

**Comhairle Contae Fhine Gall
Fingal County Council**

Minutes of the County Council Meeting held on Monday, 13th February, 2023 in the Council Chamber - County Hall, Swords, at 5.00 pm

MEMBERS PRESENT

Councillors:

Boland, Cathal	Manton, Brigid
Butler, Darragh	McCamley, Mary
Carey, Ian	McDonagh, Brian
Dennehy, Brian	Mulville, Paul
Dennison, Kieran	Murphy, Tony
Donnelly, Angela	Newman, Joe
Doyle, Tania	O'Brien, Eoghan
Graves, Ann	O'Donoghue, Robert
Guerin, Jimmy	O'Leary, Tom
Hanaphy, Breda	Onwumereh, JK
Healy, David	Ó Rodaigh, Seána
Henchy, Adrian	Power, Karen
Hopkins, Joan	Rane, Punam
Humphreys, James	Shovlin, Siobhan
Kitt, Tom	Tormey, Aoibhinn
Lavin, Anthony	Tracey, Natalie
Leddy, Ted	Walsh, John
Maguire, Grainne	Whooley, Daniel
Mahony, Howard	

Apologies for inability to attend were received for Councillors John Burtchaell, Pamela Conroy, and Dean Mulligan

The Mayor, Cllr. Howard Mahony, presided.

OFFICIALS PRESENT

AnnMarie Farrelly (Chief Executive); Emer O’Gorman (Director of Services/People, Corporate & Digital); John Quinlivan (Director of Services/Economic, Enterprise, Tourism and Cultural Development); David Storey (Director of Services/Environment, Climate Action & Active Travel); Mary T Daly (Director of Services/Operations & Water); Oliver Hunt (Head of Finance); Robert Burns (Director of Housing Services and Community Development); Matthew McAleese (Director of Services Planning and Strategic Infrastructure); Fionnuala May (County Architect); Helena Bergin (Senior Exec Arch Conservation Officer); Nikki Halleran (A/Senior Executive Officer); Deirdre Fallon (Senior Executive Planner); Paul Barnes (Event Manager)

F39/23 (Agenda Item No)

ANNOUNCEMENT

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

F40/23 (Agenda Item No 1)

Confirmation and Re-Affirmation of Minutes of Council Meeting held on Tuesday 17th January 2023

Minutes of the County Council Meeting held on 17th January 2023 which had been circulated were considered.

It was **PROPOSED** by Councillor K. Dennison, seconded by Councillor A. Lavin and **RESOLVED –**

“That the minutes of the County Council Meeting held on 17th January 2023 be **ADOPTED.**”

F41/23 (Agenda Item No 2)

Nomination of Councillors to Fingal Biodiversity Forum

It was **PROPOSED** by Councillor E. O’Brien, seconded by Councillor K. Power and **AGREED –**

“That this item be **DEFERRED** to meeting of the County Council to be held on 13th March 2023.

F42/23 (Agenda Item No 3)

Nomination of Councillors to Membership of Beaumont Hospital Board

It was proposed by Cllr. E. O'Brien and seconded by Cllr. T. Murphy, that Cllr. Jimmy Guerin be nominated to the Beaumont Hospital Board.

It was proposed by Cllr. K. Dennison and seconded by Cllr. A. Lavin, that Cllr. Punam Rane be nominated to the Beaumont Hospital Board.

As Cllr. Guerin withdrew from the process, it was **AGREED** that Cllr. Rane be nominated to Membership of Beaumont Hospital Board.

F43/23 (Agenda Item No)

QUESTIONS

It was proposed by Councillor K. Power, seconded by Councillor J. Walsh and **RESOLVED:**

"That in accordance with Standing Order No. 53, Questions numbered 4 to 15, be **ADOPTED**."

F44/23 (Agenda Item No 4)

Councillor A. Henchy - Council's Capital Projects - 2022-2023

F45/23 (Agenda Item No 5)

Councillor P. Mulville - Minimum Standards in Private Rented Accommodation

F46/23 (Agenda Item No 6)

Councillor C. Boland - Local Area Plans and Masterplans

F47/23 (Agenda Item No 7)

Councillor S. Shovlin - CCTV for Illegal Dumping across Fingal

F48/23 (Agenda Item No 8)

Councillor K. Power - Public Electric Charging Points

F49/23 (Agenda Item No 9)

Councillor JK Onwumereh - Energy Efficient Standards for New Builds

F50/23 (Agenda Item No 10)
Councillor B. Manton - Waiting time for Pre-Planning Meetings

F51/23 (Agenda Item No 11)
Councillor B. Manton - Rental Accommodation Scheme (RAS) Contracts

F52/23 (Agenda Item No 12)
Councillor A. Graves - E-scooters and E-bikes Safety Rules

F53/23 (Agenda Item No 13)
Councillor J. Hopkins - Heritage Lighting in Architectural Conservation Areas

F54/23 (Agenda Item No 14)
Councillor J. Humphreys - Dublin Airport Authority - North Runway

F55/23 (Agenda Item No 15)
Councillor J. Humphreys - Apprenticeships within the Council

F56/23 (Agenda Item No 16)
Report of Committees

a **Report of Howth/Malahide Service B Area Committee Meeting held on Wednesday 18th January 2023**

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

"That the recommendations contained in the report of Committee of Howth/Malahide Services (B) meeting held on 18th January 2023, are hereby **ADOPTED.**"

b **Report of Howth/Malahide Service B Area Committee Meeting held on Wednesday 1st February 2023**

The report by the Chief Executive, which had been circulated, was **CONSIDERED**. It was proposed by Councillor A. Lavin, seconded by Councillor B. McDonagh and **RESOLVED:**

"That the recommendations contained in the report of Committee of Howth/Malahide Services (B) meeting held on 1st February 2023, are hereby **ADOPTED.**"

c Report of Blanchardstown-Mulhuddart/Castleknock-Ongar Services B Area Committee Meeting held on Thursday 2nd February 2023

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

"That the recommendations contained in the report of Committee of Blanchardstown-Mulhuddart/Castleknock/Ongar Services (B) meeting held on 2nd February 2023, are hereby **ADOPTED.**"

d Report of Corporate Policy Group Meeting held on Tuesday 7th February 2023

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

"That the recommendations contained in the report of Committee of Corporate Policy Group Meeting held on Tuesday 7th February 2023, are hereby **ADOPTED.**"

e Report of Balbriggan/Rush-Lusk/Swords Area Committee Services B Meeting held on Thursday 9th February 2023

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

"That the recommendations contained in the report of Committee of Balbriggan/Rush-Lusk/Swords Services (B) Meeting held on Thursday 9th February 2023, are hereby **ADOPTED.**"

a Audited AFS for 2021

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

b Statutory Audit Report for the Year Ended 31st December 2021 from the Local Government Audit Service

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

F58/23 (Agenda Item No 18)

Audit Committee

a Audit Committee Report on Audited Annual Financial Statement

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

b Annual Report 2022

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

F59/23 (Agenda Item No 19)

Proposed Disposal of Properties

a Proposed lease of land at Broomfield, Malahide, Co. Dublin to St Sylvester's GAA Club

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

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

b Proposed grant of wayleave at Powerstown Road, Dublin 15 to Irish Water

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor M. McCamley and seconded by Councillor K. Dennison and **RESOLVED**:

“That the land and right of way referred to in the attached report be disposed of and granted in accordance with the terms specified therein.”

c 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 M. McCamley and seconded by Councillor B. Hanaphy and **RESOLVED**:

“That the land and right of way referred to in the attached report be disposed of and granted in accordance with the terms specified therein.”

d Proposed disposal of land at 78 Heathfield Terrace, Cappagh, Finglas, Dublin 11 to Jolanta Jachna and Arkadiusz Jachna

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

“That the land and right of way referred to in the attached report be disposed of and granted in accordance with the terms specified therein.”

e Proposed Disposals of Fee Simple Interest of Dwellings

The report by the Chief Executive which had been circulated was **CONSIDERED**. It was proposed by Councillor M. McCamley and seconded by Councillor K. Dennison and **RESOLVED**:

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

F60/23 (Agenda Item No 20)

**Strategic Infrastructure Development - Padraig Thornton Waste Disposal
T/A Thornton's Recycling, Unit 1, Cappogue Industrial Park, Cappogue,
Dublin 11**

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. A presentation was given to the Members by Deirdre Fallon, Senior Executive Planner, and following discussion the report was **NOTED**.

F61/23 (Agenda Item No 21)

Report on Public Display of Review of Record of Protected Structures

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. A presentation was given to the Members by Helena Bergin, Senior Executive Architect Conservation Officer, and following discussion the report was **AGREED**.

F62/23 (Agenda Item No 22)

**Section 85 Agreement between Fingal County Council and South Dublin
County Council to carry out statutory food safety functions**

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

That approval is given for a Section 85 Agreement between Fingal County Council and South Dublin County Council to carry out statutory food safety functions by SDCC on behalf of FCC

F63/23 (Agenda Item No 23)

Draft SPC Policy Programme 2023

The attached report by the Chief Executive which had been circulated was **CONSIDERED**. Following discussion, it was proposed by Cllr. D. Whooley, seconded by Cllr. D. Healy and **RESOLVED**:

“That the SPC Policy Programme 2023 is hereby **ADOPTED**.”

F64/23 (Agenda Item No 24)
St. Patrick's Day Events

A presentation was given to the Members by Paul Barnes, Event Manager. Following discussion, the report was **NOTED**.

F65/23 (Agenda Item No 25)
Chief Executive's Report

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

F66/23 (Agenda Item No 26)
Mayor's Business - Councillor H. Mahony

It was NOTED that there was no business under this heading.

F67/23 (Agenda Item No 27)
Conference Report

a **Confirmation of Course received on 18th January 2023 - Certificate in Continuing Professional Development in Climate Crisis and Local Government - UCC**

The notice which had been circulated was **NOTED**.

b **ALIG - Elected Members In Person - Module 1 Training 'A briefing on the Electoral Reform Act' - Thursday 23rd February 2023 - The Tullamore Court Hotel, Co Offaly**

The notice which had been circulated was **NOTED**.

- c **AILG-OPR Training Webinar 1 - 'Preparing and Making Local Area Plans: Driving Urban and Rural Regeneration' Friday 24th February, 2023**

The notice which had been circulated was **NOTED**.

- d **Online Course dated Tuesday 21st March 2023 - Next Step for Public Service Delivery and Procurement in Local Government**

The notice which had been circulated was **NOTED**.

- e **AILG 2023 Annual Training Conference 19th and 20th April 2023, Hotel Kilkenny, College Road, Sugarloafhill, Kilkenny.**

The notice which had been circulated was **NOTED**.

F68/23 (Agenda Item No 28)
Departmental/Ministerial Correspondence

It was NOTED that there was no business under this heading.

F69/23 (Agenda Item No 29)
Correspondence

- a **Letter dated 13th January 2023 from Leitrim County Council re - Referendum on voting rights for Irish citizens abroad**

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

- b **Reply received dated 18th January 2023 from Executive Assistant to the Chief Executive, Commissioners of Irish Lights, to Item 2 - Councillor P. Mulville - Nomination to the Board of the Commissioners of Irish Lights**

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

- c **Letter dated 20th January 2023 from Tipperary County Council re - Strengthen the Control of Dogs Act Legislation in Ireland**

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

**d Letter received 26th January 2023 from Cavan County Council re -
Provision of Long Covid Clinics be retained and expanded**

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

VARIATION OF ORDER OF BUSINESS

The Mayor sought the agreement of the Members to vary the order of business and take Agenda Items 30 and 36 together and this was **AGREED** by the Members.

MOTIONS - STATUTORY FUNCTIONS

F70/23 (Agenda Item No 30)

**Councillor P. Rane - Lack of Defibrillators in Fingal Area - Safety Measures
and the use of them**

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

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

F71/23 (Agenda Item No 36)

Councillor A. Henchy - Defibrillators across Fingal

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

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

F72/23 (Agenda Item No 31)

Councillor S. Shovlin - Light up our Parks

The motion, in the name of Councillor S. Shovlin was proposed by Councillor S. Shovlin and seconded by Councillor A. Lavin.

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

F73/23 (Agenda Item No 32)

Councillor J. Walsh - Failure in planning for schools

During the course of the meeting, an amended motion was received from Cllr. J. Walsh.

Amendment to Item 32:

Delete
from 'notes' to 'and' and add 'of Education' after Department:

Amended
Motion to read:

"That this
Council calls on the Department of Education to engage with local public
representatives, school patrons and local communities to ensure proper
planning
of school infrastructure in line with demographic trends."

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

Following discussion, the motion, as amended, was **AGREED**.

F74/23 (Agenda Item No 33)
Councillor C. Boland - Progress of the Enforcement in respect of DAA

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

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

F75/23 (Agenda Item No 34)
Councillor M. McCamley- Naming New Housing Estates in Fingal

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

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

MOTIONS - NON STATUTORY FUNCTIONS

F76/23 (Agenda Item No 35)

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

The motion, in the name of Councillor R. O'Donoghue was proposed by Councillor R. O'Donoghue and seconded by Councillor J. Walsh.

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

F77/23 (Agenda Item No 37)

Councillors P. Mulville and J. Hopkins - Extension of Zebra Crossing Pilot Scheme

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

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

F78/23 (Agenda Item No 38)

Councillor JK Onwumereh - Additional National Car Testing Centre

The motion, in the name of Councillor J.K. Onwumereh was proposed by Councillor J.K. Onwumereh and seconded by Councillor T. Kitt.

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

The Meeting concluded at 8:00pm

MAYOR _____

DATE _____