

COMHAIRLE CHONTAE DHUN NA nGALL

Oifig Riarthóir na
gCruinnithe
Áras na Chontae
Leifear

06 Feabhra, 2007

FOGRA CRUINNITHE

Beidh Cruinniú Comhairle Chontae Dhún na nGall, a bhí ar athró ó 29 Eanáir ag dul ar aghaidh Dé Luain, 12 Feabhra 2007 ag **4.00 ag Arás an Chontae, Leifear**

DO GACH BHALL DEN CHOMHAIRLE

A Chara

Iarrtar ort bheith i lathair ag an gcruinniú seo den Chomhairle. Ta Clar an Cruinnithe le seo.

Beidh Clar Orduithe an Bhainisteora Contae le feiceal ag an gcruinniú.

Mise, le meas

A. MacSuibhne

Riarthóir Cruinniu (RUNAI CHONTAE)

DONEGAL COUNTY COUNCIL

Office of Meetings Administrator
County House
Lifford

06th February 2007

NOTICE OF MEETING

The Meeting of Donegal County Council, adjourned from 29th January, 2007 will be held on Monday 12th February, 2007 at 4.00pm, in the County House, Lifford.

TO EACH MEMBER OF DONEGAL COUNTY COUNCIL

Dear Councillor

You are summoned to attend this meeting of the Council. The Agenda is attached.

Yours sincerely

E. Sweeney

Meetings Administrator (County Secretary)

(PLEASE NOTE THAT ALL ITEMS RETAIN THEIR ORIGINAL
ITEM NUMBERS SO AS TO CORRESPOND WITH REPORTS
ALREADY ISSUED FOR THE SEPTEMBER MEETING)

AGENDA

1. **Confirmation of Minutes**
 - (d) Confirmation of Minutes of Adjourned Meeting of Donegal County Council held on 18th December, 2006

9. **Community, Cultural & Enterprise Programme**
 - (a) Request for nomination of members to the Heart Project Management Committee. (Mayor of the day & 3 others)

 - (b) To consider the financial implications for Council's involvement in Aislann Gaoth Dobhair (report to be circulated at meeting)

 - (c) To abolish existing Coiste Logainmneacha /Placenames Committee and establish a new Coiste Logainmneacha/Placenames Committee.

11. **Mayor's Business**

12. **Manager's Report**

MOTIONS

(L) Local
(C) County
(O) Other

INISHOWEN ELECTORAL AREA

Roads & Transportation

13. Clr. Conaghan
“That this Council enforce current policy or develop a new proposal to deal with the large amount of dangerous trees overhanging our county roads”. (C)
14. Clr. Donaghey
“That the break waters at Bunrana Pier start as soon as the Department gives the go ahead” (L)
15. Clr. McDonald
“That this Council through its current work programme and budget process support the continuation of the Shore Walk from Movice to Greencastle.” (L)
16. Clr. McGonagle
“That the Council repair and widen the Shore Road at Ballyliffin.” (L)

Water, Environment & Emergency Services

17. Clr. MacLochlainn
“That Donegal County Council scrap plans to build a sewerage treatment plant at Carnagarve, Movice, Co. Donegal and immediately embark upon a renewed consultation process to select a new site for the Movice/Greencastle Sewerage Scheme” (L)

LETTERKENNY ELECTORAL AREA

Water, Environment & Emergency Services

18. Clr. Larkin
“That this Council give a timetable of works for 2007 that will be carried out by Donegal County Council in Letterkenny Town Council in Sanitary and Environment Projects.” (L)

Community, Cultural & Enterprise

19. Clr. McDaid
“That this Council recognises and acknowledges the positive and significant contribution the Community & Voluntary Sector has made and continues to make to local government structures within the county” (C)

Roads & Transportation

20. Clr. Crawford
“That this Council carry out necessary repairs to footpaths, railings etc on Deelee Bridge, Rosgier, Lifford.” (L)

DONEGAL ELECTORAL AREA

Planning & Economic Development

21. Clr. McEniff
“That the Council invite the Chairperson of An Bord Pleanala to meet with the local Councillors to discuss the constant refusal by the Bord to grant planning permission to a number of retail developments in Donegal Town.” (L)

Water, Environment & Emergency Services

22. Clr. Pringle
“That this Council calls on the Minister for the Environment, Heritage and Local Government to approve the Phasing Report on the Killybegs Sewerage Scheme without any

further delay to allow work to proceed on the ground immediately.” (L)

MILFORD ELECTORAL AREA

Water, Environment & Emergency Services

23. Clr. McBride
“That Donegal County Council enter into discussions with the Mevagh Voluntary Fire Service with the view to taking the service under the auspices of the Council.” (L)

STRANORLAR ELECTORAL AREA

Community, Culture & Enterprise

24. Clr. McGowan
“That the Council present a full report on any projects under consideration for the new Territorial Co-operation Programme, Peace 111 and Interreg, 2007-2013 and discuss ways to maximise the benefits from the funds for the county especially along the border” (C)

Corporate Services

25. Clr. A. Bonner
“That Donegal County Council proceeds immediately with the long awaited capital projects in the Stranorlar Electoral Area which they are 100% committed to, i.e. One Stop Shop, Swimming Pool, Library and Ballybofey/Stranorlar Fire Station” (L)

GLENTIES ELECTORAL AREA

Planning & Economic Development

26. Clr. Slowey
“That this County Council ask the Minister for the Environment to make grants available for the upgrading of septic tanks and percolation areas.” (C)

Roads & Transportation

27. Clr. Pearse Doherty
“That Donegal County Council request the presence of the Minister for Finance, Brian Cowan, at a question and answer session before all Councillors, to be accountable for the systematic under funding and structural discrimination towards this county by Dublin Departments, particularly in the context of the shortfall in funding of the National Roads Allocation, the neglect of Donegal in relation to Transport 21, and the failure to fully live up to commitments in the Task Force Report, the Decentralisation programme and the National Development Plan 2000-2006” (C)

Finance

28. Clr. Alcorn
“That this Council does not support the proposed legislation as discussed at the Council Budget Meeting 2007, to have new properties liable for rates from the date they are valued and that every incentive should be given to people setting up new business” (C)

QUESTIONS

INISHOWEN ELECTORAL AREA

Water, Environment & Emergency Services

29. Clr. McGonagle
“When will the Malin Sewerage Scheme start?” (L)

30. Clr. Conaghan
“When will Lagan Desert Phase Three go to construction and will the residents of Gortree Newtowncunningham be accommodated along the route?” (L)

Roads & Transportation

31. Clr. McGonagle
“Will the Council assist in providing a bus shelter for school children at Glentogher, Carndonagh?” (L)

32. Clr. McDonald
“To ask this Council when the speed limit is to be changed from 80km per hour to 100km per hour on the R238 (Redcastle to Muff road)?” (L)

33. Clr. Donaghey
“When will work begin on the Mill Bridge in Bunrana as part of the Bunrana Inner Relief Road?” (L)

34. Clr. MacLochlainn
“When will Donegal County Council conduct a survey recommending roads suitable for traffic calming in Moville as agreed over 6 months ago?”. (L)

35. Clr. Conaghan
“What proposals do the Council have for the N13 Newtowncunningham by-pass regarding access to the village and the request from residents for a roundabout at Moyle Junction?” (L)

Community, Culture & Enterprise

36. Clr. McDonald
“To ask this Council when the bye laws requested by both the Gardai and members of the community in Moville will be introduced” (L)

Corporate Services

37. Clr. MacLochlainn
“Can the Council give a detailed breakdown of all the conferences attended by members month by month from the

1st January 2006 to the 1st January 2007, and the travel expenses paid in respect of each conference to each Councillor. The subsistence/overnight stay expenses paid in respect of each conference to each Councillor and the conference fee paid in respect of each conference attended by each councillor” (C)

LETTERKENNY ELECTORAL AREA

Planning & Economic Development

38. Clr. Larkin
“Will the Council explain how the index linked Development Charges work i.e. does the year start from grant or final grant?” (C)

Water, Environment & Emergency Services

39. Clr. Larkin
“Will the Labadish/Drumoghill Group Water Scheme go to construction in 2007?” (L)
40. Clr. Crawford
“What arrangements currently exist to inform the Fire Service of water "turn offs" or significant bursts in the county?” (C)

Roads & Transportation

41. Clr. Crawford
“What progress has there been into the assessment of flooding in Raphoe including recent flood study of Raphoe area?” (L)
42. Clr. McDaid
“Has this Council as yet determined the cause of the serious flooding that caused severe financial hardship on homeowners and businesses in Raphoe in September of last year and what remedial action has now been carried out to prevent the risk of further flooding?” (L)

Housing

43. Clr. McDaid
“Of the €190,000 provided for in the Budget 2007 for homelessness what is the actual proposed spend on direct intervention to those experiencing homelessness in this county?” (C)

DONEGAL ELECTORAL AREA

Housing

44. Clr. McEniff
“What is the up to date position regarding Bundoran /Ballyshannon Fire Stations?” (L)

Water, Environment & Emergency Services

45. Clr. Pringle
“What has been the out turn in the Water & Environment Directorate spending for each of the last five years as against budgeted expenditure?” (C)

MILFORD ELECTORAL AREA

Water, Environment & Emergency Services

46. Clr. McBride
“What is the update on the contract documents for the Portlean pipe replacement which is now being funded under the Small Capital Schemes and when is it envisaged that works will commence?” (L)

Roads & Transportation

47. Clr. McBride
“What further infrastructural plans do Roads and Water & Environment have for Rathmullan prior to the Flight of the Earls celebrations in September 2007?” (L)

STRANORLAR ELECTORAL AREA

Roads & Transportation

48. Clr. McGowan
“Please outline how the Roads Section intends to improve drainage and road maintenance this year following the increase in funding in the 2007 Council Budget?” (C)

Housing

49. Clr. McGowan
“Will the Council agree to replace single glassed poor quality hard wood windows through the Essential Repair Grant Fund to tackle the number of elderly persons living in cold damp conditions?” (C)
50. Clr. A. Bonner
“What progress has this Council made in securing a land bank for housing in the Ballybofey/Stranorlar area, where the greatest need is?” (L)

Community, Culture & Enterprise

51. Clr. A. Bonner
“What progress has been made in identifying a site for a playground for Ballybofey/Stranorlar?” (L)

GLENTIES ELECTORAL AREA

Planning & Economic Development

52. Clr. Slowey
“When will there be a street traders area designated at Ardara?” (L)

Roads & Transportation

53. Clr. Slowey
“What plans have Donegal County Council to ensure that our county roads are properly sign-posted?” (C)

54. Clr. Pearse Doherty
“What is the current position in relation to the Tory Island Airstrip? What are the necessary steps to be taken and when do we expect to proceed through each step?” (L)

Finance

55. Clr. Alcorn
“What percentage is deducted to cover the overhead fund on roads and all other services administered by Donegal County Council, what does this fund cover and what was the total amount deducted in 2006?” (C)

Community, Culture & Enterprise

56. Clr. Alcorn
“When is the County Council going to provide a library service in Ardara (as promised to the late Clr. Charlie Bennett) and has suitable premises been obtained for Glenties Library?” (L)
57. Clr. O’Domhnaill
“Why is Donegal County Council not progressing the development of a library in Falcarragh (Old Fire Station) and Glenties (Old Fire Station) as requested and agreed following my motion at the May 2006 Council Meeting?” (L)

Corporate Services

58. Clr. O’Domhnaill
“Why has no progress been made since my previous motion and question over 12 months ago on having the tricolour (Brat Na hÉireann) fly over the County House and each Public Service Centre? (C)

MOTIONS FROM OTHER COUNCILS

59. MULLINGAR TOWN COUNCIL
“That Mullingar Town Council calls on the Minister for Education and Science to regulate the school book suppliers and stop the custom of printing new books every two years which is not necessary.”
60. DUBLIN CITY COUNCIL
“That the City Council calls upon the Government to acknowledge the serious social problems alcohol abuse is causing to the fabric of Irish Society particularly with young people and that a national campaign to reduce alcohol misuse is developed, in addition that the frightening increase of available outlets to purchase alcohol is addressed, i.e. phone orders, garages, corner shops, convenience stores, everyone is selling alcohol with the obvious result in a huge increase in crimes against the person, death on our roads, domestic violence, doubling of deaths from alcohol consumption A&E Units are full of people suffering from alcohol misuse every Thursday, Friday, Saturday and Sunday evening.
A couple of simple issues could result in a substantial reduction in our road death rates, zero tolerance, no alcohol when driving, early evening closing of off-licences, make all outlets where alcohol is sold responsible to ensure that those buying are above the legal limit to buy, serious fines for public consumption of alcohol on our streets, parks, etc.”
61. NENAGH TOWN COUNCIL
“That this Council calls on the Department of Social and Family Affairs to increase the fuel allowance timescale from its current 29 weeks to include the full calendar year and that this change take effect from this year.”
62. LIMERICK COUNTY COUNCIL
“That Limerick County Council write to the Minister for the Environment, Heritage and Local Government calling on him to dispose of all e-voting machines stores since 2004, in the interests of the public finances.”

63. LETTERKENNY TOWN COUNCIL
“That before engaging outside contractors or any other external personnel to carry out work for, or on behalf of this Council in future, that a written guarantee confirming that all employees engaged or sub-contracted by these companies while working for or on behalf of this Council, are being afforded their full statutory labour rights and entitlements, and that these are sought and obtained before signing contracts in the same way as the Council demands proof of insurance cover, tax clearances etc.”
64. SOUTH TIPPERARY COUNTY COUNCIL
“That South Tipperary County Council call on the Minister for Health and the Health Service Executive to put a comprehensive funding mechanism in place which would fund in full all services operated by the Hospice movement.”
65. FINGAL COUNTY COUNCIL
“That this Council calls on the Government to introduce legislation, enabled by the constitutional amendment if necessary, imposing mandatory life long custodial sentences, specifically prohibiting release, for four types of murder;
- The solicitation or commission of a contract killing
 - Murder accompanied by torture
 - Murder preceded, over a prolonged period by violent abuse of the victim by the killer.”

MINUTES OF ADJOURNED MEETING OF DONEGAL
COUNTY COUNCIL HELD IN THE COUNTY HOUSE,
LIFFORD ON 12TH FEBRUARY, 2007

- C/48/07 MEMBERS PRESENT
Clrs. Enda Bonner, Mayor, D. Alcorn, L. Blaney, Alice Bonner, J. Boyle, C. Brogan, B. Byrne, F. Conaghan, G Crawford, Pearse Doherty, R. Donaghey, J. Harte, D. Larkin, N. Mc Bride, M. McDonald, S. McEniff, I. McGarvey, D. McGonagle, P. McGowan, B. McGuinness, Pádraig MacLochlainn, Padraig O' Dochartaigh, B. O'Domhnaill, B. O'Neill, T. Pringle, J.J. Reid, T. Slowey.
- C/49/07 APOLOGIES
Apologies were received from Clr. Mc Daid who was unable to attend the meeting.
- C/50/07 OFFICIALS IN ATTENDANCE
Mr. Michael McLoone, County Manager, Mr. Liam Kelly, Assistant County Manager/Director Housing, Mr. Sean Sheridan, Director of Corporate Services, Mr. John Mc Laughlin, Director Roads and Transportation, Mr. Jim Holohan, Director Water, Environment and Emergency Services, Mr. Aidan McNicholas, Head of Finance, Mr. Gary Martin, Senior Executive Officer, Mr. Eunan Sweeney, Meetings Administrator, Ms. Anne Marie Crawford, Staff Officer, Corporate Services.
- C/51/07 ADJOURNMENT OF MEETING
On the proposal of Clr. Alcorn, seconded by Clr. Crawford, it was resolved to adjourn the meeting for ten minutes.
- C/52/ 07 CONFIRMATION OF MINUTES OF MEETING
ADJOURNED MEETING OF DONEGAL COUNTY
COUNCIL HELD ON 18TH DECEMBER 2006
On the proposal of Clr. Alcorn, seconded by Clr. Harte, the Minutes of the Adjourned Meeting of Donegal County Council held on the 18th December 2006 were adopted.

C/53/ 07 REQUEST FOR NOMINATION OF MEMBERS TO THE HEART PROJECT.

Members considered the report circulated with the agenda in relation to the above.

Mr. Gary Martin, Senior Executive Officer outlined the background to the report and advised that Donegal County Council was now being asked to nominate the Mayor of the day and two other members to the Heart Project Management Committee.

The following nominations were made:-

Clr. Mc Daid , proposed by Clr. Mac Lochlainn
Clr. Mc Donald, proposed by Clr. Conaghan
Clr. O. Neill, proposed by Clr. Mc Guinness.

It was unanimously agreed that a request would be made to the Heart Project Management Committee to accept all four nominations i.e. Clrs. McDaid, McDonald, O'Neill as well as the Mayor of the day.

Clr. Crawford was nominated to replace Clr. Conaghan as the County Development Board representative.

C/54/ 07 TO CONSIDER THE FINANCIAL IMPLICATIONS FOR COUNCILS INVOLVEMENT IN AISLANN GWEEDORE

Members considered the report, circulated at the Meeting, on the 29th January 2007, in relation to the above.

Mr. Gary Martin, Senior Executive Officer outlined for members the main recommendations contained in the report and advised that on the basis of the submissions made by Udáras na Gaeltachta, and sufficient documentary evidence being provided, that Donegal County Council should consider supporting this initiative on a partnership basis. Members welcomed the development and thanked the Community and Enterprise Directorate for their ongoing co-operation with Udáras na Gaeltachta. It was noted that the project was important for the regeneration of the whole Gaeltacht area.

Members expressed concern that any limitation on the amount of funding available would halt the decentralisation

of jobs, the long awaited library, and the provision of other services.

A lengthy debate ensued with members debating the various funding options available.

Clr. Mc Gowan enquired as to the current value of the Economic Development Fund and the total amount expended from this fund to date.

Clr. Crawford advised that a formal policy on the disposal of assets was needed.

The County Manager affirmed that a review of the Development Contribution Scheme was pending and that he hoped through this to recommend funding for the project or at least confirm an amount which could service loan charges. He also agreed to provide details on the various funding options available at the next quarterly review of the Capital Programme.

On the proposal of Clr. Pádraig Doherty, seconded by Clr. Alcorn, the Council resolved in principle, to adopt the recommendations in the report circulated in relation to the Council's involvement in the proposed Aislann Gaoth Dobhair

C/55/ 07

TO ABOLISH EXISTING COISTE
LOGAINMNEACHA/PLACENAMES COMMITTEE AND
ESTABLISH A NEW COISTE

LOGAINMNEACHA/PLACENAMES COMMITTEE

Members considered the report circulated with the agenda in relation to the above.

Mr. Gary Martin, Senior Executive Officer advised that each Electoral Area would be asked to nominate one member.

On the proposal of Clr. Crawford, seconded by Clr. Conaghan,⁹ it was resolved in accordance with Section 51 of the Local Government Act, 2001 to dissolve the existing Coiste Logainmneacha / Placenames Committee and establish a new Coiste Logainmneacha / Placenames Committee with the following membership: -

Organisation/Sector	Nominations Required
Donegal County Council	One member per electoral area
Letterkenny Town Council	One member
Buncrana Town Council	One member
Bundoran Town Council	One member
Ballyshannon Town Council	One member
Donegal Historical Society	Three members
An Post	One member
HSE (Ambulance Service)	One member
An Garda Siochana	One member
An Roinn Gnothai Pobail, Tuaithe agus Gaeltachta	One member
Irish Architects Association	One member
Community Representative	One member
TOTAL	19

It was further resolved that election of members to the newly established Committee would be listed on the agenda of the March Council Meeting.

C/56/ 07

MAYOR'S BUSINESS

Members agreed to the following Schedule of Meetings: -

- *DATE FOR ADJOURNED COUNCIL MEETING*
It was noted that it would not be possible to complete the business of the Meeting because of time constraints under Standing Orders. The Mayor proposed, and it was agreed that the Adjourned Meeting of the Council should take place on Monday 19th February 2007, at 3pm in the Council Chamber, County House, Lifford.
Mr. Gerry Gilroy, Senior Executive Officer, to be of this informed of this decision so that the Stranorlar Electoral Area Meeting scheduled for the same date can be rescheduled.
- *VOCATIONAL EDUCATION COMMITTEE-CASUAL VACANCY*
Consultation Meeting in relation to the filling of Casual Vacancy on the Vocational Education

Committee to be held at 1.30pm on the 26th February, 2007 in the Council Chamber, County House, Lifford.

- WASTE MANAGEMENT PLAN WORKSHOP
To be held at 2.00pm on the 28th February, 2007 in the Training Room, County House, Lifford.
- MRSA AND FAMILIES GROUP
Clr. Bonner advised that he had received correspondence from the MRSA and Families Group, indicating their intention to hold a conference on the subject in the Silver Tassie Hotel, Letterkenny on the 2nd – 3rd March 2007.
- HEALTH & SAFETY ISSUES - ROADS
It was agreed that a Workshop should be held to discuss the impact of Health and Safety issues on the Roads Programme.
- CORRECT WEIGHT LOADS ON COUNTY ROADS
The Mayor requested that the Planning Directorate include in the conditions issued under Part 8 of the Planning Regulations a stipulation that contractors involved in the building of Council Housing adhere to the correct weight loads so as to avoid damaging county roads. He also requested that the Director of Housing investigate the matter.
- EU –CO FINANCED SCHEMES
The Mayor asked that he be provided with a copy of the report forwarded to the Department of the Environment in respect of the above schemes.

C/57/ 07 COUNTY MANAGER’S REPORT

The County Manager outlined the main points of his report, circulated with the agenda and the addendum circulated at the meeting on the 29th January 2007.

He advised that the Director of Roads and Transportation would update members at a later date in relation to the Council’s request for a meeting with officials from the

Department for Regional Development in Northern Ireland to discuss the road and rail infrastructure needs of the North West of Ireland.

Responding to a number of issues raised by Clr. Mc Guinness in relation to the Schedule of Water Charges, Mr. Mc Loone agreed to write to members in advance of the signing of the Water Charges Commencement Order informing them of the number of businesses concerned etc.

Members congratulated the County Manager on his appointment to the OECD High Level Steering Group for the Review of the Civil and Public Service.

C/58/07

ADJOURNMENT OF MEETING

On the proposal of Mayor, seconded by Clr. Alcorn, it was resolved to adjourn the meeting to the 19th February, 2007 at 3.pm in the Council Chamber, County House, Lifford.

This concluded the business of the meeting.