

## COMHAIRLE CATHRACH BHAILE ÁTHA CLIATH



Miontuairiscí Chruinniúl Míósúil a tionóladh ar an 10 Bealtaine 2010 i Seomra na Comhairle, Halla na Cathrach, Cnoc Chorcaí ag 6.45 i.n.

**I Láthair an tArdmheara, An Comhairleoir Emer Costello sa chathaoir.**

**Comhairleoir:**

Paddy Bourke  
Gerry Breen  
Christy Burke  
Eric Byrne  
Julia Carmichael  
Aine Clancy  
Joan Collins  
Michael Conaghan  
Pat Crimmins  
Dessie Ellis  
Mary Fitzpatrick  
Declan Flanagan  
Mannix Flynn  
Killian Forde  
Mary Freehill  
John Gallagher

**Comhairleoir:**

Deirdre Heney  
Kevin Humphreys  
Vincent Jackson  
Sean Kenny  
Dermot Lacey  
John Lyons  
Ray MacAdam  
Paul McAuliffe  
Ruairí McGinley  
Séamas McGrattan  
Marie Metcalfe  
Louise Minihan  
Andrew Montague  
Rebecca Moynihan  
Eoghan Murphy  
Críona Ní Dhálaigh

**Comhairleoir**

Catherine Noone  
Jim O'Callaghan  
Aodhán Ó Ríordáin  
Damian O'Farrell  
Claire O'Regan  
Mary O'Shea  
Larry O'Toole  
Maria Parodi  
Cieran Perry  
Oisín Quinn  
John Redmond  
Nial Ring  
Brid Smith  
Bill Tormey  
Henry Upton  
Edie Wynne

**Apologies**

Tom Brabazon

Clare Byrne

Naoise O Muirí

**Oifigigh**

John Tierney  
Philip Maguire  
Frank Kelly  
Kathy Quinn  
Ciaran McNamara  
Michael Phillips

Michael Stubbs  
Terence O'Keeffe  
Seamus Lyons  
Antoinette Power  
Lorna Maxwell  
Ciaran Dunne

Cathal Morgan  
Kieran Rose  
Ailish Smyth  
Fanchea Gibson  
Roisin Kavanagh  
Oonagh Casey  
Ruth Treacy

1. The Lord Mayor opened the meeting by extending her congratulations to the Dublin U-21 Gaelic Football Team on their recent victory against Donegal. She said that consideration to be given to holding a joint reception for them and the Dublin Ladies' Football Team, to celebrate their successes.

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The Lord Mayor informed the Members that a special meeting of the City Council would be held on Monday, May 17<sup>th</sup> from 6.00 – 8.00 p.m. for the purpose of dealing with the motions remaining on the agenda at the end of this meeting in addition to one Planning Matter (Part 8).

The City Council extended it's congratulations to the Lord Mayor of Belfast on her election and to all the candidates who ran for election. The Lord Mayor's Awards will take place on Wednesday 19<sup>th</sup> May in the Mansion House. All invitee were requested to confirm attendance as soon as possible.

The Lord Mayor welcomed Ms. Deirdre Ellis-King, Dublin City Librarian who has recently retired, her husband, Robert and son, Jonathan to the meeting. Members paid tribute to Ms. Ellis-King and acknowledged the huge contribution she has made to the Library Service after almost 40 years of service. Deirdre has held various positions within both Dublin City and County Councils since 1971 prior to becoming City Librarian in 1985. She has managed the Dublin City Library Service with huge enthusiasm and was credited with revolutionising the face of our public libraries and bringing the libraries into the digital age. She was responsible for the digitalisation of library records and ensured that the libraries met the challenges of technology.

She was President of the Library Association of Ireland for 2 terms and has been involved in many European Commission-funded projects. She established the Dublin Heritage Group and had an international profile with the IMPAC Dublin Literary Awards and the "One City, One Book" initiative, which is hugely popular. Members of the Council paid tribute to Deirdre and the City Manager, on behalf of the management and staff, thanked Deirdre for all her work and wished her well in her retirement and every success for the future.

2. Ceisteanna fé Bhuan Ordú Úimhir 16 – It was moved by Councillor C Burke and seconded by Councillor G Breen "That Dublin City Council approves the Dublin City Manager answering the questions lodged". The motion having been put and carried, written answers to the 133 questions lodged for the City Council meeting of the were issued. The Questions and Answers are set out in **Appendix A** attached.
3. Submitted Letter dated 7<sup>th</sup> April 2010 from Limerick County Council conveying the terms of the motion from their March meeting calling on the Minister for the Environment, Heritage and Local Government, John Gormley, T.D., to defer the carbon tax which is due to come into effect on 1<sup>st</sup> May 2010, until the economy improves. It was moved by Councillor G Breen and seconded by Councillor M O'Shea "That Dublin City Council notes the contents of this letter". The motion was put and carried.
4. Submitted Letters dated 15<sup>th</sup> April 2010 from Carlow County Council conveying the terms of 2 motions from their April Meeting:
  - (a) Calling on the Minister for Finance and the Government to reverse the Carbon Tax announced in last December's budget.
  - (b) Calling for the Home Energy Saving Grant and Warmer Homes Scheme Grant handled by Sustainable Energy Ireland to come under the control of each relevant local authority.It was moved by Councillor G Breen and seconded by Councillor M O'Shea "That Dublin City Council notes the contents of this letter". The motion was put and carried.

5. Submitted Letter dated 28<sup>th</sup> April 2010 from Clones Town Council conveying the terms of a motion from their April Meeting calling on Minister Batt O’Keeffe, Minister for Enterprise, Trade and Employment, to work with the regulator to ensure that the UK/Northern Ireland business is re-opened with immediate effect to safeguard the 2800 highly skilled jobs at Quinn Insurance. It was moved by Councillor G Breen and seconded by Councillor M O’Shea “That Dublin City Council notes the contents of this letter”. The motion was put and carried.
6. The minutes of the Meeting of the City Council held on the 12<sup>th</sup> April 2010 having been printed, certified by the Meetings Administrator, circulated to the Members and taken as read, were signed by the Lord Mayor. The City Council agreed that Item No. 71 be re-instated on the agenda as it was not Councillor O’Muirí’s intention that his motion be moved for report.
7. Submitted Monthly Financial Statement circulated in accordance with the Local Government Act 2001. It was moved by Councillor S McGrattan and seconded by Councillor P Bourke “That the Financial Statement be entered in the minutes”. The motion was put and carried. The Financial Statement is set out in **Appendix B** to these minutes.
8. Appointment of a suitable member representing the electoral areas of Donaghmede/Clontarf to the Dublin North East Regional Health Forum, following the resignation of Councillor Tom Brabazon. It was proposed by Councillor G Breen and seconded by Councillor B Tormey “That Councillor Pat Crimmins be appointed as a member to represent Dublin City Council on the Dublin North East Regional Health Forum” The motion was put and carried.
9. Appointment of a suitable member to the Board of Management for St. Joseph’s Senior Traveller Training Centre, Finglas. It was proposed by Councillor E Byrne and seconded by Councillor G Breen “That Councillor Killian Forde be appointed as a member to represent Dublin City Council on the Board of Management for St. Joseph’s Senior Traveller Training Centre, Finglas” The motion was put and carried.
10. Appointment of a suitable member to the Dublin 12 Local Drugs Task Force to replace Councillor Henry Upton who has recently resigned. It was proposed by Councillor E Byrne and seconded by Councillor G Breen “That Councillor Michael Conaghan be appointed as a member to represent Dublin City Council on the Dublin 12 Local Drugs Task Force” The motion was put and carried.
11. Appointment of three members to the Dublin City Leisure Services Company Limited. It was proposed by Councillor D. Lacey and seconded by Councillor R. McGinley “That Councillors Clare O’Regan and Gerry Breen be appointed members to the Dublin City Leisure Services Company Limited” The motion was put and carried. The City Council agreed to defer the appointment of a third member to the next monthly meeting of the City Council to be held on the 14<sup>th</sup> June 2010.
12. Appointment of a member to the Economic Development, Planning and International Affairs Strategic Policy Committee to replace Councillor Rebecca Moynihan who has resigned. It was proposed by Councillor E. Byrne and seconded by Councillor M. Freehill “That Councillor Dermot Lacey be appointed as a member to the Economic Development, Planning and International Affairs Strategic Policy Committee” The motion was put and carried.

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13. Appointment of The Lord Mayor, Councillor Emer Costello and Councillor Ray McAdam to the North Inner City Drugs Task Force as recommended by the Central Area Committee. It was proposed by Councillor R. McGinley and seconded by Councillor M. O'Shea "That the Lord Mayor, Councillor E. Costello & Councillor Ray McAdam be appointed as members to represent Dublin City Council on the North Inner City Drugs Task Force" The motion was put and carried.
14. Submitted Report No. 160/2010 of the Lord Mayor – Lord Mayor's Commission on Employment. It was proposed by Councillor C. Burke and seconded by Councillor P. McAuliffe "That Dublin City Council notes the contents of Report No 160/2010". The motion was put and carried.

The Commission on Employment is an all-party group established by the Lord Mayor in September 2009, supported by staff from the Economic Development Unit, to investigate ways in which this Local Authority could be a driver of economic renewal and assist in protecting existing jobs and creating new jobs. The Commission held 2 workshops in January "Promoting Dublin as an International Student City" & "Development of Creative and Cultural Industries in the City" and has made submissions to the Draft Dublin City Development Plan 2011-2017, The Cultural Strategy for Dublin and the Energy Action Plan for the City.

A Conference took place in Croke Park on April 23<sup>rd</sup>, at which Maire Geoghegan-Quinn was the guest speaker. Following on from this conference, this report was published. Members were requested to submit their comments on the report by Friday 14<sup>th</sup> May, for inclusion in a further report to be published by the end of the month. The Lord Mayor thanked all involved for their hard work and co-operation.

15. Submitted Report No. 161/2010 of the Dublin City Manager – Annual Report and Accounts 2009. It was proposed by Councillor R. McGinley and seconded by Councillor D. Lacey. "That Dublin City Council adopts Report No 161/2010 and approves the Annual Report and Accounts 2009 as outlined therein". The motion was put and carried.
16. Submitted Report No. 162/2010 of the Executive Manager, City Manager's Department/ Corporate Services Department (*V. Norton*) – Progress report on Fifth and Final Year of Corporate Plan 2005 - 2009. It was proposed by Councillor R. McGinley and seconded by Councillor V. Jackson "That Dublin City Council notes the contents of Report No 162/2010" the motion was put and carried.
17. Submitted Report No. 164/2010 of the Executive Manager (*C. Reilly*) – Proposal to declare the roads and footpaths at The Court, Clontarf Road, Dublin 3 to be public roads. It was proposed by Councillor G. Breen and seconded by Councillor L. O'Toole "It is hereby resolved that we, the Lord Mayor and members of Dublin City Council, being the Road Authority for the City of Dublin declare the roads and footpaths at The Court, Clontarf Road, Dublin 3 to be public roads and footpaths as shown on Drawing R.M.25344A in accordance with Section 11 of the Roads Act 1993." The motion was put and carried.
18. Submitted Report No. 165/2010 of the Executive Manager (*C. Reilly*) – Proposal to declare the roads and footpaths at Grattan Lodge, Hole in the Wall Road, Dublin 13 to be public roads. It was proposed by Councillor L. O'Toole and seconded by Councillor D. Heney "It is hereby resolved that we, the Lord Mayor and members of Dublin City Council, being the Road Authority for the City of Dublin declare the roads and footpaths at Grattan Lodge, Hole in the Wall Road, Dublin 13 to be public roads

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and footpaths as shown on Drawing R.M.25544 in accordance with Section 11 of the Roads Act 1993.” The motion was put and carried.

19. Submitted Report No. 166/2010 of the Assistant City Manager (*M. Stubbs*) – Information Sessions on Manager’s Report on Submission/Observations – Draft Dublin City Development Plan 2011 – 2017. It was proposed by Councillor M. Fitzpatrick and seconded by Councillor R. McGinley “That Dublin City Council notes the contents of Report No 166/2010” The motion was put and carried.
20. Submitted Report No. 167/2010 of the Assistant City Manager (*M. Stubbs*) – Proposed Addition of St. Luke’s Hospital, Rathgar, Dublin 6 (Thomas Kennedy building, 1950’s) to the Record of Protected Structures, in accordance with Sections 54 and 55 of the Planning and Development Act, 2000. It was proposed by Councillor J. O’Callaghan and seconded by Councillor E. Wynne “That Dublin City Council notes the contents of Report No. 167/2010 and approves the addition of St. Luke’s Hospital, Rathgar, Dublin 6 (Thomas Kennedy building, 1950’s), to the Record of Protected Structures in accordance with Section 54 and 55 of the Planning and Development Act, 2000” The motion was put and carried.
21. Submitted Report No. 173/2010 of the A/Assistant City Manager (*M. Kavanagh*) – Community Grants Scheme 2010. It was proposed by Councillor V. Jackson and seconded by Councillor C. Ní Dhálaigh “That Dublin City Council notes the contents of Report No 173/2010 and approves the Community Grants Scheme as outlined therein” The motion was put and carried.
22. Submitted Report No. 174/2010 of the Assistant City Manager (*Michael Stubbs*) – Proposal to Initiate Part 8 Process (Planning & Development Act 2000) to extend the capacity of the Dublin Bike Scheme. It was proposed by Councillor L. O’Toole and seconded by Councillor R. McGinley “ That Dublin City Council notes the contents of Report No 174/2010 and approves the initiation of the Part 8 process for the expansion of the Dublinbikes Scheme” The motion was put and carried. Several Members of the City Council expressed their dissatisfaction with the content of the recent Hunky Dory advertisements displayed on the JC Decaux sites.
23. Submitted Report No. 175/2010 of the Dublin City Manager – Annual Financial Statement for the year ended 31<sup>st</sup> December 2009 It was proposed by Councillor R. McGinley and seconded by Councillor D. Lacey “That Dublin City notes Report No 175/2010 and adopts the Annual Financial Statement 2009 as outlined therein” The motion was put and carried.
24. Submitted Report No. 176/2010 of the Dublin City Manager – With Reference to Revised Expenditure for 2009, submitted in accordance with Section 104 Local Government Act 2001. It was proposed by Councillor R. McGinley and seconded by Councillor D. Lacey “That Dublin City Council notes the contents of Report No 176/2010 and hereby approves Revised Expenditure for 2009 as outlined in the report” The motion was put and carried.
25. Submitted Report No. 184/2010 of the Assistant City Manager (*C. McNamara*) – Draft Dublin Region Framework Homeless Action Plan - 2010 to 2013. The City Council agreed to defer this item to the next monthly meeting of the City Council to be held on the 14<sup>th</sup> June 2010.
26. Submitted Report No. 170/2010 of the Area Manager (*M. O’Neill*) – With reference to the proposal to extinguish the public right of way at St. Margaret’s, Ballymun, Dublin 11. It was proposed by Councillor R. McGinley and seconded by Councillor M.

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O'Shea "That We, the Lord Mayor and Members of Dublin City Council, being the Roads Authority for the City of Dublin and being of the opinion that the Public Right of Way at St. Margaret's, Ballymun, Dublin 11, as shown on the attached Drawing No R.M. 079/001, is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993" The motion was put and carried.

27. Submitted Report No. 179/2010 of the Executive Manager (*C. Dunne*) – With reference to the disposal of the fee simple interest under the Landlord and Tenant (Ground Rents) (No. 2) Act, 1978 in 12 premises. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 179/2010 and assents to the proposal outlined therein" The motion was put and carried.
28. Submitted Report No. 157/2010 of the Assistant City Manager (*C. McNamara*) - With reference to the proposed disposal of 28 units at Lansdowne Gate, Slievebloom Road, Drimnagh, Dublin 12 to Circle Voluntary Housing Association Limited. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 157/2010 and assents to the proposal outlined therein" The motion was put and carried.
29. Submitted Report No. 158/2010 of the Assistant City Manager (*C. McNamara*) - With reference to the proposed disposal of 10 units at Block A, Clearstream Court, McKee Avenue, Finglas, Dublin 11 to Helm Housing Limited. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 158/2010 and assents to the proposal outlined therein" The motion was put and carried.
30. Submitted Report No. 159/2010 of the Assistant City Manager (*C. McNamara*) - With reference to the proposed disposal of 12 units at The Barleyhouse, 90/97 Cork Street, Dublin 8 to Oaklee Housing Trust Limited. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 159/2010 and assents to the proposal outlined therein" The motion was put and carried.
31. Submitted Report No. 181/2010 of the Assistant City Manager (*C. McNamara*) - With further reference to the disposal of 1 affordable apartment at No. 76, The Moyle, Prospect Hill, Finglas, Dublin 11. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 181/2010 and assents to the proposal outlined therein" The motion was put and carried.
32. Submitted Report No. 182/2010 of the Assistant City Manager (*C. McNamara*) - With further reference to the disposal of 1 affordable apartment at No. 12, The Botanic, Prospect Hill, Finglas, Dublin 11. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 182/2010 and assents to the proposal outlined therein" The motion was put and carried.
33. Submitted Report No. 185/2010 of the Executive Manager (*D. Wallace*) - With further reference to the proposed disposal of a lease of a site at Edenmore Avenue, Dublin 5 to Scouting Trust Property Limited (STPL). It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 185/2010 and assents to the proposal outlined therein" The motion was put and carried.

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34. Submitted Report No. 186/2010 of the Executive Manager (*D. Wallace*) - With reference to the proposed disposal of a plot of land at St. John's Church, Tonlegee Road, Coolock, Dublin 17 to The Representative Church Body. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 186/2010 and assents to the proposal outlined therein" The motion was put and carried.
35. Submitted Report No. 187/2010 of the Executive Manager (*D. Wallace*) - With reference to the proposed disposal of a plot of ground to the rear of 101 Brian Road, Marino, Dublin 3. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 187/2010 and assents to the proposal outlined therein" The motion was put and carried.
36. Submitted Report No. 188/2010 of the Assistant City Manager (*M. Stubbs*) - With further reference to the proposed disposal of a site at Ushers Street, Dublin 8 to P. Elliott and Company Limited. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 188/2010 and assents to the proposal outlined therein" The motion was put and carried.
37. Submitted Report No. 189/2010 of the Executive Manager (*D. Wallace*) - With reference to the grant of licences of rooms within the Virgin Mary School, Shangan, Ballymun, Dublin 9 to Aisling Project Ltd, Youngballymun Ltd and Citywise City Centre Youth Achievement Programme Ltd. It was proposed by Councillor S McGrattan and seconded by Councillor C Ni Dhalaigh "That Dublin City Council notes the contents of Report No 189/2010 and assents to the proposal outlined therein" The motion was put and carried.
38. Submitted Report No. 177/2010 of the Chairperson of the Transportation and Traffic Strategic Policy Committee (*Councillor Andrew Montague*) – Breviate of meeting held on 22<sup>nd</sup> April 2010. It was proposed by Councillor A. Montague and seconded by Councillor L. O'Toole "That Dublin City Council notes the contents of Report No 177/2010" The motion was put and carried. Report on pay by phone / text parking to be circulated to Members.
39. Submitted Report No. 178/2010 of the Chairperson of the Arts, Culture, Leisure and Youth Affairs Strategic Policy Committee (*Councillor Julia Carmichael*) – Breviate of meeting held on 10<sup>th</sup> March 2010. It was proposed by Councillor J. Carmichael and seconded by Councillor V Jackson "That Dublin City Council notes the contents of Report No 178/2010" The motion was put and carried.
40. At this time, the City Council agreed to take the following motion standing at Item No 43 on the Agenda Paper in the name of Councillor J O'Callaghan as it was related to an item on the foregoing breviates of the Arts, Culture, Leisure and Youth Affairs Strategic Policy Committee "That the City Council requests the City Manager to write to the Director of Collections at the Imperial War Museum, Lambeth Road, London SE1 6HZ, requesting that the Na Fianna Éireann banner displayed in the Museum and which was taken from the home of the Constance Markiewicz in the aftermath of the Easter Rising be loaned to Dublin City Council for display at the City Hall Museum to mark the centenary of the founding of Na Fianna Éireann" The motion, having been seconded by Councillor C Ni Dhalaigh, was put and carried.

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41. Submitted Report No. 169/2010 of the North West Area Committee – Breviate for the month of April 2010 – *Councillor John Lyons, Chairperson*. It was proposed by Councillor B. Tormey and seconded by Councillor G. Breen “That Dublin City Council notes the contents of Report No 169/2010” The motion was put and carried.
42. Submitted Report No. 191/2010 of the Central Area Committee – Breviate for the month of April 2010 – *Councillor Christy Burke, Chairperson*. It was proposed by Councillor M. O’Shea and seconded by Councillor S. McGrattan “That Dublin City Council notes the contents of Report No 191/2010” The motion was put and carried.
43. Submitted Report No.180/2010 of the South Central Area Committee – Breviate for the month of April 2010 – *Councillor John Gallagher, Chairperson*. It was proposed by Councillor J. Gallagher and seconded by Councillor C. Ní Dhálaigh “That Dublin City Council notes the contents of Report No 180/2010” The motion was put and carried.
44. Submitted Report No. 163/2010 of the South East Area Committee – Breviate for the month of April 2010 – *Councillor Oisín Quinn, Chairperson*. It was proposed by Councillor K. Humphreys and seconded by Councillor E. Wynne “That Dublin City Council notes the contents of Report No 163/2010” The motion was put and carried.
45. Submitted Report No. 171/2010 of the North Central Area Committee – Breviate for the month of April 2010 – *Councillor Gerry Breen, Chairperson*. It was proposed by Councillor G. Breen and seconded by Councillor D. Flanagan “That Dublin City Council notes the contents of Report No 171/2010” The motion was put and carried.
46. Submitted Report No. 168/2010 of the Protocol and Selection Committee – Breviate for the month of April 2010 – *Councillor Gerry Breen, Chairperson*. It was proposed by Councillor G. Breen and seconded by Councillor D. Flanagan “That Dublin City Council adopts Report No 168/2010” The motion was put and carried.
47. Submitted Report No. 172/2010 of the North Central Area Joint Policing Sub-Committee (*Councillor Gerry Breen, Chairperson*) – Breviate of meeting held on 19<sup>th</sup> April 2010. It was proposed by Councillor G. Breen and seconded by Councillor D. Flanagan “That Dublin City Council notes the contents of Report No 172/2010” The motion was put and carried.
48. Submitted Report No. 190/2010 of the North West Area Joint Policing Sub-Committee (*Councillor Paul McAuliffe, Chairperson*) – Breviate of meeting held on 19<sup>th</sup> April 2010. It was proposed by Councillor P. McAuliffe and seconded by Councillor B. Tormey “That Dublin City Council notes the contents of Report No 190/2010” The motion was put and carried. It was noted that a recent Garda Report showed a significant reduction in crime in the area.
49. Submitted Report No. 192/2010 of the South Central Area Committee (*Councillor Ruairi McGinley, Chairperson*) – Breviate of meeting held on 23<sup>rd</sup> April 2010. It was proposed by Councillor R. McGinley and seconded by Councillor E. Byrne “That Dublin City Council notes the contents of Report No 192/2010” The motion was put and carried.

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50. Following discussion, it was agreed that the City Council would take Item No 40 next, a motion in the name of Councillor R Moynihan and following that would take Item No 48, motion in the name of Councillor J Collins which the City Council agreed could be swapped with Item No 39, motion in the name of Councillor L O'Toole.
51. It was proposed by Councillor R Moynihan and seconded by Councillor B Tormey "That this City Council agrees to establish a City Farm, which would become the central green space in the city. The Farm will consist of an agricultural section, a horticultural section and a development section. The farm will provide information on sustainability, food security and community gardening in the city. The Farm will also establish a green schools programme. This motion will be referred back to the Environment and Engineering SPC to complete a report on the establishment of the farm. The report will identify an appropriate location for the farm and funding streams available" The motion was put and carried.
52. It was proposed by Councillor J Collins and seconded by Councillor C Ni Dhalaigh "Dublin City Council recognising
1. That Veolia is a leading partner in the consortium contracted to build a light railway system linking Israel to illegal settlements in occupied East Jerusalem;
  2. That the Irish government and the U.N does not recognise Israel's annexation and occupation of East Jerusalem and have repeatedly stated their views that the Israeli settlements in East Jerusalem and the West Bank contravene international law;
  3. That Veolia's involvement in the project is in contravention of the UN's stated demand that Israeli settlement activities and occupation should not be supported.

This Council calls on the City Manager not to sign any new or renew any existing contracts with Veolia as it would be in contravention of the wishes of this Council. Galway and Sligo City/County Councils have supported similar motions"

The motion was put and carried. It was further agreed that this motion would be circulated to other local authorities.

53. The City Council agreed that a report be sent to Councillor E Wynne on the following motion standing in her name at Item No 59 on the Agenda Paper "That the City Manager report to Councillors the percentage of the leakage still applying to the water supply in Dublin and, arising out of the perceived inadequate communication over the water shortages earlier in the year, put a plan in place for timely communication regarding any potential water shortages or curtailment during the summer months"

The meeting concluded at 10pm in accordance with Standing Orders and all items remaining on the Agenda were deferred to the special meeting of the City Council to be held on the 17<sup>th</sup> May 2010.

**Correct.**

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**LORD MAYOR**

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**MEETINGS ADMINISTRATOR**

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## APPENDIX A: MINUTES OF CITY COUNCIL MEETING HELD ON 10<sup>th</sup> MAY 2010

### QUESTIONS LODGED PURSUANT TO STANDING ORDER NO.16 FOR REPLY AT THE MONTHLY MEETING OF DUBLIN CITY COUNCIL TO BE HELD ON MONDAY, 10<sup>th</sup> MAY 2010.

#### **Q1. COUNCILLOR RUAIRI MCGINLEY**

To ask the City Manager to list all the Department of the Environment circulars he has received since Oct 1st 2009 and to indicate where these circulars can be viewed

#### **CITY MANAGER'S REPLY:**

The following is a list of circulars received for the period October 2009 – April 2010 which are available from the Department of the Environment, Heritage & Local Government website [www.environ.ie](http://www.environ.ie).

WP 11.09	Landfill Levy Increase from 31 <sup>st</sup> December 2009
WP 12.09	Waste Management (Food Waste) Regulations 2009 (SI No. 508 of 2009)
WP 01.10	Waste Management (Management of Waste from Extractive Industries) Regulations 2009 (SI No.566 of 2009)
WP 02.10	Waste Management Infrastructure & Landfill Remediation Schemes
WP 03.10	Litter Enforcement Statistical Returns
WP 04.10	Landfill Levy Increase on 1 February 2010
WP 05.10	Landfill Levy Annual Report 2009, Form EF14 2009 & Appendices 1 & 2
WP 06.10	Waste Management (Registration of Sewage Sludge Facility) Regulations 2010
WP 07.10	Negotiated Agreements in Banking Sector
WP 08.10	Local Authority Waste Enforcement Measures – Grant Scheme
WP 09.10	Subvention of Operating Costs of Recycling Facilities
WP 10.10	Information Seminar on Waste Management (Food Regulations) 2009 (SI No. 508 of 2009) & Waste Management (Management of Waste from Extractive Industries) Regulations 2009 (SI No. 566 of 2009)
WP 11.10	Re: Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008
WP 12.10	Local Authority Waste Enforcement Measures – Grant Scheme – Numbers and Deployment
WP 13.10	Anti-Litter and Anti-Graffiti Awareness Scheme
WP 14.10	Tourist Season Anti-Litter Grant Scheme
WQ/01/2010	European Communities Environmental Objectives (Groundwater) Regulations, 2010 (S.I. No. 9 of 2010)
L8/09	Closing Date for Recoupment Claims under the Water Services Investment Programme
L1/10	Borrowing requirements 2010 - Water Services Sector
L2/10	Water Services Investment Programme 2010 – 2012
L3/10	Water Services Training Grant Allocation 2010
NPW 1/10 &	Appropriate Assessment under Article 6 of the Habitats Directive: Guidance PSSP 2/10 for Planning Authorities
BC 2/2010	Building Control Statistics July – December 2009

Circular SHIP 2009/04 23<sup>rd</sup> October 2009 – Re: Social Housing Investment Programme 2009 End of Year Recoupments.

Circular SHIP 2009/05 06<sup>th</sup> November 2009 – Re Social Housing Leasing Initiative: Approved Housing Bodies.

## **APPENDIX A: MINUTES OF CITY COUNCIL MEETING HELD ON 10<sup>th</sup> MAY 2010**

Circular SHIP 2009/06 23<sup>rd</sup> November 2009 – Housing (Miscellaneous Provisions) Act 2009 (Commencement) Order 2009.

Circular SHIP 2009/07 25<sup>th</sup> November 2009 – Re: Legislative changes relating to Anti-Social Behaviour.

Circular LG 27.09 23<sup>rd</sup> December 2009 – Re: Funding for the Community & Voluntary Fora in 2010.

Circular HGS 1/2010 07<sup>th</sup> January 2010 – Housing Adaptation Grant Schemes for Older People with a disability – Allocations for private dwellings 2010.

Circular HPS 1/2010 13<sup>th</sup> January 2010 – Extension of Home Choice Loan to Second Hand Houses.

Circular SHIP 2010/02 08<sup>th</sup> January 2010 – Re: Access to social housing for Bulgarian and Romanian Nationals.

Circular SHIP 2010/03 21<sup>st</sup> January 2010 – Re: Report on Spot Checks of Capital Projects funded by the Department of the Environment, Heritage and Local Government by Ernst and Young.

Circular SHIP 2010/04 26<sup>th</sup> January 2010 – Housing Action Plan Meeting Spring 2010.

Circular SHIP 2010/05 27<sup>th</sup> January 2010 – Rental Accommodation Scheme (RAS) Revised Recoupment Procedures

Circular SHIP 2010/06 17<sup>th</sup> February 2010 - Capital Loan and Subsidy Scheme.

Circular SHIP 2010/07 05<sup>th</sup> March 2010 – Revised Arrangements under Social Housing Leasing Initiative.

Circular SHIP 2010/08 08<sup>th</sup> April 2010 – Social Housing Investment Programme Allocations for 2010.

Circular SHIP 2010/09 09<sup>th</sup> April 2010 – Revised arrangements for the Funding of Land for Social Housing Purposes and Land Aggregation Scheme.

Circular SHIP 2010/10 21<sup>st</sup> April 2010 – Improvement Works Programme 2010 and End of Year Returns 2009.

Circular SHIP 2010/11 27<sup>th</sup> April 2010 – Housing authority consent to the HSE charging tenant purchase dwellings under the Nursing Homes Support Scheme.

Circular Fin 11/2009: Local Authority 2010 Budget Meetings

Circular Fin 12/2009: LGF General Purpose Grant Allocations 2010

LG 26 09: Representational Payment for Councillors

Circular Fin 01/2010: Public Service Pay Deductions

Circular Fin 03/2010: Control and Monitoring of Local Authorities contribution to the General Government Balance (GGB)

Circular Fin 04/2010: Application for loan sanction for non mortgage related borrowing

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EL 17/09 dated 22nd December 2009 re application of pay adjustments in accordance with the Financial Emergency Measures in the Public Interest (No. 2) Act 2009

LG (P) 19/09 dated 31st December 2009 re Public Sector Employment - Local Authority Sector December 2009 Quarter Return

LG (p) 20/09 dated 31st December 2009 re Public Sector Employment - Local Authority Sector Staffing Movements

S.2/2010 dated 12th April 2010 re Return of Superannuation Expenditure and Income 2009

LG (P) 02/10 dated March 2010 re Public Sector Employment - Local Authority Sector March 2010 Quarter Return

LG (P) 03/10 dated March 2010 re Public Sector Employment - Local Authority Sector Staffing Movements

LG (P) 04/10 dated 14th April 2010 re Public Sector Employment - Local Authority Sector 31/12/09 - Survey

Circular LG (P) 05/10 dated 23rd April 2010 re Health and Safety Officer Qualifications

### **Q2. COUNCILLOR PADDY BOURKE**

To ask the City Manager to arrange to have the pathway from the Darndale roundabout to UCI cleaned and sprayed and to have the over shrubbery at this location cut back or removed.

#### **CITY MANAGER'S REPLY:**

The pathway has been cleaned.

A notice will be issued to the owners to have the shrubbery cut back from the public footpath.

### **Q4. COUNCILLOR MICHAEL CONAGHAN**

To ask the Manager what progress has been made to date in arranging the on-site meeting with the OPW regarding issues of flooding prevention and proper care/management of Industrial Heritage sites on the Liffey at Chapelizod.

#### **CITY MANAGER'S REPLY:**

Dublin City Council is currently reviewing all relevant planning documentation pertaining to the site in question and will in due course organise a meeting with stakeholders, including OPW, to discuss the management of the river Liffey at Chapelizod.

### **Q5. COUNCILLOR MICHAEL CONAGHAN**

It appears that a history of very poor protection and management of significant Industrial Archaeology items on and associated with the Liffey watercourse in the Chapelizod Village area may have resulted in the loss of or damage to important heritage materials and features. Additionally, it appears that lack of proper management of some of these heritage features and their sites may be seriously exacerbating the danger of local flooding in certain adverse weather conditions.

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Accordingly, will the Manager agree to a COVA request for an on-site meeting so that a fresh start can be made to address the serious and linked issues referred to in the COVA correspondence.

### **CITY MANAGER'S REPLY:**

The question relates to industrial heritage items in a millrace of the Liffey. The adjacent grounds maintenance is carried out by a Danninger/Zoe's Management Committee who was the original developer of the site through which the millrace flows.

Gerry O'Connell (Engineer-in-Charge, Flood Defence Unit, Dublin City Council) has met with COVA on at least four occasions (including during recent extreme floods) to discuss their concerns regarding the items.

There is co-operation between six Local Authorities and the ESB along the river to minimise flood risk. Currently a study of the river is underway which will provide the basis for a Management Plan. This should be completed by 2015.

In the meantime, with limited resources at his disposal, Gerry O'Connell organised, on a once off basis, to carry out limited removal of trees/debris in the millrace and this work is now completed.

In the meantime the Assistant City Manager is arranging a high level meeting with the OPW to discuss the next course of action. The outcome of the meeting will be passed on to COVA and an on site meeting can then take place if required.

### **Q6. COUNCILLOR DERMOT LACEY**

To ask the Manager if he or any other Official of Dublin City Council has been contacted by or on behalf of the Minister for the Environment, Heritage and Local Government in relation to the Sunday Times (18<sup>th</sup> April 2010) report that "the high rise building policy" of Dublin City Council is to be investigated and if he will make a statement on the matter.

### **CITY MANAGER'S REPLY:**

The Planning Department has not been contacted on this matter by either the Minister for the Environment, Heritage & Local Government or any person on his behalf.

### **Q7. COUNCILLOR EDIE WYNNE**

To ask the City Manager to enter into discussions with the ESB about the conservation of the iconic 270 chimneys on the Poolbeg peninsula which are a familiar landmark for Dubliners and visitors alike.

### **CITY MANAGER'S REPLY:**

The South East Area Manager has been in contact with the ESB and has received written confirmation that the ESB will discuss any future plans for the station and the chimneys with Dublin City Council. A copy of the ESB's letter will be forwarded to the Councillor.

### **Q8. COUNCILLOR SEAN KENNY**

To ask the City Manager if he will arrange that a sign to be erected on the N32 about 40m from the roundabout on the Grange Road with the N32; the sign to say Fr Collins Park with a left arrow under it. Also can he arrange that similar sign be erected on the Grange Road just after the entrance to Grangemore Road that sign to say: Fr Collins Park with a straight ahead arrow under it.

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### **CITY MANAGER'S REPLY:**

This matter will be examined by a Traffic Engineer and a reply will be issued to the Councillor directly.

### **Q9. COUNCILLOR SEAN KENNY**

To ask the Manager to say what provision was made in the 2010 Dublin City Council budget to provide finance for the Housing Adaptation Grant, Mobility Aids Grant, and Housing Aid for Older People Grants. Can the Manager confirm the amount of additional government funding provided for these grants in 2010 and will the Manager also say if the funding now available will enable the backlog of grant applications to be cleared and allow new applications for these grants to be processed.

### **CITY MANAGER'S REPLY:**

Dublin City Council is currently not accepting new applications for grants under the three relevant schemes. The grant schemes have been closed since July 17<sup>th</sup> 2009 due to the enormous volume of applications received by the grants section in 2009. The number of applications for the grant schemes in the past few years has far exceeded the available finance. There are currently 2,722 grants on hand with an estimated value of €19,536,993. In 2010 Dublin City Council intends to approve in excess of 1700 grants and have made provision for the payment of €14.2 million. It is Dublin City Councils intention to open the grant schemes to new applications in late August 2010.

The original budget for grants in 2010 was €12,091,666 of which €9,606,666 would have been refunded from the Department of the Environment, Heritage and Local Government, with the balance being met by Dublin City Council's internal resources. Following the circular from the Department which increased the funding available for grants, the total budget has been increased to €14,208,334 with €11,300,000 refundable from the Department and the balance being met internally.

### **Q10. COUNCILLOR SEAN KENNY**

To ask the Manager to arrange to have litter removed from road and footpath at, (details supplied).

### **CITY MANAGER'S REPLY:**

(Details supplied), will be cleaned within one week.

### **Q11. COUNCILLOR BILL TORMEY**

Could the City Manager summarise the present position of waste management competition policy at Dublin City Council in the light of EU competition policy and the contractual position regarding the Ringsend incinerator.

### **CITY MANAGER'S REPLY:**

Following on from the judgement issued by Mr. Justice William M. McKechnie (Reference 2008 / 420 JR) with regard to "direction of waste", the City Council has amended the condition attached to Waste Collection Permits to take account of the judgement. The standard condition now provides for the direction of waste to the highest tier of the waste hierarchy as opposed to the previous condition which indicated a direction to a specific facility.

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### Q12. **COUNCILLOR CRÍONA NÍ DHÁLAIGH**

To ask the City Manager if park and walk facilities could be arranged on a pilot basis near local schools, such as those at Basin Street, Chapelizod and those on Clareville Avenue.

#### **CITY MANAGER'S REPLY:**

The Traffic Department has had recent meetings regarding road safety with school management at St. Patrick's National School, Chapelizod and Harold's Cross National School on Clareville Road and part of the discussion related to park and walk facilities as referred to above. However, arrangements have not yet been put in place and discussion is ongoing. The Traffic Department is willing to meet with school management for all national schools in the area upon request with a view to improving road safety and implementing park and walk facilities if it is feasible.

### Q15. **COUNCILLOR CHRISTY BURKE**

To ask the City Manager if Dublin City Council intends to upgrade the Fire Department with new equipment, increase the fire engines and will there be an increase in the ambulance fleet and when was there an upgrade to the Fire Department in the City of Dublin.

#### **CITY MANAGER'S REPLY:**

Appliances and Equipment are updated and replaced on an ongoing basis. Capital funding is provided by the Department of Environment Heritage and Local Government for the replacement of Fire Appliances, usually two Fire Appliances per annum.

The Ambulance fleet is also updated on a continuous basis with 3 new replacement Ambulances purchased each year.

### Q18. **COUNCILLOR SEAN KENNY**

To ask the Manager to say if the incomplete section of the Main Street, Belmayne road connecting Main Street with the Malahide Road, passes through the Dublin City Council owned Belmayne lands.

#### **CITY MANAGER'S REPLY:**

The section of the Main Street already constructed is not in the ownership of Dublin City Council. The final stretch of the road, yet to be completed, at the Hilton hotel junction, is mainly located on Stanley's land with a small sliver located on Dublin City Council land.

### Q20. **COUNCILLOR KILLIAN FORDE**

Can the Manager arrange to plug the water leak outside number 113 Carndonagh Park, Dublin 13.

#### **CITY MANAGER'S REPLY:**

The leak at the above address will be repaired the week ending 14<sup>th</sup> May 2010.

### Q22. **COUNCILLOR KILLIAN FORDE**

Can the Manager clarify how the next entrance at Clare Hall roundabout adheres to planning regulations? I believe that the entrance was never designated to be open to regular traffic and that indeed that was a clause in the planning permission. If this is the case is the road operating from Belmayne onto the Clare Hall roundabout in breach of that planning permission.

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### **CITY MANAGER'S REPLY:**

Planning permission granted by Dublin City Council Ref. 4315/03 included a condition restricting the link road to public transport, cyclists and pedestrians only. Subsequent permission on the appeal to An Bord Pleanála in 2004, on this application did not include this specific condition in the permission. In effect the use of the street by private cars is not forbidden.

### **Q24. COUNCILLOR PAT CRIMMINS**

Can the Manager see that street cleansing takes place in Raheny Village early in the morning before the traffic congestion hinders the street cleaning process?

### **CITY MANAGER'S REPLY:**

Waste Management Services clean Raheny Village every morning by the six am cleaning shift. Even at this early time of the morning there are cars parked there. However, it is still the best time to carry out cleaning at this location and we will certainly see if any improvements can be made to the standard of cleaning carried out there.

### **Q25. COUNCILLOR PAT CRIMMINS**

Can the Manager request that a litter bin be placed at the Bus Stop on the Grange Road, Donaghmede before the Kilbarrack Road on the left hand side heading into Dublin City.

### **CITY MANAGER'S REPLY:**

Waste Management Services installed a freestanding litter bin at this location on the 28<sup>th</sup> April 2010.

### **Q26. COUNCILLOR PAT CRIMMINS**

Can the Manager ask Dublin Bus to place a bus shelter opposite the Donaghmede National School on the Grange Road, Donaghmede? This request is ongoing and is of paramount importance to local residents using the bus service.

### **CITY MANAGER'S REPLY:**

A letter will be forwarded to Dublin Bus requesting that a reply be forwarded directly to Councillor Crimmins.

### **Q31. COUNCILLOR CRÍONA NÍ DHÁLAIGH**

To ask the City Manager to carry out a traffic safety audit at the following location, **(details supplied)**, with a view to implementing the following traffic calming measures. The road has become a rat run due to motorist using it to avoid heavy traffic on SCR and Cork Street:

- a. erect a slow children at play sign,
- b. erect a tonnage sign - there was one but it has been removed and trucks are daily cutting through the area,
- c. erect a speed limit sign,
- d. no left turn from SCR onto, **(details supplied)**,
- e. no right hand turn from Cork Street onto, **(details supplied)**.

### **CITY MANAGER'S REPLY:**

A report has been sent to the Councillor.

### **Q34. COUNCILLOR JIM O'CALLAGHAN**

To ask the City Manager whether there will be any public consultation in identifying the locations of the new Dublin Bike stations that will be added to the current network of stations in the city.

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### **CITY MANAGER'S REPLY:**

Since the launch of dublinbikes on September 13<sup>th</sup> 2009 the scheme has been a remarkable success with in excess of 30,000 subscribers and in excess of 560,000 journeys recorded to date. With the demand for this service reaching levels beyond those expected a congestion issue has emerged with increasing pressure put on managing the distribution of bikes. In order to satisfy public demand and provide for an efficient service, an extension to the capacity of the existing system is urgently required.

With this in mind, it is now proposed to extend the capacity of the scheme to provide for an additional 100 bikes and 292 cycle stands which will include four new bike stations. The locations for the newly proposed bike stations have already been identified by the multidisciplinary working group who were involved in the design and delivery of Phase 1 of the dublinbikes scheme. It is not intended to engage in public consultation in deciding these locations as it is perceived that the locations selected for the new stations have been identified as being of strategic importance and represent the most appropriate locations for the functionality of the overall network.

The new bike stations will be located at Harcourt Terrace, Charlemont Mall, Smithfield Square and Eccles Street. In selecting these locations extensive levels of analysis regarding usage patterns was undertaken to inform the schemes working group as to where the most significant levels of demand exist. In addition to this, the same criteria that was used in designing the existing scheme was applied to selecting the 4 new bike station locations.

Consultation with the key stakeholders involved in the delivery of phase 1 of the bike scheme was also undertaken as part of the selection of the newly proposed stations. The City Council Planning Department fully acknowledge the importance of public consultation but given the urgent demand for the extension to the capacity and the success of the existing scheme's station locations, that it is perceived that an effective method for station selection is already in existence and it is not proposed to alter this formula.

### **Q44. COUNCILLOR REBECCA MOYNIHAN**

To ask the City Manager:

- How many litres of water are used in Dublin City per year?
- How much does it cost to provide water to the DCC administrative area per year?
- What percentage of water is lost to leakage?
- How many litres per year are used for domestic purposes?
- How many litres of water are used each year for industrial purposes?
  
- What is the average domestic use per day?
- What is the economic cost of providing one litre of treated water?
- How much per litre does industry currently pay in water charges?
- What would be the cost per household to install water metering? How many household would this need to be done in?
- How much has been invested in Dublin City in water leakage reductions over the last 5 years. What was the reduction in leakage as a result of this?
- What plans, if any, are in place of the next 5 years to reduce leakage in the system and what is the anticipated reduction in leakage as a result of these?
- What water conservation measures if any are Dublin City Council planning on implementing in their social housing units?

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### CITY MANAGER'S REPLY:

1. In 2009 the total volume supplied to Dublin City was 81,370,000,000 litres (81,370 mega litres).
2. €44 million in 2009.
3. 37% for 2009 on the distribution network for which the City Council is responsible. In addition leakage would occur within private property for which the customer is responsible (8%).
4. 26,600,000,000 litres (26,600 mega litres).
5. Non- domestic users were supplied with 18,283,000,000 litres (18,283 mega litres).
6. The per capita consumption figure used is 150 litres per head per day, exclusive of private side leakage. At an average occupancy rate of 2.23 persons per household this equates to 335 litres per property per day, exclusive of private side leakage.
7. €0.00107 per litre
8. The consolidated charge to non-domestic consumers for water services (water supply and wastewater removal) for 2010 is €1.72 per 1,000 litres (€0.00172 per litre). This is made up of €1.07 per 1000 litres for water supply and €0.65 per 1000 litres for wastewater removal and treatment.
9. There are about 216,000 households in the city. These are a mix of houses and apartments. It would be Water Service's preference that meters be fitted at the boundary between public and private property. This would provide a financial incentive for consumers to repair leaks on that part of the supply system for which they are responsible. The cost of supplying and installing a water meter outside a premises would vary for a number of reasons but a figure of €500 per installation would not be unreasonable for estimate purposes. The cost of fitting meters internally would also vary depending on the layout and complexity of the internal plumbing system and could also amount to €500 per installation. At these rates the fitting of meters would involve a capital expenditure of about €108 million exclusive of costs associated with support services in the form of carrying out site surveys, setting up databases etc. to facilitate meter reading and collection of revenue. This cost could be reduced by adopting a longer term approach to meter installation. In this scenario meters would be fitted as standard to all new builds and on an opportunistic basis at existing premises, as infrastructure is repaired, replaced, upgraded or on request by a consumer. While this would take considerably longer it would, for example, reduce costs by avoiding the need to dig and reinstate footpaths more than once. Charges for water supplied to a premises prior to fitting a water meter could be based on estimated usage.
10. Leakage reduction is an ongoing process that involves a combination of capital and revenue expenditure. Since the beginning of the Regional Water Conservation Project in 1997 there has been considerable capital investment in putting in place a regional telemetry system to facilitate active leakage control mechanisms. Coupled with this, resources from the revenue budget are used to find and fix operations and to raise awareness among consumers of the importance of water conservation. As a result leakage levels in the Dublin Region have been reduced from 46% to 30%, excluding private side leakage, over the last 12 years. Additional capital funding from Central Government in recent years has allowed the commencement of a programme of rehabilitation of the aged supply network. €35 million has been spent on this work in the last 3 years in Dublin City, with 41km of watermains replaced. As the city must rehabilitate 1,300km of this pipework, there is a need for a commitment to provide significant ongoing funding to complete the task.

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11. Work on finding and fixing leaks from the supply network will continue as will the awareness raising regarding water conservation. There has been a commitment from Central Government to provide capital funding for watermains replacement via the Water Services Investment Programme announced by Minister Gormley. In the absence of this type of investment leakage levels will only reduce slowly and the find and fix operation will be required to deal with an older and more vulnerable supply network. The long term target for the Region is to reduce leakage to 20% by 2031.
12. The City Council's Bye Laws for the Management of Water Services and the Conservation of Drinking Water now require the use of water efficient fixtures and fittings in all new developments.

### **Q45. COUNCILLOR REBECCA MOYNIHAN**

To ask the City Manager to explain the (if any) the Council might be concerned about if it was to allow local community groups to being given temporary use of vacant sites in Council ownership to develop community gardens and allotments and to suggest how these risks could be satisfactorily overcome. The reply should address all the risks but should particularly deal with risks associated with (a) public liability insurance and what remedy could be provided by way of indemnity to offset this risk bearing in mind that most groups will not be able to get insurance for PL for significant amounts such as €1m + and perhaps this risk could be borne by the Council with a indemnity signed by the members of the community garden/allotment project in relation to themselves and their guests, and (b) legal title issues which might arise as a concern within the Council because of a concern that it might be difficult to regain control of the land when it was required for other uses such as for sale or for construction and could this concern be addressed by an 11 month con acre type approach such as appears to be adopted in other local authority areas. In general would the Council feel that a company limited by guarantee set up for charitable purposes would serve to allay concerns about such risks (such a company could already exist in the area and be willing to sponsor a community garden/allotment project or alternatively one could be set up for the purpose either one for the city or one for each project).

#### **CITY MANAGER'S REPLY:**

The indemnity under the City Council's Public Liability policy will continue to operate to protect legal liability attaching to the City Council arising from the use of vacant lands as allotments by members of the public, subject to terms and conditions of the policy.

Various Local Authorities around the country have permitted this activity on their land.

In one case I am aware that the members of the Public formed a Co-Op type company and arranged their own Public Liability insurance. In the majority of cases the LA's assumed the exposure risk to them arising from the use of the land by the Public as allotments and did not insist on evidence of Public Liability Insurance.

### **Q49. COUNCILLOR AINE CLANCY**

To ask the City Manager to state the regulations governing the use of the footpath for facilitating restaurant businesses, advertising and hoardings.

#### **CITY MANAGER'S REPLY:**

Dublin City Council does not licence Advertising Boards which may be an impediment to the safe passage of pedestrians, in particular those with a visual impairment or those in wheelchairs or with buggies.

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Hoardings on the other hand are dealt with on the basis that a developer is permitted, subject to detailed traffic management, to use part of a public road or footpath for a limited period.

In situations where “private landings” exist in front of business premises, any development requires Planning Permission and offenders are pursued through Planning Enforcement.

There is some difficulty in enforcing regulations attaching to small mobile advertising boia In these circumstances the obstruction is transient. Our experience is that in a number of cases Dublin City Council has had to confiscate the offending boia The Regulations allow the offending owner to redeem the boards by paying the cost to DCC of removal and storage of the boia In other cases the boards are simply replaced by the advertiser.

In practice Dublin City Council responds only in cases where there are sustained complaints about a persistent offender, or where boards clearly represent an obstacle to pedestrians.

### **Q55. COUNCILLOR MARY O’SHEA**

To ask the Manager when the City Council will be in a position to recommence processing applications for grants under the Grant Schemes set out below and to indicate the amount of money which is available to the Council for payment under these Schemes:

- The Housing Adaption Grant Scheme for people with a disability
- The Mobility Aids Grants Scheme
- The Housing Aid for Older People Scheme.

### **CITY MANAGER’S REPLY:**

Dublin City Council is currently not accepting new applications for grants under the three relevant schemes. The grant schemes have been closed since July 17<sup>th</sup> 2009 due to the enormous volume of applications received by the grants section in 2009. The number of applications for the grant schemes in the past few years has far exceeded the available finance. There are currently 2,722 grants on hand with an estimated value of €19,536,993. In 2010 Dublin City Council intends to approve in excess of 1700 grants and has made provision for the payment of €14.2 million. It is Dublin City Councils intention to open the grant schemes to new applications in late August 2010.

### **Q59. COUNCILLOR HENRY UPTON**

To ask the City Manager if he will liaise with the Department of Environment Heritage and Local Government in relation to the EU JESSICA Programme as a possible option for securing funding for the swimming pool programme in the Dublin City Area and the refurbishment of a particular pool, **(details supplied)**.

### **CITY MANAGER’S REPLY:**

Jessica stands for “*Joint European Support for Sustainable Investment in City*”. This initiative is being developed by the European Commission and the European Investment Bank (EIB), in collaboration with the Council of Europe Development Bank (CEB).

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Under new procedures, Member States are being given the option of using some of their EU grant funding, their so-called Structural Funds, to make repayable investments in projects forming part of an integrated plan for sustainable urban development. These investments, which may take the form of equity, loans and/or guarantees, are delivered to projects via Urban Development Funds and, if required, Holding Funds.

The Culture, Recreation and Amenity Department will contact the Department of Environment, Heritage and Local Government to explore the funding possibilities under this programme.

### **Q62. COUNCILLOR HENRY UPTON**

To ask the City Manager to repair the large potholes on, **(details supplied)**.

#### **CITY MANAGER'S REPLY:**

Roads Maintenance Division has carried out inspections of the carriageway at the locations specified above. Arrangements have been made to fill potholes at these locations. These potholes have been put on a list for permanent reinstatement.

### **Q63. COUNCILLOR TOM BRABAZON**

Can the Manager confirm that all representations made during the Industrial action currently under way by Councillors will be preserved, acknowledged and dealt with appropriately if and when the current industrial action finishes.

#### **CITY MANAGER'S REPLY:**

Representations made during the Industrial Action currently underway will not be dealt with when the current Industrial Action finishes. The unions have taken the stance that representations made during this period should not contribute to a backlog of work to be dealt with at a later stage. It will be necessary to resubmit representations at that stage in the event that the issue concerned has not been adequately addressed in the meantime. Any change to this position post Industrial Action will be advised to members of the City Council.

### **Q64. COUNCILLOR DEIRDRE HENEY**

To ask the Manager to refer to roadway, **(details supplied)**, and say:

- (1) if planning permission was granted for the extension of the property, **(details supplied)**, and if so, were any conditions attached
- (2) what enforcement if any is being carried out by the Planning Dept. as a result of complaints from local residents regarding encroachment onto the public roadway and what is the expected result of any such enforcement
- (3) if will respond to complaints from local residents who are disappointed at what they feel is a lack of response from him on the matter to date

#### **CITY MANAGER'S REPLY:**

Planning permission, subject to conditions, was granted on 20 November 2007 for the "Demolition of 2 storey lean-to section and garage at side, erection of two 2 storey extension at side and rear, balcony at first floor rear north west corner, widening of front entrance to 3.5m including erection of new gate piers, electric gates and railings on top of existing front boundary wall" at, **(details supplied)**.

In April 2008, a complaint was received that the development was not being carried out in accordance with the permission granted in that

1. The property had been subdivided

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2. The porch under construction was not in accordance with the approved drawings
3. The front boundary was higher than approved, and
4. The developer had encroached onto the adjoining laneway.

Inspections of the property have shown

1. No evidence that the property was subdivided
2. The porch has been constructed in accordance with the permission,
3. The front boundary also complies with the permission granted, and
4. Encroachment onto the adjoining laneway did appear to have taken place

A Warning Letter pursuant to Section 152 of the Planning and Development Act 2000 was served on the owner concerning the alleged encroachment on 16 May 2008.

Subsequently, a complaint was received that a vehicular entrance had been provided from the rear of the property onto the adjoining laneway. An Enforcement Notice pursuant to Section 154 of the Planning and Development Act 2000 was served on 1 May 2009 requiring the removal of the access and the side wall bounding the said laneway.

In response, the developer lodged an application under Section 5 of the Planning and Development Act, 2000 (register reference 0201/09) to ask whether the provision of the access was or was not exempted development. Having considered this application, the Council determined that the provision of the access did qualify as exempted development under Class 5 of Schedule 2 – Part 1 of the Planning and Development Regulations 2001.

Meanwhile, the landowner denied that encroachment onto the adjoining laneway had taken place. Having examined the issue, Roads Department advised that they could not confirm that encroachment onto any area under its control had taken place.

As the development works comply with the permission granted, the rear access is exempt from requiring planning permission and the side boundary wall does not encroach onto public property, there is no enforcement action warranted in respect of this premises.

### **Q66. COUNCILLOR DEIRDRE HENEY**

To ask the Manager to refer to junction, **(details supplied)**, and say if he will examine the pedestrian crossing/green man sequence in conjunction with the ordinary traffic lights at this junction from a safety point of view as residents complain that the lights at (a) **(details supplied)**, change to green man to early to allow oncoming road traffic from (b) **(details supplied)**, thus causing a serious traffic hazard for pedestrians

### **CITY MANAGER'S REPLY:**

This matter has been referred to ITS (Intelligent Transportation System) section for consideration.

### **Q67. COUNCILLOR DEIRDRE HENEY**

Can the Manager please provide full details of the traffic measures which are being considered for location, **(details supplied)**, and say:

- (1) when final measures will be decided on,
- (2) if all concerns as presented by local residents, **(details supplied)**, have been taken on board.

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### **CITY MANAGER'S REPLY:**

(1) Due consideration will be given to the issues raised in the Councillor's question. At this point it is not possible to give a definitive timescale for a decision on additional measures, if any, to be implemented.

(2) The concerns expressed by Local Residents in the Councillors question will be taken on board in any final measures to be implemented by the Traffic Division.

### **Q72. COUNCILLOR RAY MCADAM**

To ask the City Manager to provide a report on what role he has played on the Dublin Docklands Development Authority Council since his appointment as City Manager?

### **CITY MANAGER'S REPLY:**

It is a requirement under the Dublin Docklands Development Authority Act 1997 that the Dublin City Manager or an officer of Dublin City Council nominated by the Manager and five members of the City Council shall be appointed to the Council of the Dublin Docklands Development Authority. The City Manager was appointed to the Council on the 7<sup>th</sup> March 2007. His role and that of the Councillors and other members of the Board is as set out in the Dublin Docklands Development Authority Act 1997.

### **Q73. COUNCILLOR CIERAN PERRY**

Can the City Manager comment on the following in relation to the motion on the three swimming pools passed at the April City Council meeting –

Noting that it is now City Council policy to keep these 3 stand alone pools operational, can the Manager detail what steps have been taken to ensure this happens?

Noting that the motion directs "**the Culture, Recreation and Amenity department will actively seek financial and grant aid from all funding agencies for assistance in the running and maintenance of the current pools**", can the Manager detail what steps have been taken to act upon this, and what progress has been made in this regard?

### **CITY MANAGER'S REPLY:**

Letters have been written to the Minister and the Secretary General in the Department of Tourism, Culture and Sports requesting funding for the continued operation of the pools and an acknowledgement received. In addition contact has been made by phone to a senior official in the department who re-stated the position that sports capital projects must be of a capital nature. There have been indications that the department is considering a new round of sports capital funding but there are no details available yet.

Meetings have been held with a view to exploring the feasibility of having Community Employment Schemes in two of the pools. Letters of support have been issued to the sponsor groups of the schemes for consideration by FÁS.

### **Q74. COUNCILLOR CIERAN PERRY**

Could the City Manager issue a formal reply to the published report by the Dublin Civic Trust on behalf of the Dublin City Business Association in relation to their proposals for the transformation of Central Dublin?

### **CITY MANAGER'S REPLY:**

The launch of Defining Dublin's Historic Core took place on 29<sup>th</sup> April 2010.

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The report was timely, constructive and provocative. Timely in terms of the candidature for UNESCO World Heritage Listing, the Draft City Development Plan, The Designing Dublin examination of the City Core, and the Draft Public Realm Strategy, it shows how Dublin needs to embrace these defining Georgian Squares. The Chapters are very well laid out and attributes setting the context (history and time to create) followed by Connectivity, Ceremonial and Civic Space and Public Realm. This report highlights opportunities for the future of the city.

The document was submitted to the City Council as a submission on the Draft City Development Plan 2011-2017 and will be responded to in that context.

### **Q75. COUNCILLOR CIERAN PERRY**

Can the City Manager outline the responsibilities of DCC in relation to noise pollution caused by barking dogs in either council or private accommodation.

#### **CITY MANAGER'S REPLY:**

Nuisance by barking dogs is specifically addressed by section 25 of the Control of Dogs Act 1996. Under this section nuisance by barking dogs is a matter for the district court to adjudicate on. Neither Dublin City Council nor the Dog Warden Service have any powers or responsibilities in this regard.

### **Q76. COUNCILLOR CIERAN PERRY**

Can the City Manager provide a breakdown of the costs reported under Revenue Expenditure for Fees, Consultancy & Professional Services in the Local Fund Financial Statement 30<sup>th</sup> January 2010 to 26<sup>th</sup> February 2010?  
Can he also provide a total annual cost for this section of expenditure?

#### **CITY MANAGER'S REPLY:**

The total expenditure to the end of February 2010 under the heading of Fees, Consultancy & Professional Services is €3,945,141. There is actually no expenditure for either Professional Services or for Consultancy for this period, therefore the Fees relate in total to Higher Education Grants Fees. Annual Budgets for 2010 are as follows:-

- Fees Higher Educational Grants	€9,000,000
- Other Fees	€2,896,251
- Consultancy	€2,328,877
- Professional Services	€ 104,650

I hope the above information answers your query. Should you require further information please contact me at the number below.

### **Q77. COUNCILLOR DERMOT LACEY**

To ask the Manager if he will report on the financial viability and possibility of appointing more Litter Wardens with specific weekly fines targets that would meet the costs of their employment.

#### **CITY MANAGER'S REPLY:**

The current moratorium on recruitment precludes Dublin City Council from appointing more Litter Wardens without the sanction of the Department of the Environment, Heritage and Local Government.

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The main focus of the Litter Wardens is to work with the business and residential sectors to ensure compliance with the litter management plan. We aim at prevention and compliance first of all through engagement. Fines are also very important and prosecutions will be pursued vigorously. However, setting targets for these could lead to a fines culture which diminishes the importance of the engagement process.

### **Q79. COUNCILLOR DERMOT LACEY**

To ask the Manager if he has reflected on the suggestion by the Secretary General of the Department of the Environment, Heritage and Local Government at the Dail Public Accounts Committee that Local Authorities had sufficient resources to deal with housing maintenance issues, if he considered this to be the case with Dublin City Council and if he would make a general statement on the matter.

#### **CITY MANAGER'S REPLY:**

As the Member is aware the City Council is undertaking a general review of the Housing Maintenance Division. A number of reports were presented to the Housing SPC which dealt with some of these issues (copies attached). I am satisfied that we are making significant progress towards providing a cost efficient and effective Housing Maintenance Service.

### **Q81. COUNCILLOR JOAN COLLINS**

The second pedestrian gate, at Seagull house, has been damaged and broken. There are serious reports that the flats public space is been used to deal and use drugs. Will the Manager recognise that the problems in Seagull house are escalating and needs an immediate intervention to address the problems? Will the Manager organise a meeting, during the day to suit Council officials, with residents and Councillors and Council officials, organisations, to discuss and implement decisions to cut across these anti social developments?

#### **CITY MANAGER'S REPLY:**

An on-site meeting with Public Representatives, City Council Officials and local residents took place on 27th April to discuss security issues in Seagull House.

It was decided at the meeting to examine the possibility of providing keys for the pedestrian gates.

### **Q82. COUNCILLOR DECLAN FLANAGAN**

To ask the Manager can staff start back answering questions as there is a huge backlog of unanswered questions at this stage from public representatives.

#### **CITY MANAGER'S REPLY:**

As the Councillor is aware, the Unions have placed an embargo on responding to questions submitted by members to Area Committees and the City Council as part of their Industrial Action in relation to Public Sector Pay. The ban on cooperation extends to all Councillors, TDs and Senators. There is no proposal from the Unions to lift this ban pending the outcome of any future ballot on the Croke Park Agreement.

### **Q84. COUNCILLOR DECLAN FLANAGAN**

To ask the Manager can the Council check into, **(detail supplied)**.

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### **CITY MANAGER'S REPLY:**

(Details supplied), paid off his loan with Dublin City Council in 2003 and subsequently collected his title documents from the Law Department on 23/7/2007. He signed a Form of Receipt for them on that date.

We do not appear to have had any recent enquiries from, (details supplied), prior to this Council Question.

Even if, (details supplied), has lost these documents, his property is registered in Folio, (details supplied), and he can easily acquire an up-to-date copy of this Folio from the Land Registry.

### **Q85. COUNCILLOR DECLAN FLANAGAN**

To ask the Manager can ramps be placed on, (detail supplied), please.

### **CITY MANAGER'S REPLY:**

This matter will be referred to the Traffic Advisory Group (TAG) for a recommendation.

### **Q87. COUNCILLOR JOAN COLLINS**

Following on from the motion to change the policy of Dublin City Council to support our stand alone swimming pools, passed unanimously at the Council meeting on the 12<sup>th</sup> of April, will the Manager provide a report on how much it will cost to keep our pools, Crumlin, Sean McDermott Street and Coolock, open from September to December 31<sup>st</sup> (factoring in expected revenue over that period). And will the Manager report on what has been done, since the motion was passed, to source funding for same.

### **CITY MANAGER'S REPLY:**

The estimated expenditure for the operation of the pools at Crumlin, Sean McDermott and Coolock from September to December 2010 is €300,000 with an estimated income of €62,700.

Letters have been written to the Minister and the Secretary General in the Department of Tourism, Culture and Sports requesting funding for the continued operation of the pools and an acknowledgement received.

Meetings have been held with a view to exploring the feasibility of having Community Employment Schemes in two of the pools. Letters of support have been issued to the sponsor groups of the schemes for consideration by FÁS.

Contact is being made with the Department of Environment, Heritage and Local Government to explore the funding possibilities under the EU Jessica Programme.

### **Q91. COUNCILLOR BRID SMITH**

To ask the Manager to give a full report on the up to date position of the refurbishment of the Ballyfermot Library and a commitment as to when it will reopen. The library was closed for roof repairs last September and we were told it would take approx one year to complete. But to date there is no appearance of the work being carried out.

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### **CITY MANAGER'S REPLY:**

City Architects Division is preparing a complete set of tender drawings for the repair of the existing roof and roof lights. Drawings will be issued for tender in June 2010. Contracts will be signed in July 2010. Site work will commence in mid-July, with an anticipated construction programme of 6 months to be completed by the end of 2010. Internal refurbishment will commence in January 2011, and it is planned to re-open the Library to the public in early 2011.

### **Q92. COUNCILLOR BRID SMITH**

To ask the Manager to contact the owners of a small plot of land annexed to 1 Raheen Drive, Ballyfermot and to impress upon the need to secure this site. This plot was purchased some time ago and sold on again for the purpose of building a house or houses. No work has been carried out here but instead it has become a dumping ground and an attraction for anti social behaviour. It is open, dirty and dangerous particularly for young children and clearly the owner is taking no responsibility for securing the site.

### **CITY MANAGER'S REPLY:**

Arrangements have been made for this site to be inspected by the Derelict Sites Section.

### **Q93. COUNCILLOR BRID SMITH**

To ask the Manager to give Councillors a valid reason as to why 20 beds have been closed in Cedar House homeless unit without alternative beds being put in place and against the expressed wishes of the vast majority of elected councillors.

### **CITY MANAGER'S REPLY:**

No beds have been closed in Cedar House without an alternative bed being in place.

### **Q94. COUNCILLOR BRID SMITH**

To ask the Manager in consideration of John Gormley's announcement that the process of metering homes would begin end of this year, if there are any intentions of having a flat charge for water services in the next budget estimates.

### **CITY MANAGER'S REPLY:**

The Minister has indicated that charges for the supply of water to domestic consumers will not be introduced until after water meters have been fitted. It is expected that the Minister for the Environment, Heritage and Local Government will bring proposals to Government over the coming weeks on this matter. The details of these proposals will be considered when issued including any impact on the 2011 Budget.

### **Q95. COUNCILLOR MARIA PARODI**

To ask the City Manager if he has an indication of when the Council will be accepting new applications for the Mobility Aids Housing Grant Scheme.

### **CITY MANAGER'S REPLY:**

Dublin City Council is currently not accepting new applications for grants under the three relevant schemes. The grant schemes have been closed since July 17<sup>th</sup> 2009 due to the enormous volume of applications received by the grants section in 2009. The number of applications for the grant schemes in the past few years has far exceeded the available finance. There are currently 2,722 grants on hand with an estimated value of €19,536,993. In 2010 Dublin City Council intends to approve in excess of 1700 grants and have made provision for the payment of €14.2 million. It is

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Dublin City Councils intention to open the grant schemes to new applications in late August 2010.

**Q96. COUNCILLOR MANNIX FLYNN**

To ask the City Manager to make universal access a primary purpose in the forthcoming Dublin Development Plan. That this be done in conjunction with the relevant bodies, individuals and advocacy groups so that we ensure full equality of access within the city.

**CITY MANAGER'S REPLY:**

Universal Access is reflected in policies throughout the Draft City Development Plan 2011-2017. The City Council have agreed a schedule of Special Meetings to consider the issues raised in submissions on the Draft Plan where the matter can more fully be discussed.

**Q97. COUNCILLOR MANNIX FLYNN**

To ask the City Manager to ensure that all Dublin City Council Cultural events and Arts events use the services of the relevant professional artists in the field.

**CITY MANAGER'S REPLY:**

As a means of ensuring a standard of production and to support emerging and established artists, The Arts Office does and will ensure the engagement of relevant professional artists in all its events and programmes, including Public Art.

**Q98. COUNCILLOR MANNIX FLYNN**

To ask the City Manager to create a Dublin City Council distinctive Culture Brand with logos and distinctive designs. More and more people are unaware of the enormous input of the Dublin City Council to the Cultural vitality. I believe it is time to have a distinctive culture/arts brand. This same idea could be carried into supports within community activities and education.

**CITY MANAGER'S REPLY:**

This question will be forwarded to the research team working on the first phase of a city branding initiative which is titled 'What is Dublin For? Discovering Our City's Potential'. This project is a collaboration across Dublin City Council, UCD Michael Smurfit Business School and DIT School of Design working with brand consultants, The Brand Union, on behalf of the Creative Dublin Alliance.

**Q99. COUNCILLOR MANNIX FLYNN**

To ask the City Manager to provide me with all the details regarding Dublin City Councils Rents prepay scheme, when the Scheme was introduced, and also the monies that have been in credit regarding this scheme for the last five years and whether any of this money was ever used for any purpose outside of just being credit in an account i.e. was the money generated by this scheme ever deployed for other purposes other than a credit account and if so to state what purposes.

**CITY MANAGER'S REPLY:**

There is no prepay Rents Scheme. Some tenants choose to pay rent in advance and this is shown as a credit on their rent account.

**Q102. COUNCILLOR NAOISE O'MUIRI**

Can the Manager please organise for an engineer from the water services dept to meet me onsite at, **(details supplied)**, to provide guidance/advice to local residents in locating the line of their rising main from the DCC supply?

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### **CITY MANAGER'S REPLY:**

Cllr. O'Muiri was contacted and arrangements for a suitable date and time to meet at the above address are currently being made.

### **Q105. COUNCILLOR JOHN LYONS**

Will the Manager outline why Dublin City Council tenants have incurred a 50% price increase per week towards their annual gas boiler servicing, as the current economic climate would indicate that such services are available at a much cheaper rate than what is now being charged to Dublin City Council tenants.

### **CITY MANAGER'S REPLY:**

The cost to our tenants covers annual maintenance, replacement and call out charges all carried out by recognised contractors. We will review the cost when going to contract again.

### **Q107. COUNCILLOR JOHN LYONS**

Will the Manager arrange for the repainting of lamp posts at, **(details supplied)**?

### **CITY MANAGER'S REPLY:**

Repainting of the lamp posts in the, **(details supplied)**, area will be considered for inclusion in the 2011 painting programme depending upon available finances.

### **Q112. COUNCILLOR NIAL RING**

To ask the City Manager to confirm that the full annual wage bill for the staff working in the swimming pools at Sean McDermott Street, Crumlin and Northside has been include in the Council 2010 Budget.

### **CITY MANAGER'S REPLY:**

The wage bill for the staff at the swimming pools in Sean McDermott, Crumlin and Coolock is included in the pools budget to August 2010. In the event of the closure of the pools these staff will be transferred to the existing leisure centres where they will replace relief staff.

### **Q113. COUNCILLOR NIAL RING**

To ask the City Manager to confirm what amount is included in the 2010 budget for receipt of arrears for Housing rents, domestic refuse, metered water and Rates and to further indicate what amount of arrears has been collected under each heading in the current year.

### **CITY MANAGER'S REPLY:**

#### **Commercial Rates and Commercial Water Charges**

The rates income set out in the budget relates to current year income, however in managing the collection of rates debtors Dublin City Council expects, with some fluctuation from year to year, to discharge 50% on average of outstanding debtors. As at 3<sup>rd</sup> May 2010 there were €126.4m credits for commercial rates, €10.4 relating to arrears.

The system used to process non domestic water billing (Hi Affinity) does not provide discrete year accounting. The income in the budget refers to current year income however, every effort is made to maximise the discharge of water debtors. As at 3<sup>rd</sup> May 2010 there were €6.9m credits for non domestic water.

#### **Domestic Waste Charges**

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The system used to process domestic waste charges (Hi Affinity) does not provide discrete year accounting. The income in the budget refers to current year income. Every effort will be made to reduce outstanding amounts due during 2010. As at 30<sup>th</sup> April 2010 there were €4.6m credits for domestic waste.

### Housing Rents

The system used to process Housing Rents (Anite) does not provide for discrete year accounting. The income in the budget refers to current year income with a target of €75,384,000 for collection of Housing Rents. As of 10<sup>th</sup> May 2010 €25,592,958.60 has been collected which includes arrears.

Every effort is made to collect all outstanding amounts. The total collection of housing rents to date has exceeded the weekly debits raised by approximately €450,000 resulting in a reduction of rent arrears of that amount.

#### **Q114. COUNCILLOR NIAL RING**

To ask the City Manager to indicate (by category - void awaiting relet, void new property and void long term repair) the timescale involved in getting the current void housing stock to a stage where they can be let out.

#### **CITY MANAGER'S REPLY:**

Attached is a copy of report submitted to the Housing, Social and Community Affairs Strategic Policy Committee on this matter.

#### **Q119. COUNCILLOR ANDREW MONTAGUE**

Will the Manager examine the bus lane heading south, at the junction of Swords Road and Collins Avenue, to see if this junction can be improved? This is a major pinch point for buses in the morning.

#### **CITY MANAGER'S REPLY:**

The Quality Bus Network Project Office will examine the current performance of buses at this location and draft proposals to enhance bus priority. Details will be forwarded once available.

#### **Q122. COUNCILLOR VINCENT JACKSON**

Can the Manager please indicate when the re-roofing of Ballyfermot Library will commence? I was assured by Senior Management in January last the works would commence in June with completion by November & re-opening by February 2011 is this still the case.

#### **CITY MANAGER'S REPLY:**

City Architects Division is preparing a complete set of tender drawings for the repair of the existing roof and roof lights. Drawings will be issued for tender in June 2010. Contracts will be signed in July 2010. Site work will commence in mid-July, with an anticipated construction program of 6 months to be completed by the end of 2010. Internal refurbishment will commence in January 2011, and the Library will re-open to the public in early 2011.

#### **Q123. COUNCILLOR VINCENT JACKSON**

To ask the Manager that the re-cycling bottle banks etc at Tesco's Carpark, Ballyfermot be moved to a more suitable location & the general vicinity of the banks be cleaned up to a suitable standard.

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### **CITY MANAGER'S REPLY:**

Rehab Glassco service and clean the area at the recycling bottle banks at Tesco's car park in Ballyfermot at least four times a week. Waste Management Services had this location inspected on the 4<sup>th</sup> May 2010 and it was found to be in a clean condition.

### **Q124. COUNCILLOR GERRY BREEN**

Can the Manager detail the original terms of the JC Decaux contract as follows:

- Number of Bikes,
- Number of Bike stations,
- Number and details of Advertising Formats,
- Length and dates of the contract,
- Details of the advertising allowance to Dublin City Council
- and details in the same way the proposed additional contract as presented to the Traffic and Transport SPC in April 2010.

### **CITY MANAGER'S REPLY:**

Dublin City Council awarded a 15-year contract to JCDecaux in 2006 for the provision of public amenities in return for outdoor advertising.

The original contract provided for 120 advertising panels. Following on from the planning process planning permission was granted for 72 advertising panels, of which 64 have been erected to date. As a result of planning permission being obtained for 72 advertising panels as opposed to 120 advertising panels, a revised agreement was negotiated. The revised contractual agreement provided for the following:

#### **The dublinbikes scheme**

The provision and management of a bike rental scheme which would provide for a total of 450 bikes. A total of 50 bike stations were to be provided as part of the original bike scheme. In designing the bike scheme network the City Council considered it more appropriate to have a scheme consisting of 40 stations with the same capacity of a 50 station bike scheme. Following an analysis of other bike rental schemes across Europe it was perceived that by having less stations with a greater capacity in a more concentrated area would help ensure the delivery of a more efficient and successful scheme. The 40 bike stations selected were identified by the multidisciplinary working group involved in the design of the bike scheme.

#### **Advertising Panels**

A total of 72 of the 120 planning applications were approved and there are currently 64 advertising panels installed. Of the 72 structures granted planning permission, 22 are metropanel and 50 are metropoles. As part of the original contract JCDecaux were also required to remove 100 existing 48 sheet advertising panels, this figure was reduced to 50 in the revised contract (based on 72 panels). However, it should be noted that planning permission granted by Dublin City Council required the removal of 100 advertising hoardings. To date 100 advertising hoardings have been removed.

#### **The Civic Information and Communications System**

For the duration of the contract Dublin City Council have the exclusive use of 38 advertising faces on the advertising panels. JCDecaux cover all the costs associated with this i.e. artwork design, printing, posting and maintenance of the advertisements on behalf of Dublin City Council.

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### **Wayfinding Scheme**

As part of the contract JCDecaux are funding the development of a strategy to provide way-finding signposts (finger posts & Map Panels) in Dublin City. JCDecaux are also commissioning the design, installation, maintenance and management of the scheme throughout the duration of the contract. The design of this project is reaching its final stages with construction due to commence over the summer period.

### **Length of Contract**

The original contract was signed in November 2006 for a duration of 15 years which is to commence "6 months after the final grant of 75% (or such other percentage amounts as parties may agree) of all planning permissions necessary for the performance of the services". It should be noted that this threshold figure of 75% has not been reached however both parties have agreed that the commencement date be September 2012.

### **Amendments to the Contract**

Since the launch of dublinbikes on September 13<sup>th</sup> 2009 the scheme has been a remarkable success with in excess of 30,000 subscribers and in excess of 560,000 journeys recorded to date. With the demand for this service reaching levels beyond those expected a congestion issue has emerged with increasing pressure put on managing the distribution of bikes.

In order to satisfy public demand and provide for an efficient service, an extension to the capacity of the existing system is urgently required. With this in mind, it is proposed to extend the capacity of the scheme to provide for an additional 100 bikes and 292 cycle stands which would include four new bike stations. The newly proposed bike stations will be located at Harcourt Terrace, Charlemont Mall, Smithfield Square and Eccles Street.

The total value of the proposal to the City is €6.6 million. Given the current financial constraints the City Council are not in a position to finance the proposed extension to the capacity which is considered vital to the future success of the bike scheme. In order to provide for the much needed extension to the capacity, the SPC have accepted a proposal to fund this expansion through the reinvestment of subscriptions over a three year period to the value of €900,000 and through the provision of 10 advertising panels on the City's streets which will be subject to Part VIII planning applications.

### **Q125. COUNCILLOR GERRY BREEN**

Can the Manager please detail the change to the commercial rates payable if premises (retail or otherwise) are vacant for part or all of the calendar year?

### **CITY MANAGER'S REPLY:**

Where a premises is vacant on the making of the rate, the owner is entitled to claim a refund of one-twenty fourth of such rate in respect of every completed month during which the premises is unoccupied provided the owner is bona fide unable to obtain a suitable tenant for the premises

### **Q126. COUNCILLOR GERRY BREEN**

Can the Manager please state the dates when the College Green Busgate review and the 30kph review will be presented to the SPC and the City Council meeting?

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### **CITY MANAGER'S REPLY:**

The City Council is currently in discussion with interest groups including business representatives on this issue and the matter will also be discussed at the next Group Leaders meeting to be held on Monday 10<sup>th</sup> May 2010.

At the October 2009 meeting of the City Council it was agreed to implement the City Centre 30km/hr limit with effect from the 31<sup>st</sup> January, 2010, subject to review after 6 months. It is proposed to bring a report on this review to the September SPC meeting.

### **Q127. COUNCILLOR GERRY BREEN**

Can the Manager please give a report on the number of queries/interactions there have been on a monthly basis with the business one stop shop in Dublin City Council?

### **CITY MANAGER'S REPLY:**

One Stop Shop Statistics

Business Area	Jan-Mar 2010	Monthly Average
Number of Parking Permit Applications Processed	5,376	1,792
Number of One Stop Shop Cashier Transactions	14,614	4,871
Reception Area Interactions		4,400

### **Q128. COUNCILLOR BILL TORMEY**

Can the Manager please detail funding by the City Council to Dublin Tourism over each year since 2005 including budgeted funding in 2010?

### **CITY MANAGER'S REPLY:**

The following amounts were paid to Dublin Regional Tourism:

2005 - €240,000

2006 - €253,500

2007 - €266,175

2008 - €266,254

2009 - €266,254

2010 - €240,000

The figure for 2010 refers to the budgeted amount.

### **Q129. COUNCILLOR RUAIRI MCGINLEY**

To ask City Manager to outline the impact that the current delay in licence signoff by Minister for Environment is having on Poolbeg Waste to Energy project and to outline the options open to the manager if the Minister persists with an unreasonable delay in granting licence. The Manager should also outline the financial implications of

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current delay and the options open to the manager to seek to recover any financial losses arising.

### **CITY MANAGER'S REPLY:**

The delay by the Department of Agriculture, Food and Fisheries up to January 2010, and subsequently the Department of the Environment, Heritage and Local Government in responding to the application for a Foreshore Licence for the Waste to Energy Facility in Poolbeg will, potentially, have financial implications for the City Council as well as the other Dublin Local Authorities.

Members will be aware that the current landfill site in Arthurstown, Kill, will be closing in December 2010. It is necessary for the Dublin Authorities to tender for a contractor(s) to process and dispose of waste arising in the Dublin Region from then until the Waste to Energy Facility is operational. Any further delay in the construction of the Waste to Energy Facility will mean continued use of the contractors with the consequent costs. It is not possible to quantify the likely costs at this stage pending the tender process.

While the legislation dealing with Foreshore Licensing does not put any limits on the time which the Minister may take in dealing with such applications the Minister must act reasonably. It should be noted that, under the terms of the Project Agreement, signed in 2007, responsibility for securing the Foreshore Licence rests with our private sector partner in the project. The Council is, however, obliged to use its best endeavours to assist in securing the Licence.

### **Q130. COUNCILLOR JOHN GALLAGHER**

To ask the City Manager if he will give an update on the availability of grants for housing; when the housing grants are likely to be available again; and if he will make a statement on the matter.

### **CITY MANAGER'S REPLY:**

Dublin City Council is currently not accepting new applications for grants under the three relevant schemes. The grant schemes have been closed since July 17<sup>th</sup> 2009 due to the enormous volume of applications received by the grants section in 2009. The number of applications for the grant schemes in the past few years has far exceeded the available finance. There are currently 2,722 grants on hand with an estimated value of €19,536,993. In 2010 Dublin City Council intends to approve in excess of 1700 grants and have made provision for the payment of €14.2 million. It is Dublin City Councils intention to open the grant schemes to new applications in late August 2010.

### **Q131. COUNCILLOR JOHN GALLAGHER**

To ask the City Manager if he will investigate complaints in relation to excessive noise late at night at a location (**details supplied**) ; if he will indicate if the person has planning permission for the activities that are ongoing at the location; and if he will make a statement on the matter.

### **CITY MANAGER'S REPLY:**

If the Councillor will pass on the contact details of the persons affected by the noise to the Air Quality Monitoring and Noise Control Unit, Environment and Engineering Department, this matter will be investigated in accordance with standard procedures.

## APPENDIX A: MINUTES OF CITY COUNCIL MEETING HELD ON 10<sup>th</sup> MAY 2010

No complaints have been received by the Planning Department in relation to activities at the location specified. If the Councillor could be more specific in relation to the activities ongoing, a search of planning permissions can be undertaken. Excessive late night noise may also be a matter for the Gardai.

### **Q132. COUNCILLOR JOHN GALLAGHER**

To ask the City Manager if he will provide further information on the decision to place a development (**details supplied**) on hold; and when he expects this development to commence.

### **CITY MANAGER'S REPLY:**

The development in question is an affordable housing scheme and is on hold due to the downturn in the current housing market. However other housing options are being explored that may result in the site being developed in the medium term (next 18 – 24 months).

***Please note that remaining questions have not been answered owing to Industrial Action.***

# APPENDIX B: MINUTES OF CITY COUNCIL MEETING HELD ON 10<sup>th</sup> MAY 2010

## LOCAL FUND FINANCIAL STATEMENT

### LOCAL GOVERNMENT ACT 2001

27th February 2010 to 26th March 2010

Balance	Debit		84,989,028
Payments during period		93,173,826	
Receipts during period		91,677,805	
Difference	Debit		1,496,021
Balance	Debit		86,485,049

### Reconciliation of Revenue and Capital Income & Expenditure to Payment & Receipts, March 2010

Income	This period	26/03/2010	Expenditure	This period	26/03/2010
<b>Total Revenue Income</b>	<b>22,939,639</b>	<b>452,724,940</b>	<b>Total Revenue Expenditure</b>	<b>62,059,956</b>	<b>183,643,102</b>
<b>Total Capital Income</b>	<b>7,637,528</b>	<b>84,169,336</b>	<b>Total Capital Expenditure</b>	<b>24,186,197</b>	<b>91,156,087</b>
<b>Mortgage Discharge</b>	<b>1,056,929</b>	<b>3,671,629</b>	<b>Shared Ownership Loan Repayment</b>	<b>-</b>	<b>-</b>
<b>Movement in debtors</b>	<b>60,043,709</b>	<b>-241,178,254</b>	<b>Movement in Creditors</b>	<b>6,927,673</b>	<b>58,769,897</b>
<b>Receipts during period</b>	<b>91,677,805</b>	<b>299,387,650</b>	<b>Payments during period</b>	<b>93,173,826</b>	<b>333,569,086</b>

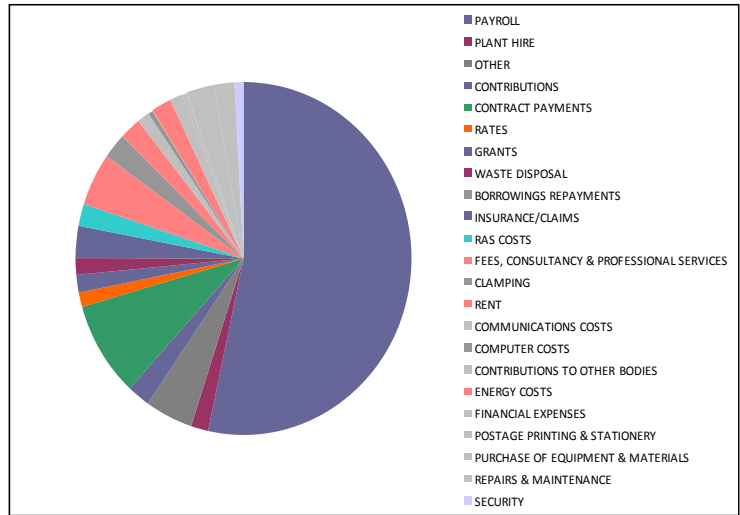
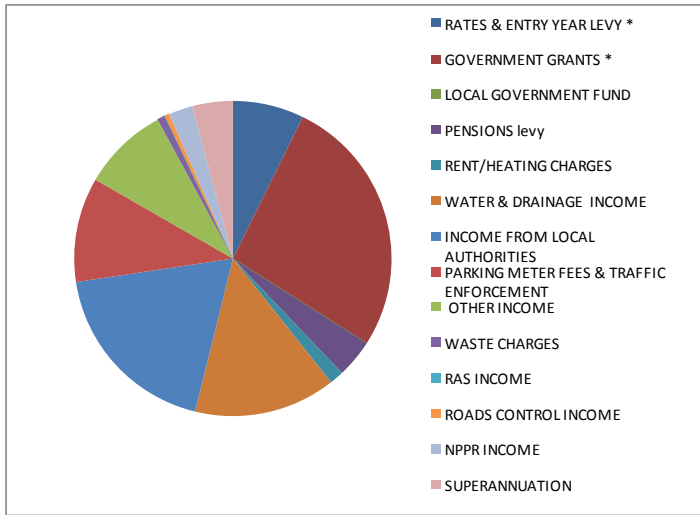
Income	%	This period	26/03/2010	Expenditure	%	This period	26/03/2010
<b>Revenue Income</b>				<b>Revenue Expenditure</b>			
RATES & ENTRY YEAR LEVY *	-8.6%	1,963,003	343,149,233	PAYROLL	53.4%	33,127,790	103,877,039
GOVERNMENT GRANTS *	31.3%	7,169,673	33,638,571	PLANT HIRE	1.7%	1,024,130	1,780,617
LOCAL GOVERNMENT FUND	0.0%	-	16,783,292	OTHER	4.6%	2,839,700	3,638,835
PENSIONS levy	4.6%	1,051,110	4,305,089	CONTRIBUTIONS	2.2%	1,359,031	4,873,887
RENT/HEATING CHARGES	1.7%	385,979	13,966,464	CONTRACT PAYMENTS	8.8%	5,432,482	7,262,941
WATER & DRAINAGE INCOME	17.0%	3,897,011	11,913,261	RATES	1.3%	831,688	17,518,944
INCOME FROM LOCAL AUTHORITIES	22.0%	5,043,493	11,550,778	GRANTS	1.6%	1,004,444	4,999,322
PARKING METER FEES & TRAFFIC ENFORCE	12.5%	2,869,992	7,052,776	WASTE DISPOSAL	1.6%	968,484	1,108,556
OTHER INCOME	10.3%	2,362,793	3,935,608	BORROWINGS REPAYMENTS	0.0%	-	151,341
WASTE CHARGES	0.9%	216,620	2,064,309	INSURANCE/CLAIMS	2.9%	1,812,234	3,210,508
RAS INCOME	0.0%	-	-	RAS COSTS	2.0%	1,265,933	3,711,076
ROADS CONTROL INCOME	0.6%	129,785	314,978	FEES, CONSULTANCY & PROFESSIONAL SE	4.9%	3,010,278	6,955,419
NPPR INCOME	2.9%	662,897	662,710	CLAMPING	2.3%	1,446,395	3,627,362
SUPERANNUATION	4.9%	1,113,290	3,387,872	RENT	2.1%	1,285,218	1,719,783
<b>Total Revenue Income</b>	<b>100.0%</b>	<b>22,939,639</b>	<b>452,724,940</b>	COMMUNICATIONS COSTS	1.1%	711,113	1,450,438
				COMPUTER COSTS	0.5%	280,833	911,830
				CONTRIBUTIONS TO OTHER BODIES	0.0%	21,797	90,311
				ENERGY COSTS	1.9%	1,197,474	2,688,605
				FINANCIAL EXPENSES	1.2%	756,121	7,266,104
				POSTAGE PRINTING & STATIONERY	0.4%	269,079	306,340
				PURCHASE OF EQUIPMENT & MATERIAL	2.7%	1,660,654	3,310,735
				REPAIRS & MAINTENANCE	2.0%	1,227,172	2,441,490
				SECURITY	0.9%	527,906	741,621
				<b>Total Revenue Expenditure</b>	<b>100.0%</b>	<b>62,059,956</b>	<b>183,643,102</b>

Government Grants of €7.2m include Higher Education Grants of €1.3m, VEC Recoupment of €2.6m and Housing Grants of €1.8m.

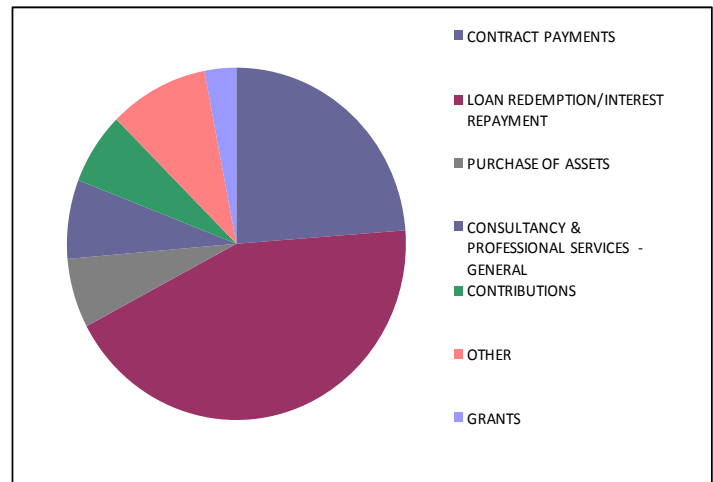
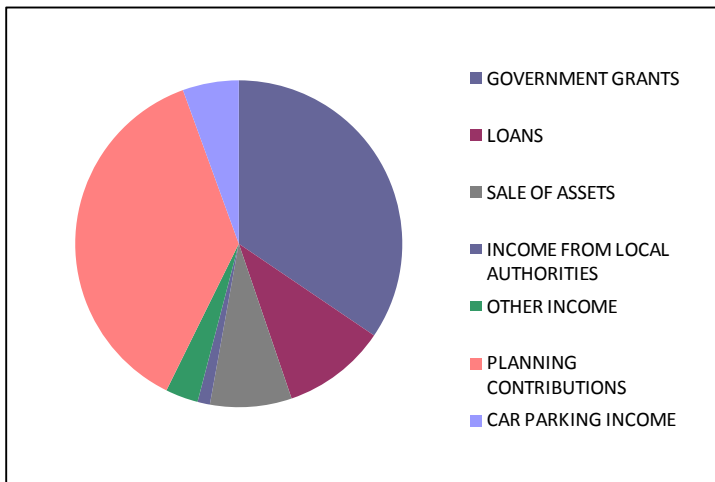
Negative Income for Rates of €1.9m is due to write-offs and vacancy refunds.

Annual Rates Income is billed in January of each year.

# APPENDIX B: MINUTES OF CITY COUNCIL MEETING HELD ON 10<sup>th</sup> MAY 2010



Capital Income	%	This period	26/03/2010	Capital Expenditure	%	This period	26/03/2010
GOVERNMENT GRANTS	36.9%	2,815,861	62,669,252	CONTRACT PAYMENTS	23.8%	5,751,668	51,504,449
LOANS	11.0%	838,935	7,099,912	LOAN REDEMPTION/INTEREST REPAYM	43.5%	10,515,218	20,598,429
SALE OF ASSETS	8.6%	659,530	2,009,530	PURCHASE OF ASSETS	6.4%	1,539,943	4,880,818
INCOME FROM LOCAL AUTHO	1.3%	100,000	2,074,125	CONSULTANCY & PROFESSIONAL SERVI	7.3%	1,754,020	2,528,192
OTHER INCOME	-3.5%	- 264,036	4,039,455	CONTRIBUTIONS	6.6%	1,599,624	6,250,725
PLANNING CONTRIBUTIONS	39.7%	3,034,195	5,010,867	OTHER	9.5%	2,291,414	4,369,227
CAR PARKING INCOME	5.9%	453,042	1,266,194	GRANTS	3.0%	734,309	1,024,246
<b>Total Capital Income</b>	<b>100.0%</b>	<b>7,637,528</b>	<b>84,169,336</b>	<b>Total Capital Expenditure</b>	<b>100.0%</b>	<b>24,186,197</b>	<b>91,156,087</b>



## MAJOR SOURCES OF INCOME (Mar 2010)

	Housing Rents	Domestic Refuse	Metered Water	Rates
<b>Debtor as @ 1/01/09:</b>	<b>19,526,762</b>	<b>19,566,287</b>	<b>23,215,804</b>	<b>44,455,944</b>
Income Raised	16,716,429	329,230	6,060,793	343,149,233
Receipts	16,905,387	3,107,878	3,677,929	95,309,891
Bad Debts	-	-	1,190,071	1,570,634
<b>Debtor as @ 26/03/2010</b>	<b>19,337,804</b>	<b>16,787,639</b>	<b>24,408,597</b>	<b>290,724,652</b>
% Collection	46.64%	15.62%	13.09%	24.69%

**Kathy Quinn**  
**Head of Finance**