

**Comhairle Contae Fhine Gall
Fingal County Council**

Minutes of the County Council Meeting held on Monday, 14th November, 2022
in the Council Chamber - County Hall, Swords, at 5.00 pm

MEMBERS PRESENT

Councillors:

Boland, Cathal
Burtchaell, John
Butler, Darragh
Carey, Ian
Conroy, Pamela,
Dennison, Kieran
Donnelly, Angela
Doyle, Tania
Graves, Ann
Guerin, Jimmy
Hanaphy, Breda
Healy, David
Henchy, Adrian
Hopkins, Joan
Kitt, Tom
Maguire, Grainne
Mahony, Howard

Councillors:

Manton, Brigid
McCamley, Mary
McDonagh, Brian
Mulligan, Dean
Murphy, Tony
Newman, Joe
O'Leary, Tom
Onwumereh, JK.
Ó Rodaigh, Seána
Power, Karen
Rane, Punam
Shovlin, Siobhan
Tormey, Aoibhinn
Treacy, Natalie
Walsh, John
Whooley, Daniel

Apologies for inability to attend were received for Councillors B. Dennehy,
J. Humphreys, A. Lavin, T. Leddy, P. Mulville, E. O'Brien, R. O'Donoghue,

The Mayor, Cllr. H. Mahony presided.

OFFICIALS PRESENT

AnnMarie Farrelly (Chief Executive); John Quinlivan (Director of Services/ Economic, Enterprise, Tourism & Cultural Development); Emer O'Gorman (Director of Services/People, Corporate & Digital Services); David Storey (Director of Services/Environment, Climate Action & Active Travel); Mary T Daly (Director of Services/Operations & Water Services); Matthew McAleese (Director of Services/Planning & Strategic Infrastructure); Oliver Hunt (Head of Finance); Robert Burns (Director of Services/Housing and Community), Nikki Halleran (A/Senior Executive Officer)

F/334/22 (Agenda Item No)

ANNOUNCEMENTS

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

F/335/22 (Agenda Item No)

MINUTES SILENCE

It was agreed to hold a minute's silence for Vicky Phelan, who's death was announced earlier today. A book of condolences will be available for signing.

F/336/22 (Agenda Item No 1)

Confirmation and Re-Affirmation of Minutes of Council Meeting held on Monday 10th October 2022

Minutes of the County Council Meeting held on 10th October 2022 which had been circulated were considered.

It was **PROPOSED** by Councillor J. Newman, seconded by Councillor A. Henchy and **RESOLVED** –

“That the minutes of the County Council Meeting held on 10th October 2022 be **ADOPTED.**”

F/337/22 (Agenda Item No)

QUESTIONS

It was proposed by Councillor P. Rane, seconded by Councillor B. McDonagh and **RESOLVED:**

"That in accordance with Standing Order No. 53, Questions numbered 2 to 11, be **ADOPTED.**"

F/338/22 (Agenda Item No 2)
Councillor J. Hopkins - Biodiversity Plan Budget

F/339/22 (Agenda Item No 3)
Councillor P. Mulville - Connecting for Life (Ireland's National Strategy to Reduce Suicide)

F/340/22 (Agenda Item No 4)
Councillor JK Onwumereh - Increase in break-ins and Anti-Social Behaviour in Estates and Communities in Fingal

F/341/22 (Agenda Item No 5)
Councillor A. Henchy - Maintenance of Fingal Beaches

F/342/22 (Agenda Item No 6)
Councillor T. O'Leary - Report on the Number on Fingal's Social Housing List

F/343/22 (Agenda Item No 7)
Councillor B. Manton - Fire Safety Standards in Apartment Blocks in Fingal

F/344/22 (Agenda Item No 8)
Councillor K. Power - Provision of Homeless Accommodation in the Fingal area

F/345/22 (Agenda Item No 9)
Councillor D. Whooley - Data for Emergency Housing Provision for years 2018 - 2022

F/346/22 (Agenda Item No 10)
Councillor D. Healy - Projects included in the Capital Programme by any Area Committee or Strategic Policy Committee

F/347/22 (Agenda Item No 11)
Councillor C. Boland - Terms of Planning Permission - Dublin Airport

F/348/22 (Agenda Item No 12)

Report of Committees

a Report of Committee of Balbriggan/Rush-Lusk Swords Services B Area Committee Meeting held on Thursday 20th October 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor K. Power, seconded by Councillor T. Murphy and **AGREED:**

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk Swords Services (B) meeting held on 20th October 2022, are hereby **APPROVED**."

b Quarterly Report of Strategic Policy Committee Meeting of Climate Action, Biodiversity, Environment held on Tuesday 25th October 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor D. Healy, seconded by Councillor J. Newman and **AGREED:**

"That the recommendations contained in the report of Strategic Policy Committee Meeting of Climate Action, Biodiversity, Environment held on Tuesday 25th October 2022 are hereby **APPROVED**."

c Report of Committee of Corporate Policy Group Meeting held on Tuesday 25th October 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor H. Mahony, seconded by Councillor B. McDonagh and **AGREED:**

"That the recommendations contained in the report of Committee of Corporate Policy Group Meeting held on Tuesday 25th October 2022, are hereby **APPROVED**."

d Report of Committee of Howth Malahide Area Committee Services B Meeting held on Wednesday 2nd November 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor B. McDonagh, seconded by Councillor I. Carey and **AGREED**:

"That the recommendations contained in the report of Committee of Howth Malahide Area Committee Services B Meeting held on Wednesday 2nd November 2022 are hereby **APPROVED**."

e Report of Committee of Blanchardstown/Mulhuddart/Castleknock-Ongar Services B Meeting held on Thursday 3rd November 2022

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

"That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services (B) meeting held on 3rd November 2022, are hereby **APPROVED**."

f Report of Corporate Policy Group Meeting held on Monday 7th November 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor H. Mahony, seconded by Councillor C. Boland and **AGREED**:

"That the recommendations contained in the report of Committee of Corporate Policy Group Meeting held on Tuesday 7th October 2022, are hereby **APPROVED**."

g Report of Committee of Balbriggan/Rush-Lusk Swords Services B Area Committee Meeting held on Thursday 10th November 2022

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor K. Power, seconded by Councillor S. Ó'Rodaigh and **AGREED**:

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk Swords Services B Area Committee Meeting held on Thursday 10th November 2022, are hereby **APPROVED**."

F/349/22 (Agenda Item No 13)
Financial Matters

F/350/22 (Agenda Item No 13a)
Report on Overdraft Accommodation 2023

The report by the Chief Executive which had been circulated was **CONSIDERED**. Following discussion, it was proposed by Cllr P. Rane, seconded by Cllr. B. Manton and **AGREED**:

“That the Council approve, subject to the sanction of the Minister for Housing, Local Government and Heritage, the securing of overdraft accommodation on the Council’s revenue account to a limit of €25m for the period 1st January 2023 to 31st December 2023.”

F/351/22 (Agenda Item No 14)
Proposed Disposal of Properties

F/352/22 (Agenda Item No 14a)
Proposed disposal of land at Monastery Court, Church Road, Lusk, Co. Dublin to Mr. Peter McNally

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor C. Boland 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.”

a **Proposed disposal of a site at Stephenstown Industrial Park, Balbriggan, Co. Dublin to Hearnbrook Rail Ltd**

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

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

b Proposed Option Agreement & Disposal of a site at College Business & Technology Park, Blanchardstown to Alexion Pharma International Operations Unlimited Company

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

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

F/353/22 (Agenda Item No 15)
Youth Sports Grant Report

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor A. Henchy, seconded by Councillor JK. Onwumereh and **RESOLVED**:

"That the award of Youth Sports Grant Funding as set out in the foregoing report is hereby **APPROVED**

F/354/22 (Agenda Item No 16)
Chief Executive's Report

A Motion from the floor submitted by Councillor Ann Graves was ruled Out of Order by the Mayor under Standing Orders.

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

F/355/22 (Agenda Item No 17)
Mayor's Business - Councillor H. Mahony

a Councillor Howard Mahony - Procurement of Modular Housing

The motion, in the name of Councillor H. Mahony was proposed by Councillor H. Mahony and seconded by Councillor M. McCamley.

Following discussion, the report was **NOTED**.

F/356/22 (Agenda Item No 18)

Conference Report

- a** **Module 6 of 2022 AILG Elected Members Training Programme - "Data Protection - What Councillors need to Know"**

The correspondence which had been received was **NOTED**

F/357/22 (Agenda Item No 19)

Departmental/Ministerial Correspondence

The correspondence which had been received was **NOTED**

- a** **Correspondence received 6th October 2022 from Citizens' Assemblies re Item 39 May 2022 Council Agenda**

The correspondence which had been received was **NOTED**

F/358/22 (Agenda Item No 20)

Correspondence

- a** **Letter from Mayo County Council dated 16th September 2022 re - Expansion of eligible criteria for Croí Cónaithe**

The correspondence which had been received was **NOTED**

- b** **Letter from Tipperary County Council dated 16th September 2022 re - Additional funding to Local Authorities in 2023 to maintaining essential services**

The correspondence which had been received was **NOTED**

- c** **Letter dated 6th October 2022 from Monaghan County Council re Citizens' Assembly**

The correspondence which had been received was **NOTED**

- d** **Letter dated 10th October 2022 from Fermanagh & Omagh District Council re - Motion - Justice for Noah Campaign**

The correspondence which had been received was **NOTED**

e **Letter dated 20th October 2022 from Donegal County Council re - Turf Cutting Policy**

The correspondence which had been received was **NOTED**

f **Letter dated 26th October 2022 from Offaly County Council re Ambulance Service**

The correspondence which had been received was **NOTED**

F/359/22 (Agenda Item No 21)

Councillor N. Treacy - Housing Adaptation waiting time

The motion, in the name of Councillor N. Treacy was proposed by Councillor N. Treacy and seconded by Councillor B. Hanaphy.

Following discussion, the report was **NOTED**

F/360/22 (Agenda Item No 22)

Councillors B. Manton, D. Butler, B. Dennehy, A. Henchy, T. Kitt, E. O'Brien - Modular Swimming Pools - Fingal

The motion, in the names of Councillors B. Manton, D. Butler, B. Dennehy, A. Henchy, T. Kitt, E. O'Brien & H. Mahony was proposed by Councillor B. Manton and seconded by Councillor A. Henchy

Following discussion, the report was **NOTED**

F/361/22 (Agenda Item No 23)

Councillor D. Healy - Integration of Improvements for Walking and Cycling into Road and Street Maintenance

The motion, in the name of Councillor D. Healy was proposed by Councillor D. Healy and seconded by Councillor D. Whooley.

Following discussion, the motion was **PASSED**.

F/362/22 (Agenda Item No 24)

Councillors S. Ó Rodaigh, P. Conroy - Appointment of Disability Liaison, Access and Equality Officer

The motion, in the names of Councillors S. Ó Rodaigh & P. Conroy was proposed by Councillor S. Ó Rodaigh and seconded by Councillor P. Conroy.

Following discussion, the motion was **PASSED**.

F/363/22 (Agenda Item No 25)

Councillor JK. Onwumereh - Strategy for uniform delivery of Social Services and Amenities

The motion, in the name of Councillor JK. Onwumereh was proposed by Councillor JK. Onwumereh and seconded by Councillor D. Butler.

Following discussion, the report was **NOTED**.

F/364/22 (Agenda Item No 26)

Councillor P. Rane - Bottle Banks within Fingal Area

The motion, in the name of Councillor P. Rane was proposed by Councillor P. Rane and seconded by Councillor K. Dennison.

It was noted that the incorrect report had been provided. An undertaking was given to circulate the correct report and that the item would be included on the December Agenda.

F/365/22 (Agenda Item No 27)

Councillor C. Boland - Management of Housing Assistance Payment

The motion, in the name of Councillor C. Boland was proposed by Councillor J. Guerin and seconded by Councillor T. Murphy.

The report was **NOTED**.

F/366/22 (Agenda Item No 28)

Councillor K. Dennison - Personal Injury Claims

The motion, in the name of Councillor K. Dennison was proposed by Councillor K. Dennison and seconded by Councillor P. Rane.

Following discussion, the report was **NOTED**.

F/367/22 (Agenda Item No 29)

Councillor A. Tormey - Regional Parks and Open Spaces Bye-Laws

The motion, in the name of Councillor A. Tormey was proposed by Councillor A. Tormey and seconded by Councillor P. Rane.

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

FOR: 13 THIRTEEN

AGAINST: 13 THIRTEEN

FOR: Councillors Hopkins, Joan; Mulligan, Dean; Donnelly, Angela; Hanaphy, Breda; Graves, Ann; Carey, Ian; Power, Karen; Tormey, Aoibhinn; O'Leary, Tom; Shovlin, Siobhan; Healy, David; Conroy, Pamela; Rane, Punam

AGAINST: Councillors Mahony, Howard; Burtchaell, John; Whooley, Daniel; Kitt, Tom; Manton, Brigid; Ó'Rodaigh, Seána; Walsh, John; McCamley, Mary; Henchy, Adrian; Butler, Darragh; Onwumereh, JK.; McDonagh, Brian; Dennison, Kieran

The Mayor then cast his deciding vote and declared the motion **LOST**.

F/368/22 (Agenda Item No 30)

Councillor A. Donnelly - Community Centre Fund

The motion, in the name of Councillor A. Donnelly was proposed by Councillor A. Donnelly and seconded by Councillor B. Hanaphy.

Following discussion, the report was **NOTED**.

F/369/22 (Agenda Item No 31)

Councillor T. O'Leary - Sustainable Energy Supply

The motion, in the name of Councillor T. O'Leary was proposed by Councillor T. O'Leary and seconded by Councillor B. McDonagh.

Following discussion, the report was **NOTED**.

F/370/22 (Agenda Item No 32)

Councillor R. O'Donoghue - Introduction of Pilot Scheme for Artists with Disabilities

This motion was deferred to the December meeting.

F/371/22 (Agenda Item No 33)

Councillor A. Graves - Moore Street Area

The motion, in the name of Councillor A. Graves was proposed by Councillor A. Graves and seconded by Councillor B. Hanaphy.

Following discussion, the report was **NOTED**. An undertaking was given to also write to the Department of Housing, Heritage and Local Government with the terms of the motion.

F/372/22 (Agenda Item No 34)

Councillor K. Power - Child Exploitation Material

The motion, in the name of Councillor K. Power was proposed by Councillor K. Power and seconded by Councillor I. Carey.

Following discussion, the motion was **PASSED**.

F/373/22 (Agenda Item No 35)

Councillor B. McDonagh - An Bord Pleanála

The motion, in the name of Councillor B. McDonagh was proposed by Councillor B. McDonagh and seconded by Councillor M. McCamley.

Following discussion, the motion was **PASSED**.

F/374/22 (Agenda Item No 36)

Councillor D. Whooley - Palestinian Human Rights Organisation

Motion withdrawn

F/375/22 (Agenda Item No 37)

Councillors J. Hopkins and P. Mulville - Need for legislated candidate gender quotas of 40% be introduced to apply to the Local Elections in 2024

The motion, in the name of Councillor J. Hopkins was proposed by Councillor J. Hopkins and seconded by Councillor K. Power.

Following discussion, the motion was **PASSED**. Councillor T. O'Leary indicated he wished to abstain.

F/376/22 (Agenda Item No 38)

Councillor J. Burtchaell - Support for Ban on Hare Coursing

The motion, in the name of Councillor J. Burtchaell was proposed by Councillor J. Burtchaell and seconded by Councillor K. Power.

It was agreed to extend the meeting for the duration of the vote.

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

FOR: 12 TWELVE
AGAINST: 0 ZERO
ABSTAIN: 5 FIVE

FOR: Councillors Hopkins, Joan; Burtchaell, John; Mulligan, Dean; Whooley, Daniel; Carey, Ian; Power, Karen; McCamley, Mary; Tormey, Aoibhinn; Shovlin, Siobhan; Healy, David; Conroy, Pamela; Rane, Punam

ABSTAIN: Councillors Mahony, Howard; Donnelly, Angela; Hanaphy, Breda; Graves, Ann; Henchy, Adrian

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

The Meeting concluded at 8:02pm

MAYOR _____

DATE _____