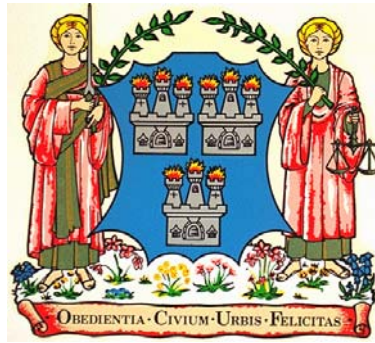


COMHAIRLE CATHRACH BHAILE ÁTHA CLIATH



Miontuairiscí Chruinniú Miosuil a cuireadh ar athló, a tionóladh ar an **26ú Bealtaine 2008** i Seomra na Comhairle, Halla na Cathrach, Cnoc Chorcaí ag 6.45 i.n.

I Láthair an tArdmheara, An Comhairleoir Paddy Bourke sa chathaoir.

Comhairleoir:

Gerry Breen
Tom Brabazon
Christy Burke
Clare Byrne
Eibhlin Byrne
Eric Byrne
Anne Carter
Michael Conaghan
Emer Costello
Pat Crimmins
Michael Donnelly
Daithi Doolan

Comhairleoir :

Dessie Ellis
Mary Fitzpatrick
Declan Flanagan
Killian Forde
Mary Freehill
John Gallagher
Deirdre Heney
Kevin Humphreys
Vincent Jackson
Sarah Ryan
Sean Kenny
Dermot Lacey
John Lyons
Bronwen Maher

Comhairleoir

Sean Paul Mahon
Andrew Montague
Paddy McCartan
Ruairi McGinley
Ray McHugh
Críona Ní Dhálaigh
Aodhán Ó'Riordáin
Mary O'Shea
Larry O'Toole
Oisín Quinn
Mick Rafferty
Tom Stafford
Bill Tormey
Edie Wynne

Apologies

Julia Carmichael

Oifigigh

John Tierney
Ciaran McNamara
Philip Maguire
Ciaran McNamara
Michael Phillips
Ciaran Murray

Matt Twomey
Terence O' Keeffe
Vincent Norton
Micahel O'Neill
Frank Kelly

Declan Wallace
Darach O'Connor
Oonagh Casey
Ollie Douglas
David Griffin

- Submitted Report No. 211/2008 of the Assistant City Manager (*M. Stubbs*) – With reference to the proposed disposal of lands at Mount Argus, Harold's Cross, Dublin 6W to Vieira Limited. Councillor Eric Byrne referred to conditions to be included in the disposal contract referencing substantial social gain along the river Poddle and improvements to the Public park. It was moved by Councillor D.

Lacey and seconded by Councillor K. Humphreys. "That Dublin City Council assents to the proposal outlined in Report No. 211/2008". The motion was put and carried

2. Submitted Report No. 186/2008 of the North West Area Committee – Breviate for the month of April 2008 – Chairperson, Councillor Liam Kelly. It was moved by Councillor D. Lacey and seconded by Councillor D. Ellis "That Dublin City Council notes the contents of Report No. 186/2008". The motion was put and carried.
3. Submitted Report No. 195/2008 of the Central Area Committee – Breviate for the month of April 2008 – *Chairperson, Councillor Christy Burke*. It was moved by Councillor C. Burke and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 195/2008". The motion was put and carried.
4. Submitted Report No. 197/2008 of the of the South Central Area Committee – Breviate for the month of April 2008 – *Chairperson, Councillor Vincent Jackson*. It was moved by Councillor V. Jackson and seconded by Councillor C. Ní Dhálaigh "That Dublin City Council notes the contents of Report No. 197/2008". The motion was put and carried.
5. Submitted Report No. 188/2008 of the South East Area Committee – Breviate for the month of April 2008 – *Chairperson, Councillor Mary Freehill*. It was moved by Councillor M. Freehill and seconded by Councillor D. Lacey "That Dublin City Council notes the contents of Report No. 188/2008". The motion was put and carried.
6. Submitted Report No. 234/2008 of the North Central Area Committee – Breviate for the month of April 2008 – *Chairperson, Councillor Bronwen Maher*. It was moved by Councillor B. Maher and seconded by Councillor P. Crimmins "That Dublin City Council notes the contents of Report No. 234/2008". The motion was put and carried.
7. Submitted Report No. 192/2008 of the Protocol and Selection Committee – Breviate for the month of April 2008 - *Councillor Deirdre Heney, Chairperson*. It was proposed by Councillor B. Maher and seconded by Councillor T. Stafford "That Dublin City Council adopts the contents of Report No. 192/2008". The motion was put and carried.
8. Submitted Report No. 190/2008 of the South East Area Joint Policing Committee – Breviate of meeting held on Tuesday, 1st April 2008 – *Chairperson, Councillor Mary Freehill*. It was moved by Councillor V. Jackson and seconded by Councillor E. Wynne "That Dublin City Council notes the contents of Report No. 190/2008". The motion was put and carried.
9. Submitted Report No. 240/2008 of the South Central Area Joint Policing Committee – Breviate of meeting held on 18th April 2008 – *Chairperson, Councillor Ruairi McGinley*. It was moved by Councillor C. Ní Dhálaigh and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 240/2008". The motion was put and carried.
10. Submitted Report No. 235/2008 of the North Central Area Joint Policing Committee – Breviate of meeting held on 21st April 2008 – *Chairperson, Councillor Tom Brabazon*. It was moved by Councillor T. Brabazon and

seconded by Councillor S P. Mahon "That Dublin City Council notes the contents of Report No. 235/2008". The motion was put and carried.

11. Submitted Report No. 236/2008 of the North West Area Joint Policing Committee – Breviate of meeting held on 21st April 2008 – *Chairperson, Councillor Dessie Ellis*. It was moved by Councillor D. Ellis and seconded by Councillor J. Lyons "That Dublin City Council notes the contents of Report No. 236/2008". The motion was put and carried.
12. Submitted Report No. 239/2008 of the Central Area Joint Policing Committee – Breviate of meeting held on 28th April 2008 – *Chairperson, Councillor Christy Burke*. It was moved by Councillor C. Burke and seconded by Councillor T. Stafford "That Dublin City Council notes the contents of Report No. 239/2008". The motion was put and carried.

Gnó an t-Ardmheara

13. The Lord Mayor proposed the suspension of standing orders to allow the Manager to make a statement in relation to reports in the media with regard to the withdrawal of McNamara Castlethorn Developers from 5 PPP projects entered into with Dublin City Council and to allow a debate on this hugely important issue for the city and to allow Councillors have their say. It was unanimously agreed by the City Council that standing orders be suspended and the Lord Mayor invited the Assistant City Manager for Housing Mr. Ciaran McNamara to make a statement. Mr. McNamara referred to his circulated report outlining the background on Public Private Partnerships and giving an update on the projects and the mechanism under which the Council operate the relevant legislation. He referred to the traditional methods used by the Council for funding the replacement and refurbishment of its housing stock and the need to explore alternative solutions to ensure a speedy response to the provision of and improvement of housing. By engaging in the PPP process the Council was afforded the opportunity to demolish and rebuild a number of estates resulting in the provision of modern family homes, an integrated housing model with a mix of housing tenure, provision of sports, recreation & community facilities, education & employment opportunities and speedier delivery of regeneration. The Public Private Partnership afforded the city an opportunity to demolish and refurbish a number of estates and was an appropriate mechanism having regard to the strength of the economy. Ciaran McNamara, Assistant City Manager outlined to the Council the time and effort involved in the negotiations, that little progress was being made and that it had reached a stage that the PPP's may not go ahead as planned due to the current economic climate which had rendered the projects non viable as far as the developer was concerned. The developer issued a letter to that effect to the Council. Following contributions from many of the Councillors present the Lord Mayor stated that this was a political issue and that he expected both the government and the city management to come to an arrangement in order to let the works go ahead. Contractors should not be allowed walk away and expect to be kept on the tender list for the future. Peoples lives have been devastated and the Lord Mayor advocated a partnership between Councillors and Management to resolve this issue. The Lord Mayor confirmed his support for the management who saw that these PPP projects were not going ahead and intervened appropriately. By working with the management the Council will be in a position to resolve these issues. The Lord Mayor advocated a meeting with the Taoiseach, the Minister for Environment and the Minister for Housing in relation to this matter.

The City Manager in responding to the Lord Mayor and the Councillors apologised to the residents of the PPP Projects, the wider community and the Councillors for the situation that the Council now found itself in. He indicated that the staff had been focussing on getting the projects across the line and they too were frustrated at this point. He confirmed that proposed solutions from the developer had to come within the procurement process and that this process needed to be completed in the first instance. On the issue of alternative funding through pension funds etc., it was his information that a proposal in this regard had been put to the Government previously, but he had again sought advice on this matter. The Manager referred to the success of the Fatima Mansions project which was a good example of a PPP that had worked. In relation to the current projects the City Manager stated that it was important not to have the process dragging on and perhaps finding ourselves in the same situation in twelve months time. Reference was made to the current situation which was discussed with Michael McNamara that day and the City Manager confirmed that he had been given until next Thursday 29th May 2008 to provide the Council with his final proposals in relation to these particular developments. The Council will respond to these proposals by Friday week 6th June 2008. The City Manager suggested to the Council that this item be relisted on the City Council agenda for the 9th June and that it be referred to the next Housing, Social & Community Affairs Strategic Policy Committee Meeting. Two regeneration boards had been met and other meetings were planned. There is no difficulty with going to public meetings as suggested by some Councillors. The Council will now review all aspects of PPP's and do a risk assessment of all the other PPP's and will write to the Department of the Environment, Heritage & Local Government about the meetings requested by the members. The Councils objective will be to come up with solutions in conjunction with local people to the particular problems in the particular areas if the matter comes to a head by Friday week. The Council agreed to the withdrawal of two motions submitted on behalf of the Fine Gael and Sinn Fein Group and the Labour Group in the light of the Managers suggestions and on the basis that this matter would be listed for consideration at the next meeting of the City Council and that a meeting would be sought with the Minister for the Environment, Heritage & Local Government and the Minister of State with responsibility for Housing.

14. It was moved by Councillor Sean Kenny and seconded by Councillor Dermot Lacey "That Dublin City Council calls on the Minister for Environment to urgently carry out a review of the Building Regulations self-certification process." The City Manager agreed to write to the Minister of the Environment, Heritage & Local Government to ascertain the current position and any proposals in relation to the Building Regulation Self-Certification Process. A report will be sent to all Councillors. The motion was put and carried.
15. It was moved by Councillor Paddy McCartan and seconded by Councillor Edie Wynne "That this City Council calls for the exhibits of the Natural History Museum to be displayed at an alternative venue given that the museum will be closed for anything up to four years after the collapse of the stairway in July 2007." Councillor McCartan in speaking on the motion highlighted the need to identify an alternative location for the display of the exhibits of the Natural History Museum. The motion was put and carried. The Manager agreed to write to the Minister with responsibility for the OPW to clarify the position.

At this point, Deputy Lord Mayor, Councillor Anne Carter, took the Chair

16. It was proposed by Councillor Ray McHugh and seconded by Councillor Criona Ní Dhálaigh "That this Council agrees that all public hospitals in the DCC area should have water charges waived." The Manager in responding to the motion stated that there was no basis on which the City Council could waive the charges. The following amended motion was proposed by Councillor Dermot Lacey and seconded by Councillor Kevin Humphreys "That the Council calls on the HSE to provide full funding for water cost provision". The motion was put and carried.
17. Motion from the South Central Area Committee- "This Area Committee notes that British Telecom employs 3,000 employees on the island of Ireland in Cork, Limerick, Galway, Waterford and at its headquarters in Belfast and Dublin; that it recognises the right of its employees in the north of the country to join and be represented by trade unions; that it refuses to recognise the rights of its employees in its offices in this state to be represented by a trade union for collective bargaining and consequently calls on British Telecom to treat its employees equally regardless of what side of the border they are employed; to recognise the rights of staff to be represented by their trade union and instructs this council to forward this motion to British Telecom." The motion having been proposed by Councillor Criona Ni Dhalaigh and seconded by Councillor Dermot Lacey was out and carried.
18. The City Council agreed that a report be sent to Councillor Naoise O'Muiri on the following motion standing in his name at Item No. 50 on the Agenda paper "That this City Council advocates the microchipping of all domestic dogs for identification and tracking purposes". It was agreed that a copy of this report be sent to all the Councillors.
19. The Council agreed to take and agreed without debate the following motion "That Dublin City Council requests the Olympic Council of Ireland to raise with the International Olympic Committee the establishment of a facility for the international audience of the Olympic Committee in Beijing to contribute to a special Olympic relief fund for the benefit of survivors and families of the victims of the recent tragic earthquake in China, such support giving practical effect to the humanity and compassion that supercedes all other issues.
20. Councillor Humphreys stated that he had received a satisfactory response and was withdrawing the following motion standing on the agenda paper at Item 51 "That no permission will be given for the erection of mobile phone telephone masts in parks or on flood lights that surround playing pitches in the ownership or control of Dublin City Council without first consulting with the local area committee". The Council agreed to the withdrawal of the motion.
21. The City Council agreed that a report be sent to Councillor Christy Burke on the following motion standing in his name at Item No. 52 on the Agenda paper "That this Committee agrees that the South and East Regional Assembly urgently calls on the Minister for Enterprise Trade and Employment, Michael Martin, to remove the cap of six years on participants over 55 years of age in Community Employment scheme so as to allow them to remain on the schemes to full retirement age in order to continue their invaluable work in their local communities".
22. The City Council agreed that a report be sent to Councillor Ruairi McGinley on the following motion standing in his name at Item No. 53 on the Agenda paper

“That Dublin City Council establish a commission to report back in a defined time period on the causes of the recent increase in violent incidents and that this commission involve a wide range of agencies and community based organisations in its work”.

23. It was moved by Councillor Criona Ní Dhálaigh and seconded by Councillor Kevin Humphreys “That this Council calls on the Minister for Health and Children and the Minister for Finance, to remove or reduce VAT on defibrillators to encourage more voluntary, sporting and community groups to purchase defibrillators in the interest of saving lives”. The motion was put and carried.
24. It was moved by Councillor Vincent Jackson and seconded by Council Michael Conaghan “That Dublin City Council invite possible developers to investigate the possibility of Dublin/Dublin Region of having a theme park/ amusement park, developed in our administrative area - all across Europe small parks are developed with active participation of local authorities, the potential of developing a theme park can aid urban regeneration”. The motion was put and carried.
25. In the absence of Councillor Joan Collins, the following motion standing in her name at Item 56 fell “That this Council seeks a review of permit parking on residential roads in relation to the cost factor to the residents. There should be no charge to residents for the parking discs”.
26. It was move by Councillor Anne Carter and seconded by Councillor Kevin Humphreys “That the City Manager will find a suitable location (preferably on Henry Street, Dublin 1) for a commemorative plaque to honour the Dunnes strikers who played a significant role in the anti-apartheid struggle and whom the Ambassador and Government of South Africa has honoured by donating the plaque to the Lord Mayor and Dublin City Council”. The motion was put and carried.
27. The City Council agreed that the following motion at Item no 58 on the Agenda Paper standing in the name of Councillor Michael Conaghan be referred to the Dublin City Joint Policing Committee for consideration “In light of the increasing responsibilities that the City Council will have to legally undertake in the context of the Joint Policing responsibilities, this Council agrees to the creation of a properly constituted Warden Service for the city. The duties of such would include:
 - Supervise areas of public domain
 - Monitor bye-law enforcement
 - Provide monitoring/supervisory duties in Council parks
 - Other duties compatible with responsibility Council now has to assist in enhancing safety/security at community level.
28. The City Council agreed to a request from Councillor Gerry Breen to defer consideration of the following motion standing in his name at Item No. 59 on the Agenda Paper, until the June City Council Meeting “That the City Council adopt a plain english programme for all the documents produced in the future and examine a better and more coherent structure for all documents also with executive summaries and contents layout”.
29. The City Council agreed that a report be sent to Councillor Pat Crimmins on the following motion standing in his name at Item No. 61 on the Agenda paper “The

companies supplying skips to their customers should provide netting covering the skips to ensure that debris does not contaminate our city”.

30. The City Council agreed to a request from Councillor Oisín Quinn to defer consideration of the following motion standing in his name at Item No. 62 on the Agenda Paper, until the June City Council Meeting “This Council calls on the Manager to serve the Notice to Treat to enable the compulsory acquisition process of Dartmouth Square to be completed and to thereby honour the public commitment made in February, 2006 by the previous City Manager to acquire the entire property and to restore Dartmouth Square as a public park”.
31. The City Council agreed that the following motion at Item no 63 on the Agenda Paper standing in the name of Councillor Bronwen Maher be referred to the Arts, Culture, Leisure and Youth Affairs Strategic Policing Committee for consideration “That Dublin City Council make City Hall and the Council Chamber available for civil marriage ceremonies”.
32. The City Council agreed that the following motion at Item no 64 on the Agenda Paper standing in the name of Councillor Andrew Montague be referred to the Transportation and Traffic Strategic Policing Committee for consideration “That the Manager extend the hours of operations of bus lanes to 8 pm on those lanes that cease at 7 pm, and to extend the days of operation to include Sundays on those bus lanes that don't operate on a Sunday”.
33. The City Council agreed that a report be sent to Councillor John Lyons on the following motion standing in his name at Item No. 65 on the Agenda paper “That the Manager provide figures or any information available to him on the Housing Aid for Older People Scheme; if he will set out in detail the qualifying criteria; the total number of grants awarded since the schemes inception; and to outline the works carried out to date under the scheme”.

The meeting concluded at 9.55 p.m.

Correct.

LORD MAYOR

MEETINGS ADMINISTRATOR

26/05/2008