



## *Miontuairiscí/ Meeting Minutes*

### *Ordinary Meeting 7<sup>th</sup> December 2009, Council Chamber*

An Cathaoirleach, Councillor William Carey, presided.

#### **Members Present:**

Councillors Joseph Bonner, Ray Butler, Shane Cassells, Eugene Cassidy, Sirena Campbell, Francis Deane, Anne Dillon Gallagher, Regina Doherty, John V Farrelly, Jimmy Fegan, Brian Fitzgerald, Oliver Fox, Wayne Harding, Jim Holloway, Eoin Holmes, Nick Killian, Suzanne Jamal, Jimmy Cudden, Noel Leonard, Tracy McElhinney, Niamh McGowan, Jenny McHugh, Maria Murphy, Seamus O'Neill, Bryan Reilly, Joe Reilly, Tommy Reilly, Catherine Yore.

#### **Officials in Attendance:**

**County Manager:** Tom Dowling

**Head of Finance:** Fiona Lawless,

**Directors of Service:** Kevin Stewart, Eugene Cummins, Brendan McGrath, Liam Henry, Tadhg McDonnell, Michael Killeen,

**Meetings Administrator** Bill Sweeney

**Senior Planners:** Pat Gallagher, Wendy Bagnall

**Senior Executive Officers:** Martin Rogers, Michael Griffin, Larry Whelan

**Administrative Officers:** Olive Falsey, Ger Murphy

Apologies:

At the beginning of the meeting the Meetings' Administrator circulated an addendum to the agenda at 8.4.2 and it was agreed to be taken on the proposition of **Councillor J.V. Farrelly** and seconded by **Councillor Noel Leonard**.

#### **1.0 Confirmation of Minutes**

1.1 Confirmation of Minutes of monthly meeting held on 2<sup>nd</sup> November 2009.  
Minutes of monthly meeting held on 2<sup>nd</sup> November 2009, confirmed on the proposition of **Councillor J. V. Farrelly** and seconded by **Councillor Eugene Cassidy**

1.2 Confirmation of Minutes of special Infrastructure meeting held on 16<sup>th</sup> November 2009.

Minutes of special Infrastructure meeting held on 16<sup>th</sup> November were confirmed on the proposition of **Councillor Eugene Cassidy** and seconded by **Councillor J. V. Farrelly**.

#### **2.0 Matters arising from the minutes**

There was a suspension of Standing Orders, proposed by **Councillor J.V. Farrelly** and seconded by **Councillor Nick Killian**, to allow a discussion on the recent refusal of planning permission by An Bord Pleanála to develop a Smart Park at the Carton Estate. Councillors expressed disappointment with the decision and Councillor John V. Farrelly requested the Co. Manager and the Economic Development Team to arrange a meeting with the six T.D.'s and Minister to discuss the matter and report back in early 2010.

The Co. Manager acknowledged that this was a disappointing decision especially since there was unanimous support for it in the Chamber. He said that decisions on material contraventions are not made lightly and that a balance needs to be found between National and Local policy.

The Co. Manager emphasised the commitment to bring economic development into the County.



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### **3.0 Expressions of Sympathy and Congratulations**

Expressions of sympathy were extended to:

- Geraldine Donnelly, Library Service, on the death of her mother, Marcella Shaffrey.
- Kathleen Brady, Motor Tax, on the death of her mother, Anna Clarke.

Congratulation were extended to the following:

- Broomfield and District Residents' Association on winning the Co-operation Ireland, Pride of Place 'All Ireland Heritage Award'.
- Paddy and Anne Peppard from Trim on receiving the 'Carers of the Year' Award.
- Andrew Ledwith on winning the Inter-County Cross-Country title at Kilbeggan.
- Seneschalstown GAA club on winning the Senior Championship.
- Meath Civil Defence on their work to help flood victims in Athlone.
- Local communities that provided assistance to the farming community in the West during the floods.

### **4.0 Correspondence**

- 4.1 Circular Letter S. 7/2002 Superannuation Gratuity for Councillors.
- 4.2 Circular SHIP N5/09 Social Housing Leasing Initiative: Approved Housing Bodies.
- 4.3 Press release re Focus on Environmental Enforcement Report.
- 4.4 NFLA Policy Briefing on Radiation Doses on Irish Sea Coastline.
- 4.5 Circular LG25-09 – Local Government Act 2001 – Ethics Framework for Local Government.

### **5.0 E.U. Correspondence**

- 5.1 EU News Bulletin Number 64 - Oct 09

### **6.0 Report from Protocol Committee**

It was agreed that a presentation on the HSE's JIGSAW programme would be received at the January Meeting. Proposed by **Councillor J.V. Farrelly** and seconded by **Councillor Tommy Reilly**.

### **7.0 Disposal of Land in accordance with Statutory Notices circulated pursuant to the provisions of Section 183 of the Local Government Act, 2001.**

### **8.0 Other Statutory Business**

#### **8.1 Planning and Economic Development**

- 8.1.1 **Variation 8 of County Development Plan 2007-2013 – Housing Strategy.**  
Having considered the Manager's Report on submissions and observations received regarding Variation No. 8 of the Meath County Development Plan 2007-2013, to resolve to make the Variation in accordance with the Manager's Report or to resolve to make the variation other than in



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accordance with the Manager's Report subject to such modifications as are considered appropriate in accordance with Section 13(6)(a) of the Planning & Development Act 2000.

3 submissions received.

### **Submission 1 - Dept of Communications, Energy & Nat Resources**

No Comments

**Manager's Recommendation** - No change required.

Agreed as recommended by the Co. Manager on the proposal of **Councillor J.V. Farrelly** and seconded by **Councillor Noel Leonard**.

### **Submission 2 - National Roads Authority**

No Comments

**Manager's Recommendation** - No change required

Agreed as recommended by the Co. Manager on the proposal of **Councillor J.V. Farrelly** and seconded by **Councillor Noel Leonard**

### **Submission 3 - Dept of Education & Science**

No Comment on proposed variation but queries if variation will have any impact on projected population of the County which would impact on educational requirements

**Manager's Response** - Variation relates specifically to the implementation of Part V only

**Manager's Recommendation** - No change recommended.

Agreed as recommended by the Co. Manager on the proposal of **Councillor J.V. Farrelly** and seconded by **Councillor Noel Leonard**

Variation 8 of County Development Plan 2007-2013 – Housing Strategy, was made on the proposition of **Councillor Eugene Cassidy** and seconded by **Councillor J.V. Farrelly** following a roll call vote:

Councillor	Vote
Cllr. Joseph Bonner	Yes
Cllr Ray Butler	Absent
Cllr. Sirena Campbell	Yes
Cllr. William Carey	Yes
Cllr. Shane Cassells	Yes
Cllr. Eugene Cassidy	Yes
Cllr. Jimmy Cudden	Yes
Cllr. Francis Deane	Absent
Cllr. Anne Dillon-Gallagher	Yes
Cllr. Regina Doherty	Absent
Cllr. John Farrelly	Absent
Cllr. Jimmy Fegan	Absent
Cllr. Brian Fitzgerald	Yes
Cllr. Oliver Fox	Yes
Cllr. Wayne Harding	Yes
Cllr. James Holloway	Yes

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Cllr. Eoin Holmes	Absent
Cllr. Suzanne Jamal	Yes
Cllr. Nick Killian	Yes
Cllr. Noel Leonard	Absent
Cllr. Tracy McElhinney	Absent
Cllr. Niamh McGowan	Yes
Cllr. Jenny McHugh	Absent
Cllr. Maria Murphy	Yes
Cllr. Seamus O' Neill	Yes
Cllr. Joe Reilly	Absent
Cllr. Bryan Reilly	Yes
Cllr. Tommy Reilly	Absent
Cllr. Catherine Yore	Yes

Result: 18 For, 11 Absent

- 8.1.2 To consider the Manager's report on the Draft Development Contribution Scheme 2010-2015 and if thought fit to make the Development Contribution Scheme or by resolution to vary or modify the Scheme otherwise than as recommended in the Manager's report in accordance with Section 48(8) of the Planning & Development Acts 2000-2009.

There were eight submissions received on the draft Scheme. This item was discussed along with Notice of Motion 10.1 submitted by Councillor Noel Leonard. The Motion was proposed by **Councillor Noel Leonard** and seconded by **Councillor Nick Killian**. A lengthy discussion took place on the procedures involved regarding the inclusion of specific schemes in the DCS. Eugene Cummins, DOS, Infrastructure outlined the complex process involved in the drafting of a DCS and particularly the individual issues regarding the Global Studios project. Tom Dowling, Co. Manager, advised that the DCS is a general scheme and that a supplementary scheme should be made for this as it is a specific instance. It was clarified that there have been numerous meetings between the developers and Meath County Council senior officials. The Co. Manager advised the Members of his intention to have a further meeting with Global Studios. **Councillor Noel Leonard** proposed an adjournment of the Council for five minutes, seconded by **Councillor Shane Cassells**. On resumption of the meeting **Councillor Leonard** offered to withdraw the Motion and this was agreed on the proposition of **Councillor Ann Dillon-Gallagher** and seconded by **Councillor Wayne Harding**.

The Draft Development Contribution Scheme 2010-2015 was adopted on the proposition of **Councillor J.V. Farrelly** and seconded by **Councillor Nick Killian**.

- 8.1.3 To consider the Manager's report on the Kells Backlands, Draft Supplementary Development Contribution Scheme and if thought fit to make the Supplementary Development Contribution Scheme or by



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resolution to vary or modify the Scheme otherwise than as recommended in the Manager's report.

The Draft Supplementary Development Contribution Scheme was adopted on the proposition of **Councillor J.V. Farrelly** and seconded by **Councillor Bryan Reilly**.

### **8.2 Infrastructure**

- 8.2.1 To consider the submissions/objections received in response to the display of the Road Traffic (Special Speed Limits) (Slane) County of Meath Bye-Laws (No.2) 2009 and to resolve to make the said Bye-Laws in accordance with the Draft subject to variations or amendments, if any, reviewed and recommended as necessary and appropriate.

The Bye Laws were made on the proposition of **Councillor Ann Dillon – Gallagher** and seconded by **Councillor Wayne Harding**.

- 8.2.2 To consider the objections/representations made to the proposal to extinguish the Public Right of Way on a section of County Road L-10134 and if thought fit to resolve to make an Order extinguishing the Public Right of Way on the section of County Road L-10134 (Somerville Road Kentstown) in the townland of Kentstown, Navan Co Meath.

The Members resolved to make the above Order on the proposition of **Councillor Shane Cassells** and seconded by **Councillor Francis Deane**.

### **8.3 Environment**

- 8.3.1 To consider the Manager's Report in accordance with Part VIII of the Planning & Development Regulations 2001 and 2006, in respect of an extension to Dunboyne Graveyard.

The Report including the recommendation to proceed was noted on the proposition of **Councillor Nick Killian** and seconded by **Councillor Regina Doherty**.

### **8.4 Corporate Services**

- 8.4.1 To consider nominations re appointment of 4 Members to County Meath VEC.

Bill Sweeney, Meetings' Administrator advised the Members of the list of nominations as follows:

No.	Name & Address of Nominee	Nominated By
1.	<b>Christy Reilly, Ardsallagh, Navan</b>	Community Development Project Navan Ltd.
2.	<b>Seamus Murray, Longwood</b>	Longwood Community Development Group



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3.	<b>Seamus Grimes, Church View, Kells</b>	<i>Nomination 1:</i> Cllr. Brian Curran, Cathaoirleach, Kells Town Council
		<i>Nomination 2:</i> St. Colmcille's Handball Club, Kells
		<i>Nomination 3:</i> Kells Tidy Towns Committee 2009
4.	<b>Nick Killian, Ballybin, Ratoath</b>	<i>Nomination 1:</i> Ratoath Community Centre
		<i>Nomination 2:</i> Board of Management, Ashbourne Community School
5.	<b>Dan Keane</b>	Navan School Completion Programme
6.	<b>Pádraic Mac Donncha</b>	Comharchumann Ráth Cairn Teoranta
7.	<b>Ultan Ó Conmhíde</b>	Comharchumann Ráth Cairn Teoranta
8.	<b>Maeve Gallagher, Harlockstown, Ashbourne</b>	Bishop Smith, Meath Diocesan Office
9.	<b>Jennifer D'Arcy</b>	<i>Nomination 1:</i> Navan Travellers Workshop
		<i>Nomination 2:</i> Meath Youth Federation

He further advised that the Cathaoirleach and he had met existing Members of the VEC to hear their views on the nominations submitted. In accordance with the Vocational Education (Amendment) Act 2001, the Council is required to nominate two male and two female nominees. As there were only two female nominations submitted, Jennifer D'Arcy and Maeve Gallagher were appointed.

The meeting with the VEC Members recommended the appointment of Seamus Grimes, Dan Keane and Ultan Ó Conmhíde. The following were proposed:

Seamus Grimes on the proposition of **Councillor J.V. Farrelly** and seconded by **Councillor Ann Dillon-Gallagher**.

Christy Reilly on the proposition of **Councillor Shane Cassells**, seconded by **Councillor Tommy Reilly**.

**Councillor Nick Killian** on the proposition of **Councillor Nick Killian** and seconded by **Councillor Seamus O' Neill**.

First roll call vote:

<b>Councillor</b>	<b>C. Reilly</b>	<b>S. Grimes</b>	<b>N. Killian</b>	
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Cllr. Joseph Bonner				Absent
Cllr Ray Butler		✓		
Cllr. Sirena Campbell		✓		
Cllr. William Carey		✓		
Cllr. Shane Cassells	✓			
Cllr. Eugene Cassidy		✓		
Cllr. Jimmy Cudden			✓	
Cllr. Francis Deane		✓		
Cllr. Anne Dillon-Gallagher		✓		
Cllr. Regina Doherty		✓		
Cllr. John Farrelly		✓		
Cllr. Jimmy Fegan	✓			
Cllr. Brian Fitzgerald			✓	
Cllr. Oliver Fox	✓			
Cllr. Wayne Harding	✓			
Cllr. James Holloway		✓		
Cllr. Eoin Holmes				Absent
Cllr. Suzanne Jamal		✓		
Cllr. Nick Killian			✓	
Cllr. Noel Leonard	✓			
Cllr. Tracy McElhinney		✓		
Cllr. Niamh McGowan				Absent
Cllr. Jenny McHugh		✓		
Cllr. Maria Murphy		✓		
Cllr. Seamus O' Neill			✓	
Cllr. Joe Reilly	✓			
Cllr. Bryan Reilly	✓			
Cllr. Tommy Reilly	✓			
Cllr. Catherine Yore		✓		

Result: Reilly = 8, Grimes = 14, Killian = 4, Absent = 3

With a total of 14 votes, **Seamus Grimes** was deemed appointed.

2<sup>nd</sup>. Roll Call vote between the remaining candidates:

<b>Councillor</b>	<b>C. Reilly</b>	<b>N. Killian</b>		
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Cllr. Joseph Bonner				Absent
Cllr Ray Butler			Abstain	
Cllr. Sirena Campbell			Abstain	
Cllr. William Carey	✓			
Cllr. Shane Cassells	✓			
Cllr. Eugene Cassidy			Abstain	
Cllr. Jimmy Cudden		✓		
Cllr. Francis Deane	✓			
Cllr. Anne Dillon-Gallagher			Abstain	
Cllr. Regina Doherty			Abstain	
Cllr. John Farrelly			Abstain	
Cllr. Jimmy Fegan	✓			
Cllr. Brian Fitzgerald		✓		
Cllr. Oliver Fox	✓			
Cllr. Wayne Harding	✓			
Cllr. James Holloway	✓			
Cllr. Eoin Holmes				Absent
Cllr. Suzanne Jamal			Abstain	
Cllr. Nick Killian		✓		
Cllr. Noel Leonard	✓			
Cllr. Tracy McElhinney			Abstain	
Cllr. Niamh McGowan				Absent
Cllr. Jenny McHugh			Abstain	
Cllr. Maria Murphy			Abstain	
Cllr. Seamus O' Neill		✓		
Cllr. Joe Reilly	✓			
Cllr. Bryan Reilly	✓			
Cllr. Tommy Reilly	✓			
Cllr. Catherine Yore			Abstain	

Result: Reilly, C. = 11, Killian, N.= 4, Abstentions = 11, Absent = 3

With a total of 11 votes, **Christy Reilly** was deemed appointed.

- 8.4.2 To consider appointments to Co. Meath VEC to reflect the requirements for Gender balance as set out in the Vocational Education (Amendment) Act 2001.

**Councillor Regina Doherty** agreed to resign from membership of the VEC and will be replaced by **Councillor Eugene Cassidy**, on the proposition of **Councillor J.V. Farrelly** and seconded by **Councillor Ann Dillon-Gallagher**.





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### **8.5 Housing, Social Community & Cultural**

8.5.1 To receive a report on the drawdown of all Community Grant Schemes between 2004 and 2008.  
Report was noted by the Council.

8.5.2 To receive a presentation and if thought fit to adopt the Meath Local Authority Draft Disability Implementation Plan 2008-2015.

Adopted on the proposition of **Councillor Ann Dillon-Gallagher** and seconded by **Councillor Sirena Campbell**.

8.5.3 Recommendations under the Meath County Council Arts Office Grants Schemes.  
Approved on the proposition of **Councillor Shane Cassells** and seconded by **Councillor Ann Dillon-Gallagher**.

### **9.0 Notice of Question**

9.1 Submitted by Councillor Sirena Campbell

*“Following my earlier question to the Council meeting of 5<sup>th</sup> October 2009 and the commissioning of an external report by the Manager, to ask the Manager if he has received the copy of the Mazars Report into the issue of uncashed cheques being held in the Council Offices and to specify when the report will be laid before a full meeting of the Council in order that all members are given an opportunity to debate its contents and conclusions”.*

#### **Co. Manager’s Response:**

I would like to advise the members that I anticipate receiving the report in question from Mazars later this week. I have so advised the chairman of the Audit Committee.

As Members were previously advised, I will forward a copy of the report to the chairman of the Audit Committee as soon as it is received by the Council. I understand that the members of the committee indicated at their last meeting that they will attend a specially convened meeting to discuss the report.

Following consideration by the Audit Committee, the report will be presented to Council.

### **10.0 Notice of Motion**

10.1 Submitted by Councillor Noel Leonard:

*“In order to promote the economic development on South Meath and to ensure the Meath County Development Contribution Scheme has regard to Development Schemes in adjoining Authorities the members of Meath County Council require the County Manager to include the section of the Maynooth Outer Orbital Route (MOOR) within Co. Meath in the Meath County Development Contribution Scheme 2010-2015.”*

Motion withdrawn following discussion as per item 8.1.2

10.2 Submitted by Slane Area Members:



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*“That Meath County Council provide as a matter of urgency, traffic calming measures in Slane Village including permanent speed cameras, pedestrian crossings and signage”.*

Motion adopted on the proposition of **Councillor Ann Dillon-Gallagher**, seconded by **Councillor Wayne Harding**.

10.3 Submitted by Slane Area Members:

*“That Meath County Council writes to the NRA seeking clarification on the criteria used to select the Leinster Orbital Route and its impact on Duleek village and environs”.*

Motion adopted on the proposition of **Councillor Wayne Harding**, seconded by **Councillor Seamus O’ Neill**.

10.4 Submitted by Slane Area Members:

*“That Meath County Council make provision for a new graveyard for the community in Stamullen, as the existing graveyard is full and local people have to seek burials elsewhere”.*

Motion adopted on the proposition of **Councillor Wayne Harding**, seconded by **Councillor Jimmy Cudden**.

In response, Ger Murphy Administrative Officer, Environment, advised that provision of a new graveyard will be considered in consultation with the Parish Priest of Stamullen, and a follow-up report will be brought to the Council.

### **11.0 Schedule of Manager’s Orders (For Information Only)**

11.1 Schedule of Manager’s Orders - Infrastructure

11.2 Schedule of Manager’s Orders - Environment

11.3 Schedule of Manager’s Orders – Housing Construction

11.4 Schedule of Manager’s Orders – Community & Enterprise

Noted.

### **12.0 Presentations from Other Bodies**

### **13.0 Any Other Business**

**NB Please ensure Mobile phones are switched off during council meeting.**