (ESB Networks)

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor E. O'Brien and seconded by Councillor P. Mulville and **RESOLVED**:

"That the land referred to in the attached report be disposed of in accordance with the terms specified therein."

b Proposed disposal of land and grant of Wayleave at Bowden Court, Outlands, Rathbeale Road, Swords, Co. Dublin to the Electricity Supply Board Networks (ESB Networks)

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor E. O'Brien and seconded by Councillor D. Healy and **RESOLVED**:

"That the land referred to in the attached report be disposed of in accordance with the terms specified therein."

c Proposed disposal of land at 58 Sheephill Avenue, Blanchardstown, Dublin 15 to Ms. Michelle McCrann

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor E. O'Brien and seconded by Councillor D. Whooley and **RESOLVED**:

"That the land referred to in the attached report be disposed of in accordance with the terms specified therein."

d Proposed disposal of land adjacent to 69 Brookhaven Drive, Blanchardstown, Dublin 15 to Ms. Rosemary Gouldsbury

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor D. Whooley and seconded by Councillor K. Power and **RESOLVED**:

"That the land referred to in the attached report be disposed of in accordance with the terms specified therein."

F/304/22 (Agenda Item No 14)

Part XI/001/22 Chief Executive Report pursuant to Part XI of the Planning and Development Act 2000 (As amended) and Part VIII of the Local Government Planning and Development Regulations 2001 (As amended) for Rejuvenation and upgrade of Wellview Park and public realm at Wellview Green and Terrace

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor P. Rane, seconded by Councillor J. Walsh and **RESOLVED**:

"That Fingal County Council hereby resolves, pursuant to Part XI of the Planning & Development Act 2000 (as amended) and Part VIII of the Local Government Planning & Development Regulations 2001 (as amended), that the rejuvenation and upgrade of Wellview Park and public realm at Wellview Green and Terrace be proceeded with as set out in the foregoing report."

F/305/22 (Agenda Item No 15)

Report pursuant to Part XI of the Planning and Development Act 2000 and Part VIII of the Local Government Planning & Development Regulations 2001 (as amended) for Proposed Public Realm Redevelopment and Associated Works including Open spaces, Car parking, Roads, Pedestrian footpaths and a section of the Bracken River at Quay St and Environs, Balbriggan, Co. Dublin

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor T. Murphy, seconded by Councillor G. Maguire and **RESOLVED**:

"That Fingal County Council hereby resolves, pursuant to Part XI of the Planning & Development Act 2000 (as amended) and Part VIII of the Local Government Planning & Development Regulations 2001 (as amended), that the proposed Public Realm Redevelopment and Associated Works including Open spaces, Car parking, Roads, Pedestrian footpaths and a section of the Bracken River at Quay

St and Environs, Balbriggan, Co. Dublin be proceeded with as set out in the foregoing report."

F/306/22 (Agenda Item No 16)

Declaration of Roads

a Dargan's Way, Sutton, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor E. O'Brien, seconded by Councillor D. Whooley, and **RESOLVED**:

"That the roads referred to in the attached report be, and are hereby declared to be, public roads."

b Martello Towers, Balbriggan, Co Dublin

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor G. Maguire, seconded by Councillor D. Whooley, and **RESOLVED**:

"That the roads referred to in the attached report be, and are hereby declared to be, public roads."

F/307/22 (Agenda Item No 17)

Safer Halloween Project Funding 2022

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor D. Whooley, seconded by Councillor N. Treacy and **RESOLVED**:

"That the Safer Halloween Project Funding 2022 as set out in the foregoing report is hereby **APPROVED**."

F/308/22 (Agenda Item No 18)

Chief Executive's Report

The report which had been circulated was **CONSIDERED**. The Chief Executive's Report was **NOTED**.

The Meeting concluded at 8.45pm.

MAYOR _____

DATE _____