

COMHAIRLE CHONTAE DHUN NA nGALL

Oifig Riarthóir na
gCruinnithe
Aras an Chontae
LEIFEAR
24 Bealtaine, 2016

FOGRA CRUINNITHE

Beidh Cruinniú Comhairle Chontae Dhún na nGall ar siúl Dé Luain 30 Bealtaine, 2016, ag **11.00 r.n.**
in Áras an Chontae, Leifear

DO GACH BHALL DEN CHOMHAIRLE

A Chara

Iarrtar ort a bheith i láthair ag an chruinniú seo den Chomhairle. Ta Clár an chruinnithe leis seo.

Beidh Clár Orduithe an Phríomh-Fheidhmeannaigh le feiceáil ag an gcruinniú.

Mise, le meas

Seosamh O’Piobla
Riarthóir Cruinnithe

DONEGAL COUNTY COUNCIL

Office of Meetings Administrator
County House
Lifford
24th May 2016

NOTICE OF MEETING

A Meeting of Donegal County Council will be held on Monday 30th May 2016, at **11.00am 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.

The Register of Chief Executive’s Orders will be available for inspection at the meeting.

Yours sincerely

Joe Peoples
Meetings Administrator

AGENDA

1. Confirmation of Minutes

Confirmation of the Minutes of March Meeting of Donegal County Council held on the 5th April, 2016.

2. Taking of decision pursuant to Planning & Development Act, 2000 (Part XI), and Planning & Development Regulations, 2001 (Part 8).

To approve carrying out of construction of proposed works to replace Creevins Bridge, critically damaged single span composite structure with concrete deck and masonry abutments crossing an unnamed stream, within the town lands of Creevins/Buncronan in the Donegal Municipal District.

3. Disposal of Land – Section 211 of the Planning and Development Act, 2000

Notice under Section 211 of the Planning and Development Act 2000 (as amended) and under Section 183 of the Local Government Act 2001- To dispose of property in the Donegal Public Services Centre, Drumlonagher, by way of lease to Employment Response North West.

4. Corporate

- a) To fill the casual vacancy on the County Donegal Joint Policing Committee arising from the resignation of Cllr. Frank McBrearty.
- b) To fill the casual vacancy on Coiste na Gaeilge arising from the resignation of Cllr. Frank McBrearty.
- c) To fill the casual vacancy on LATCH arising from the resignation of Cllr. Frank McBrearty.
- d) To fill the casual vacancy on the Roads & Transportation SPC arising from the resignation of Cllr. Frank McBrearty.
- e) To fill the Casual Vacancy on the Donegal Education & Training Board arising from the resignation of Cllr. Sean McEniff.
- f) To approve nominations to the Peace IV Partnership Board.
- g) Nomination of two Members of Donegal County Council onto the Associate Membership of Donegal Tourism.

5. Planning

- a) To consider the Proposed Draft Development Contribution Scheme 2016-2021 and that the Members, by resolution, propose to make

the Draft Scheme so that the public consultation process can be formally commenced.

- b) To endorse the Landscape Character Assessment. (Document available on the Member's Extranet)
- c) Commencement of the review of the County Development Plan 2012 – 2018 (as varied).

6. Cultural Services

To approve “Cultúr: A Strategic Vision for Cultural Services 2016 – 2020.” (Document available on the Member's Extranet)

7. Roads and Transportation

- a) To note Status Report in respect of the Speed Limit Review 2015 – 2017.
- b) To agree a delegation from Donegal County Council to meet with the Mid Antrim Council on cross-border funding of bridges.
- c) To Consider Report on Proposed Car Park at High Road, Letterkenny.

8. Finance

To approve actual gross expenditure figure of €133,215,960 on Table 3, Page 3 when compared to the Revised Budget of €134,484,639 (Adopted Budget as amended by net increases in funding received for 2015) for all divisions in accordance with Subsection 7 of Section 104 of the Local Government Act 2001, as amended

9. Information Services

To consider and approve the adoption of the Donegal County Council Annual Report 2015 in accordance with Section 221 of the Local Government Act 2001.”

10. Endorsement of Minutes

- a) Endorsement of the Minutes of the Islands Committee held on the 8th May, 2015.
- b) To note the Minutes of the Meeting of County Donegal Heritage Forum held on the 1st October, 2015.
- c) To note the Minutes of the Meeting of County Donegal Heritage Forum held on the 4th February, 2016
- d) To note the Minutes of the Corporate Policy Group held on the 18th January, 2016.
- e) To note the Minutes of the Corporate Policy Group held on the 31st March, 2016.

11. Attendance at Conference, Seminar or Event

Authorisation of representation at a seminar, meeting or event under Section 142 (5) of Local Government Act, 2001, S.I. No. 668 of 2006, Local Government (Expenses or Local Authority Members) Regulations 2006, S.I. No. 37 of 2010, Guidelines given by the Minister for the Environment, Heritage and Local Government in relation to the Local Government Act, 2001 (Section 142) Regulations 2010, and the Local Government (Expenses of Local Authority Members) Regulations, 2014.

Conferences

- Celtic Conferences – Auditing & Governance in Local Government from Friday 10th to Sunday 12th June, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- The Institute of Professional Training – The Councillor and Local Development and Enterprise “All that you need to know” from Friday 10th to Sunday 12th June, 2016 in the Silver Tassie Hotel, Letterkenny.
- Celtic Conferences – Housing Grants and Schemes to be held from Friday 24th to Sunday 26th June, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- Celtic Conferences – Entitlement to Health Services to be held from Friday 8th to Sunday 10th July, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- Information Session in relation to the EU Ladder Training Project.
- Irish Language Summer Courses in the Donegal Gaeltacht from the 4th June to the end August, 2016.

Abroad

- Conference of Peripheral Maritime Regions of Europe – to be held 17th June in Kymenlaakso, Finland.

12. Conference Reports

- **Clr James Pat McDaid**
Elected Members Seminar Housing held Friday 5th and Saturday 6th February, 2016 in the Connacht Hotel, Galway.
- **Clr Terence Slowey**
EU Cohesion Policy held Friday 5th and Sunday 7th February 2016 in the Clonakilty Hotel.
- **Clr James Pat McDaid**

Integrated Roads and Planning Policy held Friday 12th and Saturday 13th February 2016 in the Connacht Hotel, Galway.

- **Clr Enda Bonner**

Conference of Peripheral Maritime Regions of Europe held Friday 19th February, 2016 in Haarlem (Noord-Holland, Netherlands).

13. Reception of Deputation

Reception of Deputation from the Irish Congress of Trade Unions.
(2pm)

MOTIONS

INISHOWEN MUNICIPAL DISTRICT

Planning

14. Cllr Paul Canning

"That Donegal County Council given the amount of land that has been designated for SAC's in Donegal makes a submission within the two month deadline to the commission in reply to the reasoned opinion that Ireland has received stating, that we have designated only a minor proportion of our Sites of Community Interest into Special Areas of Conservation, stating that Donegal has more than met its required conservation objectives in relation to the Habitats Directive, and that anymore restrictions within this County would stifle the very existence of the human race."

Finance

15. Cllr Jack Murray

"Donegal County Council notes that the abolition of Town Councils has caused complications for Community Groups such as Tidy Towns Committees in former Town Council areas with regard to annual funding, notes our strong commitment to continue the assistance that these groups had received from Town Councils, and resolves to take measures in future budgets to ensure that such complications are resolved."

Housing

16. Cllr Albert Doherty

"That this Council acknowledges and welcomes the establishment of an expert panel to investigate the problems that have emerged in the concrete blockwork/defective blocks in the County and appreciates the recent visit of the panel to County House."

Donegal County Council Members find the terms of reference of the panel, as presently stands, totally inadequate to investigate satisfactorily the extent of the problem for householders and thus, likewise unable to recommend an acceptable remediation or redress scheme for affected property owners. Accordingly Donegal County Council urges the Minister for Housing, Planning and Local Government to immediately amend and widen the terms of reference of the expert panel to include and allow an investigation of the extent of the defective block/mica problem on publically owned buildings, Schools, Council houses and Council Buildings. The present remit and responsibility on the expert panel to "submit a report" (No 4) must particularly be amended to widened to permit;

- 1.A recommendation for assistance for necessary works required,
and
- 2.The provision by Government of an adequate and effective remediation and financial redress scheme for affected parties."

LETTERKENNY MUNICIPAL DISTRICT

Corporate

17.Cllr John O'Donnell

"Calling on this Council to introduce a sign in sign out for all Council Meetings held in Lifford and the sheet to be kept by the Secretary of the day and signed in their presence."

18.Cllr Ian McGarvey

"That Donegal County Council discuss the need for an integrated approach to service delivery in the County."

DONEGAL MUNICIPAL DISTRICT

Finance

19.Cllr John Campbell

"That this Council will develop a policy to ensure that union recognition, collective bargaining and engagement with state industrial relations dispute resolutions mechanisms are a condition of tendering and/or provision of services for all Council Contracts by third party providers."

Corporate

20.Cllr Niamh Kennedy

"For Donegal County Council to contact the Minister and Department of Social Protection to extend the parameters of the eligibility status of Community Employment Programmes for seasonal workers who are penalised for working a few weeks in the year. By working more than 30 days in 12 months they are unable to participate on these schemes and avail of the benefits these programmes provide. That this motion is sent to all local authorities for support."

STRANORLAR MUNICIPAL DISTRICT

Housing

21. Cllr Gerry Crawford

"That we discuss the present policy regarding action to be taken by the tenant and the Council in response to a CO2, alarm going off and also to include in the discussion, the role of the Fire/Rescue Service in the policy and the advice given to those sent by the Council to investigate a report of an alarm having gone off."

Water and Environment

22. Cllr Patrick McGowan

"That this Council discuss the whole issue of Waste Management including pay by weight, three bin strategy and the ongoing dumping along quiet roads and other remote areas."

GLENTIES MUNICIPAL DISTRICT

Water and Environment

23. Cllr Seamus O'Domhnaill

"Can this Council set up a Tidy Towns Competition based on an Municipal District basis in Donegal as was unanimously agreed by this Council previously but not acted upon."

24. Cllr Micheál Cholm Mac Giolla Easbuig

" Ós rud é gur ardaíodh roinnt ceisteanna maidir le coinbhleacht leasa agus sárúithe ar chód iompair na gcomhairleoirí maidir le dáileadh maoinithe faoin Chiste Forbraíochta (DFI) ag cruinnithe de Cheantar Bardais na nGleanntach ar na mallaibh, go socróidh an Chomhairle seo gach plé maidir le dáileadh airgid faoin Chiste Forbraíochta a dhéanamh i bhfóram poiblí seachas laistigh de cheardlanna nach bhfuil aon fhreagracht ag baint leo. Cinnteoidh sé seo go bhfuil muid ag comhlíonadh ár gcuid dualgas i dtaca le trédhearcacht faoi ailt 3.6, 3.7 agus 3.8 den chód iompair fá choinne comhairleoirí."

Whereas, following the raising of issues around conflict of interest and contraventions of the Code of Conduct for Councillors in relation to the allocation of funding under the Development Fund Initiative (DFI) at a recent meeting of the Glenties Municipal District. This Council resolves to conduct all deliberations on the allocation of monies under DFI in public forum and not under the unaccountable workshop format. Thus ensuring that we fully meet our obligations of transparency under sections 3.6, 3.7 and 3.8 of the Code of Conduct for Councillors

25. Cathaoirleach's Business

26. Chief Executive's Monthly Management Report

QUESTIONS

INISHOWEN MUNICIPAL DISTRICT

Finance

27. Cllr Jack Murray

"Can this Council provide a breakdown of the expected net revenue increase it will receive from each former Town Council area as a result of the rates harmonisation process?"

Water & Environment

28. Cllr Jack Murray

"Is the Council aware of the potential health implications associated with weed killers and herbicides and will it take measures to ensure that such chemicals are not sprayed in areas which would lead to inhalation by the public and/or give adequate warning to the public of the future spreading of such herbicides?"

Community and Enterprise

29. Cllr Albert Doherty

"In County Donegal what number of properties (1) leased and (2) owned by the IDA, are presently vacant, and where are they located?"

30. Cllr Albert Doherty

"In County Donegal what acreage is the marketable land bank holding of the IDA presently and where is it located?"

LETTERKENNY MUNICIPAL DISTRICT

Water and Environment

31. Cllr Jimmy Kavanagh

"How many beaches in the County have a) permanent toilet facilities and b) temporary facilities for the summer months, and are all the temporary facilities now in place for 2016?"

32. Cllr Ian McGarvey

"Can I have an update on the status of the GWS in our County and also our mains water situation?"

Roads and Transportation

33. Cllr Jimmy Kavanagh

"Is there any planned visit from the OPW in the aftermath of the flooding events in the County and specifically are there any plans in place for remedial works in the areas most badly affected so as to protect the land and buildings from future flooding?"

Corporate

34. Cllr Ian McGarvey

"Is there any contact with elected Senators, T.Ds, Ministers and MEPs to attend a Council Meeting and when?"

DONEGAL MUNICIPAL DISTRICT

Water and Environment

35. Cllr John Campbell

"Can all tender documentation in relation to the Letterkenny WTP & STC DBO contract awarded to Severn Trent Response be collated and made available for review by Elected Members?"

Water and Environment

36. Cllr John Campbell

"In relation to the Letterkenny WTP & STC DBO Contract awarded to Severn Trent Response. What guidance was provided by the Department of Environment during the tendering process to ensure that employees of contracting companies would have industry comparable terms and conditions of employment?"

Corporate

37. Cllr Niamh Kennedy

"Could I please have details of the re-homing policies at the Donegal Dog Pound, who enforces the policies operating at the Donegal Pound including dogs belonging to a restricted breed?"

Corporate

38. Cllr Niamh Kennedy

"How many dogs entered the pound last year and how many were rehomed, reunited with owners and transferred to rescue groups?"

STRANORLAR MUNICIPAL DISTRICT

Roads and Transportation

39. Cllr Gerry Crawford

"How many claims have been made against DCC in years 2014 and 2015 in relation to poor road and or poor footpath conditions?"

Roads and Transportation

40. Cllr Patrick McGowan

"Can a break down of the various road types be presented by municipal area in a graph form so as to compare and demonstrate how roads are funded across the County regardless if they are quiet class three roads or very busy local primary roads with hundreds of passengers, farming and other important industry vehicles travelling every day, these graphs and figures are available and should help convince Councillors of the need to allocate additional roads funds to the East Donegal area which has much busier roads causing unacceptable road surface conditions."

41. Cllr Patrick McGowan

"Please can I have a copy of the presentation/information to be sent to the Department requesting permission to upgrade to regional road status the Ballybofey to Crossroads Village to Clady road L3044 and Castlefin to Convoy to Letterkenny Road?"

GLENTIES MUNICIPAL DISTRICT

Community and Enterprise

42. Cllr Micheál Cholm MacGiolla Easbuig

"Buíoch daoibh ach mionsonraí a chur ar fáil faoi gach leithdháileadh a rinneadh faoi DFI/SDF le linn saolré na Comhairle seo, agus na Comhairle roimhe seo"

"Please provide details of all allocations made under DFI/SDF over the present and previous Council terms?"

Corporate

43. Cllr Seamus O'Domhnaill

"Can this Council please provide me with staff numbers for each office of Donegal County Council on a Municipal District basis?"

Roads and Transportation

44. **Cllr Seamus O'Domhnail**

"Can this Council please allow for the "Takeover of Roads Policy" to be implemented and commit to having this matter on the Council agenda before the end of 2016 so as to accommodate the takeover of non-county roads?"

45. **Cllr Micheál Cholm Mac Giolla Easbuig**

“Buíoch dá dtabharfadh sibh dom briseadh síos ar an chaiteachas a rinneadh ar bhóithre sa chontae, i bhformáid tháblach, do na blianta 2009 go dtí anois, ag tabhairt eolais faoi na cinnteidil éagsúla faoinar caitheadh an t-airgead (ie cóiriú dromchla, Scéim Feabhsúcháin Áitiúil, réigiúnach, náisiúnta etc) agus ag sonrú cén céatadán de na hoibreacha a rinne conraitheoirí príobháideacha in achan cheann de na catagóirí sin”.

“Please provide a breakdown of spending on roads in the County in tabular format for the years 2009 to present. Specifying the various headings under which it was spent (ie surface dressing, LIS, regional, national, etc) and identifying under each category the percentage of works completed by private contractors”.

46. **Motions from Other Councils/Bodies**

TIPPERARY COUNTY COUNCIL

“That, having regard to the very significant dissatisfaction and sense of disenfranchisement by the electorate arising from the recent re-drawing of Dail constituency boundaries involving the transfer of 24 electoral divisions with a population of 10,953 persons from Tipperary to the Offlay constituency, we the Members of Tipperary County Council request the Chief Executive;

1. To write to the Minister for Environment, Community and Local Government outlining the extent of dissatisfaction and the adverse impact on the electorate of the division of the county for the purpose of elections to Dail Eireann and request that he introduce measures, including if necessary legislative measures, to ensure the primacy of county boundaries in the delineation of Dail constituency boundaries and;

2. To prepare a written submission for consideration by the Members of Tipperary County Council to be made to the next Constituency Commission and following its call for written submissions.

LAOIS COUNTY COUNCIL

“That this Council request Tesco to extend the deadline for the redundancy proposal to allow the matter be dealt with by the Workplace Relation Committee.”

OFFALY COUNTY COUNCIL

“I call on the incoming Minister for Social Protection to reverse the harsh cuts made to One Parent Family payments by the previous Administration.”

OFFALY COUNTY COUNCIL

“I call on the incoming Minister with responsibility for Housing to review the criteria with regard to eligibility to qualify for Local Authority Housing or Rent Assistance and to revise the Rent Allowances Allocations as a first step in dealing with our current housing crisis.”

SLIGO COUNTY COUNCIL

“Call on the Department of Health and the Minister for Health to consider the introduction of a sugar awareness day as part of a national health promotion campaign to inform the public of the high sugar content in many processed foods and the possible negative health effects of a high sugar diet.”

WATERFORD CITY AND COUNTY COUNCIL

“That this Council calls on the Department of Social Protection to increase its range of interaction with the Post Office Network instead of decreasing it to ensure its survival, especially in rural areas.”

CARLOW COUNTY COUNCIL

“That Carlow County Council calls on the Minister for the Environment, Community and Local Government to amend the terms of qualification for the new Tenant Purchase Scheme so that people on social welfare are not excluded for inclusion on same.”

LEITRIM COUNTY COUNCIL

“I am calling on all Local Authority Members here and across Ireland to contact their relatives and friends in the UK, to urge the Electorate there to vote that the UK remain part of the European Union, as a

Brexit would have a detrimental effect on the Irish Economy and in particular the Agricultural Industry”.

BALLINA MUNICIPAL DISTRICT

“That Ballina Municipal District calls on the new government to introduce legislation to give to Municipal Districts the same powers as were held by former Town Councils including the power to strike a rate for each district, that this motion is circulated to all County Councils for their support.”

OFFALY COUNTY COUNCIL

“That Offaly County Council calls on the Minister for Justice to review the whole area of the Free Legal Aid System, i.e. persons income and how many times a person avails of the service and it found guilty to pay back the state part or all of the expense incurred from their income.”

MINUTES OF MAY MEETING OF DONEGAL COUNTY COUNCIL, HELD
IN THE COUNTY HOUSE, LIFFORD ON 30th MAY, 2016

C/114/16 MEMBERS PRESENT

Cllrs Ciaran Brogan, Cathaoirleach, L Blaney, E Bonner, J Campbell, P Canning, T Conaghan, G Crawford, N Crossan, A Doherty, G Doherty, L Doherty, M Farren, M T Gallagher, M Harley, N Jordan, J Kavanagh, N Kennedy, M C Mac Giolla Easbuig, F Mc Brearty, M Mc Bride, J P Mc Daid, M McDermott, S McEniff, I Mc Garvey, P McGowan, B McGuinness, G McMonagle, J Murray, S O'Domhnaill, J O' Donnell, J S O'Fearraigh, M Quinn, J Ryan, & T Slowey.

C/115/16 OFFICIALS IN ATTENDANCE

Seamus Neely, Chief Executive, Joe Peoples, Director of Corporate, Housing and Cultural Services/ Meetings Administrator, Liam Ward, Director of Community, Enterprise and Planning, John McLaughlin, Director of Roads and Transportation, Michael McGarvey, Director of Water and Environment, Paul McGill, Area Manager Corporate Services, Eileen Burgess, County Librarian, Sean O'Daimhin, Oifigeach na Gaeilge, Anne Marie Crawford, Staff Officer, Ms Mary Boyle, Assistant Staff Officer.

C/116/16 CONFIRMATION OF THE MINUTES OF MARCH MEETING OF DONEGAL COUNTY COUNCIL HELD ON THE 5TH APRIL, 2016

On the proposal of Cllr McEniff, seconded by, Cllr McBride the minutes of the March Meeting of Donegal County Council held on the 5th April 2016 were confirmed.

C/117/16 TAKING OF A DECISION WITH REGARD TO APPROVAL OF CARRYING OUT OF CONSTRUCTION OF PROPOSED WORKS TO REPLACE CREEVINS BRIDGE CRITICALLY DAMAGED SINGLE SPAN COMPOSITE STRUCTURE WITH CONCRETE DECK AND MASONRY ABUTMENTS CROSSING AN UNNAMED STREAM WITHIN THE TOWNLANDS OF CREEVINS/BUNCRONAN IN THE DONEGAL MUNICIPAL DISTRICT

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

On the proposal, of Cllr McEniff, seconded by, Cllr O'Domhnaill, the carrying out of works under Part XI of the Planning & Development Act, 2000 (as amended) and Part 8 of the Planning &

Development Regulations 2001(as amended) with regard to the carrying out of construction works to replace Creevins Bridge critically damaged single span composite structure with concrete deck and masonry abutments crossing an unnamed stream within the townlands of Creevins/Buncronan in the Donegal Municipal District.

C/118/16 DISPOSAL OF PROPERTY IN THE DONEGAL PUBLIC SERVICES CENTRE DRUMLONAGHER BY WAY OF LEASE TO EMPLOYMENT REPSONSE NORTH WEST

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

On the proposal of Cllr O'Domhnaill, seconded by, Cllr McGarvey, it was resolved to dispose of property in the Donegal Public Services Centre, Drumlonagher by way of lease to Employment Response North West in accordance with the provisions of Section 211 of the Planning & Development Act, 2000 (as amended) and Section 183 of the Local Government Act, 2001.

Cllr O' Domhnaill said it was imperative, that in future, proposals for disposals were brought to Council prior to the commencement of any such contracts.

C/119/16 TO FILL THE CASUAL VACANCY ON THE COUNTY DONEGAL JOINT POLICING COMMITTEE ARISING FROM THE RESIGNATION OF CLLR FRANK MC BREARTY

It was agreed to defer this item until later in the meeting.

C/120/16 TO FILL THE CASUAL VACANCY ON COISTE NA GAEILGE ARISING FROM THE RESIGNATION OF CLLR FRANK MC BREARTY

On the proposal of Cllr G Doherty, seconded by, Cllr Crawford it was resolved that Cll Harley fill the casual vacancy on Coiste na Gaeilge occasioned by the resignation of Cllr Mc Brearty.

C/121/16 TO FILL THE CASUAL VACANCY ON LATCH ARISING FROM THE RESIGNATION OF CLLR FRANK MCBREARTY

On the proposal of Cllr G Doherty, seconded by, Cllr McBride, it was resolved that Cllr Liam Doherty fill the casual vacancy on Latch occasioned by the resignation of Cllr Mc Brearty.

C/122/16 TO FILL THE CASUAL VACANCY ON ROADS AND TRANSPORTATION SPC ARISING FROM THE RESIGNATION OF CLLR FRANK MC BREARTY

It was agreed to defer this item until later in the meeting.

C/123/16 TO FILL THE CASUAL VACANCY ON THE DONEGAL EDUCATION AND TRAINING BOARD ARISING FROM THE RESIGNATION OF CLLR SEAN MC ENIFF

On the proposal of Cllr O'Domhnaill, seconded by, Cllr Canning it was resolved that Cllr Martin McDermott fill the casual vacancy on Donegal Education and Training Board occasioned by the resignation of Cllr Sean McEniff.

C/124/16 TO APPROVE NOMINATIONS TO THE PEACE IV PARTNERSHIP BOARD

On the proposal of Cllr O'Domhnaill, seconded by, Cllr O'Donnell it was resolved that Cllrs Canning, Gallagher and McBrearty in their capacity as SPC Chairs fill the three positions on the Peace IV Partnership Board.

C/125/16 NOMINATION OF TWO MEMBERS OF DONEGAL COUNTY COUNCIL ONTO THE ASSOCIATE MEMBERSHIP OF DONEGAL TOURISM

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

On the proposal of Cllr O'Domhnaill, seconded by, Cllr Canning it was resolved that Cllr McEniff be nominated onto the Associate Membership of Donegal Tourism Ltd.

On the proposal of Cllr G. Doherty, seconded by, Cllr L Doherty it was resolved that Cllr Jordan be nominated onto the Associate Membership of Donegal Tourism Ltd.

On the proposal of Cllr Crossan, seconded by, Cllr McGarvey it was resolved that Cllr Kennedy be nominated onto the Associate Membership of Donegal Tourism Ltd.

On the proposal of Cllr Slowey, seconded by, Cllr Kavanagh it was resolved that Cllr Harley be nominated onto the Associate Membership of Donegal Tourism Ltd.

Members noted that two positions only had been requested. They asked that Donegal Tourism be contacted with a view to accommodating the four number representatives as nominated by Council.

C/126/16 CONSIDERATION OF THE PROPOSED DRAFT DEVELOPMENT CONTRIBUTION SCHEME 2016 – 2021 AND THAT THE MEMBERS PROPOSE TO MAKE THE DRAFT SCHEME SO THAT THE PUBLIC CONSULTATION PROCESS CAN BE FORMALLY COMMENCED

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

On the proposal of Cllr Murray, seconded by Cllr O' Domhnaill it was resolved to proceed with the publication of the proposed Draft Development Contribution Scheme 2016 - 2021 and formally commence the public consultation process in accordance with Section 48(4) of the Planning & Development Acts 2000-2015.

Cllr O' Domhnaill welcomed the publication of the scheme and noted that the reduction in the cost of development charges would be of considerable benefit to those who wanted to build houses and live in their own neighbourhoods. He also applauded the fact that charges in respect of wind turbines were to be levied going forward.

Concern was raised however in relation to the lack of potential capital DCS projects in the Glenties Municipal District.

C/127/16 ENDORSEMENT OF THE LANDSCAPE CHARACTER ASSESSMENT

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

Mr Liam Ward, Director Community, Enterprise & Planning informed Members that the Landscape Character Assessment was not a policy document but rather a narrative reflective of the landscape, seascape and settlement pattern of the County.

The document, he confirmed, was available on the Member's Extranet and that a series of presentations would take place at district level to update Members in relation to the contents of the assessment.

In response to Member's concerns it was confirmed that the report in question was for information purposes only and did not require any input or revision at this stage.

On the proposal of Cllr Canning, seconded by Cllr Mc Garvey it was resolved to endorse the Landscape Character Assessment (LCA) 2016, and associated Seascape Character Assessment and the Settlement Character Assessment so as to fulfil Objective NH-0-7 of the County Development Plan 2012-2018.

It was acknowledged that the information contained within the assessment would be of enormous benefit going forward particularly in relation to the determination of specific planning policies.

C/128/16 COMMENCEMENT OF THE REVIEW OF THE COUNTY DEVELOPMENT PLAN 2012 – 2018 (AS VARIED)

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

Cllr Slowey advised of the need for the existing plan to be extended in order to facilitate the increased emphasis on the use of wind energy. Wind Energy was, he noted, currently being exported to Northern Ireland and the UK but could be used instead to power a hydro station in Donegal.

On the proposal of Cllr Slowey, seconded by Cllr Mc Garvey the contents of the report were noted.

C/129/16 WELCOME FOR MR ADRIAN HOGAN

Members unanimously agreed to suspend Standings Orders to so as to welcome Mr Adrian Hogan from Tipperary to the meeting.

Mr Hogan, the Cathaoirleach advised, had a huge interest in local democracy and in tribute to the 1916-2016 Anniversary Celebrations had undertaken to attend Council Meetings the length and breadth of the country.

On behalf of Donegal County Council he wished him well in his endeavours.

C/130/16 APPROVAL OF “CULTUR: A STRATEGIC VISION FOR CULTURAL SERVICES 2016 – 2020”

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

On the proposal of Cllr Gallagher, seconded by, Cllr Murray “Cultur: A Strategic Vision for Cultural Services 2016 – 2020” was approved.

Cllr Murray took the opportunity at this juncture to thank all who had attended the wreath laying ceremony in Buncrana on the 25th May, 2016 to mark the 25th anniversary of the death of the late Cllr Eddie Fullerton.

C/131/16 NOTING OF STATUS REPORT IN RESPECT OF THE SPEED LIMIT REVIEW 2015 – 2017

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

On the proposal of Cllr McBride, seconded by Cllr Crawford the Status Report in respect of the Speed Limit Review 2015 – 2017 was noted.

C/132/16 TO AGREE A DELEGATION FROM DONEGAL COUNTY COUNCIL TO MEET WITH THE MID ANTRIM COUNCIL ON CROSS BORDER FUNDING OF BRIDGES

On the proposal of Cllr Farren, seconded by, Cllr McGarvey, it was resolved that a delegation from Donegal County Council would meet with Mid Antrim Council on the 2nd June, 2016 to discuss the cross-funding options.

C/133/16 CONSIDERATION OF REPORT ON PROPOSED CAR PARK AT HIGH ROAD LETTEREKENNY

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

On the proposal of Cllr Mc Monagle, seconded by Cllr Mc Bride it was resolved that the Old Fire Station on High Road, Letterkenny be demolished and a new car-park constructed on site. It was further resolved that in principle car parking charges would be introduced for the new car park and that the necessary bye-laws would be initiated within the next month together with the commencement of the Part 8 Planning process.

C/134/16 TO APPROVE ACTUAL GROSS EXPENDITURE FIGURE OF €133,215,960 ON TABLE 3, PAGE 3 WHEN COMPARED TO THE REVISED BUDGET OF €134,484,639 (ADOPTED BUDGET AS AMENDED BY NET INCREASES IN FUNDING RECEIVED FOR 2015) FOR ALL DIVISIONS IN ACCORDANCE WITH SUBSECTION 7 OF SECTION 104 OF THE LOCAL GOVERNMENT ACT 2001, AS AMENDED
Members considered the report circulated in relation to the above.

On the proposal of Cllr McGowan, seconded by, Cllr Kennedy it was resolved that the actual gross expenditure figure of €133,215,960 as set out on Table 3, Page 3 when compared to the Revised Budget of €134,484,639 (Adopted Budget as amended by net increases in funding received for 2015) for all Divisions in accordance with Subsection 7 of Section 104 of the Local Government Act 2001 as amended by the Local Government Reform Act 2014 was approved.

C/135/16 TO CONSIDER AND APPROVE THE ADOPTION OF THE DONEGAL COUNTY COUNCIL ANNUAL REPORT 2015 IN ACCORDANCE WITH SECTION 221 OF THE LOCAL GOVERNMENT ACT 2001
Members considered the report circulated in relation to the above.

On the proposal of Cllr O'Domhnaill, seconded by, Cllr Kennedy the Donegal County Council Annual Report 2015 was approved and adopted in accordance with Section 221 of the Local Government Act 2001.

C/136/16 ENDORSEMENT OF THE MINUTES OF THE MEETING OF THE ISLANDS COMMITTEE HELD ON THE 8TH MAY 2015
On the proposal of Cllr Gallagher, seconded by, Cllr Slowey, the minutes of the Islands Committee Meeting held on the 8th May 2015 were endorsed.

C/137/16 TO NOTE THE MINUTES OF THE MEETING OF COUNTY DONEGAL HERITAGE FORUM HELD ON THE 1ST OCTOBER 2015
On the proposal of Cllr McDermott, seconded by, Cllr O'Domhnaill, the minutes of the Meeting of the County Donegal Heritage Forum held on the 1st October, 2015 were noted.

C/138/16 TO NOTE THE MINUTES OF THE MEETING OF COUNTY DONEGAL HERITAGE FORUM HELD ON THE 4TH FEBRUARY 2016

On the proposal of Cllr A Doherty, seconded by, Cllr Jordan, the minutes of the Meeting of the County Donegal Heritage Forum held on the 4th February 2016 were noted.

C/139/16 TO NOTE THE MINUTES OF THE MEETING OF THE CORPORATE POLICY GROUP HELD ON THE 18TH JANUARY 2016

Members noted the Minutes of the Meeting of the Corporate Policy Group held on the 18th January, 2016.

C/140/16 TO NOTE THE MINUTES OF THE CORPORATE POLICY GROUP HELD ON THE 31ST MARCH 2016

Members noted the Minutes of the Meeting of the Corporate Policy Group held on the 31st March, 2016.

C/141/16 CONFERENCES

Having noted the revised arrangements under Section 142 5(d) of the Local Government Act, 2001, introduced by the Local Government (Expenses of Local Authority Members) Regulations 2006 -2014 as amended and directives issued by the Minister in that regard, on the proposal of Cllr McGowan, seconded by, Cllr McDermott, it was resolved to authorise any member, if he/she so wished, to attend the following conferences, subject to the normal procedures:-

- i. Individual members not exceeding their annual budget for attendance at conferences.
- ii. Payment of expenses for attendance to be conditional on the member furnishing documentary evidence of attendance.
- iii. Submission of a Conference Report.

Conferences

- Celtic Conferences – Auditing & Governance in Local Government from Friday 10th to Sunday 12th June, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- The Institute of Professional Training – The Councillor and Local Development and Enterprise “All that you need to know” from Friday 10th to Sunday 12th June, 2016 in the Silver Tassie Hotel, Letterkenny.

- Celtic Conferences – Housing Grants and Schemes to be held from Friday 24th to Sunday 26th June, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- Celtic Conferences – Entitlement to Health Services to be held from Friday 8th to Sunday 10th July, 2016 in the Clonakilty Hotel, Clonakilty, Co Cork.
- Information Session in relation to the EU Ladder Training Project.
- Irish Language Summer Courses in the Donegal Gaeltacht from the 4th June to the end August, 2016.

Abroad

- Conference of Peripheral Maritime Regions of Europe – to be held 17th June in Kymenlaakso, Finland.

C/142/16 CONFERENCE REPORTS

On the proposal of Cllr Crawford, seconded by, Cllr Kavanagh, the Members noted the following conference reports:-

- **Cllr James Pat McDaid**
Elected Members Seminar Housing held Friday 5th and Saturday 6th February, 2016 in the Connacht Hotel, Galway.
- **Cllr Terence Slowey**
EU Cohesion Policy held Friday 5th and Sunday 7th February 2016 in the Clonakilty Hotel.
- **Cllr James Pat McDaid**
Integrated Roads and Planning Policy held Friday 12th and Saturday 13th February 2016 in the Connacht Hotel, Galway.
- **Cllr Enda Bonner**
Conference of Peripheral Maritime Regions of Europe held Friday 19th February, 2016 in Haarlem (Noord-Holland, Netherlands).

C/143/16 RECEPTION OF DEPUTATION FROM THE IRISH CONGRESS OF TRADE UNIONS

The Cathaoirleach welcomed Mr Peter Bunting, Congress Assistant General Secretary, Irish Congress of Trade Unions to the meeting. He updated Members in relation to a new national initiative organised by Congress which aimed to build support for the principles set out in the Congress Charter for Fair Conditions at work. The Charter, he noted set out the key elements required to

make the Island of Ireland the best place to work, live and raise a family in.

It was, he added based on the following;

- i. The need for a living wage and the entitlement of every individual to an agreed, acceptable minimum standard of living.
- ii. Fair hours of work and the right to a regular contract of employment.
- iii. The right of every worker to be represented without fear of victimisation and to have a union represent them in collective bargaining negotiations with their employer.
- iv. The entitlement of every worker to be treated with respect and dignity and in an equal and ethical manner.
- v. The right of every worker employed under a publicly-tendered contract to enjoy all the rights and protections of the Charter.

He said that there was room for change in the management of procurement initiatives particularly at local level and that this was something the Local Authorities needed to become more proficient in. There was acknowledgement also of the need to build into the tendering process initiatives to assist the long term unemployed, and those seeking apprenticeships. It was also possible at this level, he added, to include a mechanism for dealing with employers who breached the regulations of the international labour organisations. The Welsh Assembly, he added, had been particularly successful on this front and had significant success in securing community based infrastructure through this process.

Mr Bunting concluding called on Members to sign the pledge supporting the campaign for fairer conditions at work and said that by doing so they were helping establish decent standards of pay and employment for all.

Members thanked him for the presentation and acknowledged that the initiative was timely given the ongoing focus on 1916 centenary celebrations.

C/144/16

CALL FOR SUBMISSION BY DONEGAL COUNTY COUNCIL
IN RESPECT OF COUNTY DONEGAL IN RELATION TO THE
REASONED OPINION THAT IRELAND RECEIVED
STATING, WE HAVE DESIGNATED ONLY A MINOR
PROPORTION OF OUR SITES OF COMMUNITY INTEREST

INTO SPECIAL AREAS OF CONSERVATION

On the proposal of Cllr Canning, seconded by, Cllr O'Domhnaill the following motion was adopted:-

"That Donegal County Council given the amount of land that has been designated for SAC's in Donegal makes a submission within the two month deadline to the commission in reply to the reasoned opinion that Ireland has received stating that we have designated only a minor proportion of our Sites of Community Interest into Special Areas of Conservation, stating that Donegal has more than met its required conservation objectives in relation to the Habitats Directive and that anymore restrictions within this County would stifle the very existence of the human race."

Cllr Canning received a response from the Director of Community, Enterprise and Planning Services in relation to the above.

Cllr Canning said that Donegal had 7% of the land cover of the country with 12.5% of the county being designated as a Special Area of Conservation. It was becoming particularly clear, he said, that the rights of local communities were being eroded by over zealous legislation and that communities themselves were becoming endangered in the process.

Cllr O' Domhnaill concurred with this assessment and said that swathes of land were becoming unusable because of such policies. Acknowledging that there was considerable interest in conservation issues in Donegal, he said that the public were by and large willing to co-exist with the fauna and flora in the county.

It was time, he said to protect the citizens and people living in these areas and allow them live and work in the areas of their choice.

There was no opposition to the motion.

Mr Liam Ward, Director Community, Culture & Planning said that the Council was not aware of any current consultation process but that he would bring the matter to the attention of the Department of the Environment, Community & Local Government and the European Commission as requested.

C/145/16

COMMITMENT OF THE COUNCIL TO THE STRONG
SUPPORT OF THE TIDY TOWNS COMMITTEES IN THE
FORMER TOWN COUNCILS AREAS

On the proposal of Cllr Murray, seconded by, Cllr McMonagle the following motion was adopted:-

"Donegal County Council notes that the abolition of Town Councils has caused complications for Community Groups such as Tidy Towns Committees in former Town Council areas with regard to annual funding, notes our strong commitment to continue the assistance that these groups had received from Town Councils, and resolves to take measures in future budgets to ensure that such complications are resolved."

Cllr Murray received a response from the Director of Finance, Head of Information Systems and Emergency Services in relation to the above.

Cllr Murray said that he was not looking for additional finance for such groups but rather easier access to funds that were already available.

Cllr Mc Monagle supporting the motion alluded to the excellent work carried out by the Letterkenny Tidy Towns Group. It was imperative, he added, that adequate resources were made available to groups who displayed a keen sense of volunteerism.

Cllr Mc Gowan said that he was unhappy with the wording of the motion and that the reference to former Town Council areas undervalued the excellent work carried out in many other towns and villages across the County.

Cllr Murray advised that he was not looking for any additional funding but simply a removal of the barriers that existed at present for the Tidy Towns Committees in the former Town Council areas.

Cllr Mc Gowan proposed, seconded by Cllr Mac Garvey that the motion be amended as follows:-

"Donegal County Council notes that the abolition of Town Councils has caused complications for Community Groups such as Tidy Towns Committees in all Council areas with regard to annual funding, notes our strong commitment to continue the assistance

that these groups had received from Town Councils, and resolves to take measures in future budgets to ensure that such complications are resolved."

This was unanimously agreed with Cllr Murray's consent.

C/146/16 WIDENING OF THE TERMS OF REFERENCE OF THE MICA PANEL

On the proposal of Cllr A Doherty, seconded by, Cllr Murray, the following motion was adopted:-

That this Council acknowledges and welcomes the establishment of an expert panel to investigate the problems that have emerged in the concrete blockwork/defective blocks in the County and appreciates the recent visit of the panel to County House.

Donegal County Council Members find the current terms of reference of the panel, totally inadequate to investigate satisfactorily the extent of the problem for householders and thus, likewise unable to recommend an acceptable remediation or redress scheme for affected property owners. Accordingly Donegal County Council urges the Minister for Housing, Planning and Local Government to immediately amend and widen the terms of reference of the expert panel to include and allow an investigation of the extent of the defective block/mica problem on publically owned buildings, Schools, Council houses and Council Buildings. The present remit and responsibility on the expert panel to "submit a report" (No 4) must particularly be amended to widened to permit

1. A recommendation for assistance for necessary works required, and
2. The provision by Government of an adequate and effective remediation and financial redress scheme for affected parties."

Cllr A Doherty received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

Cllr Doherty welcomed the recent visit of the Expert Panel to Donegal. He called for the remit of the panel to be extended and said that the Minister for the Housing, Planning and Local Government needed to meet with a Council Delegation as soon as

possible. He noted that a request to meet with the previous Minister had been largely ignored.

He was, he added, extremely concerned that the Council would have to bear the cost of remediation works in their own Housing Stock.

Cllr Murray expressed dismay that Council Buildings were to be excluded and highlighted the need for an all encompassing redress scheme.

Mr Joe Peoples, Director Housing, Corporate and Cultural Services confirmed that the Expert Panel had met with both Members, Officials and the Mica Group itself. Information gathered by the Council, had, he advised, been made available and advice would now be sought from the panel as to the best way forward. There would also, he confirmed, be engagement with the Department in relation to any emerging issues.

There was no opposition to the motion.

Cllr Doherty proposed, seconded by Cllr Mc Garvey that a cross-party meeting be sought with Mr Simon Coveney, T.D, Minister for Housing, Planning and Local Government.

Concluding the debate Cllr Doherty said that he looked forward to a positive response from the Minister's Office.

C/147/16 CALL FOR NEW SIGNING IN AND SIGNING OUT
ARRANGEMENTS AT COUNCIL MEETINGS HELD IN
LIFFORD

On the proposal of Cllr O'Donnell, seconded by, Cllr Conaghan the following motion as adopted:-

"Calling on this Council to introduce a sign in sign out for all Council Meetings held in Lifford and the sheet to be kept by the Secretary of the day and signed in their presence."

Cllr O'Donnell received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

Cllr O' Donnell said that he wished to amend the motion to also include Municipal District Meetings. A clear sign in sign out

process would, he contended, afford more accountability for the electorate.

Cllr Conaghan was supportive of the motion, and said that it would be beneficial for the management of meetings.

Members queried what effect this would have on the running of the meetings.

Cllr O'Donnell contended that the motion was a credible proposition and that there was no need to refer the matter to the SPC.

Mr Joe Peoples, Meetings Administrator, alluded to his response and the fact that Members were presently only required to record their attendance at the meeting and not obliged to sign out when leaving. Members could, he confirmed, sign in and sign out if they so desired.

There was no opposition to the motion.

Cllr O'Donnell said that the introduction of such a policy would serve to reassure the public in general that Members were working efficiently on their behalf.

C/148/16

THAT THIS COUNCIL DISCUSS AN INTEGRATED
APPROACH TO SERVICE DELIVERY IN THE COUNTY

On the proposal of Cllr McGarvey, seconded by, Cllr Crossan the following motion was adopted:-

"That Donegal County Council discuss the need for an integrated approach to service delivery in the County."

Cllr McGarvey received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

Cllr McGarvey said that Donegal had lost out significantly in terms of jobs and services over the past number of years. There was, he said, a need to provide better service facilities and that this could be done through establishing linkages with all the relevant agencies involved. He expressed disappointment at the lack of progress in relation to water, sewerage and roads infrastructure.

The way forward here, he contended, was to try and source funding at European level.

Mr Joe Peoples, Director Housing, Corporate & Cultural Services said that contact could be made with the various Government Departments in relation to the opportunities available for the integration of services.

There was no opposition to the motion.

Cllr Mc Garvey thanked all who had supported the motion and outlined the need for ongoing collaboration between the Council and the Oireachtas Members so as to source and encourage growth and development in the County.

C/149/16 THAT THIS COUNCIL DEVELOP A POLICY TO ENSURE THAT UNION RECOGNITION, COLLECTIVE BARGAINING AND ENGAGEMENT WITH STATE INDUSTRIAL RELATIONS DISPUTE RESOLUTIONS MECHANISMS ARE A CONDITION OF TENDERING AND/OR PROVISION OF SERVICES FOR ALL COUNCIL CONTRACTS BY THIRD PARTY PROVIDERS

On the proposal of Cllr Campbell, seconded by, Cllr MacGiolla Easbuig the following motion was adopted:-

"That this council will develop a policy to ensure that union recognition, collective bargaining and engagement with state industrial relations dispute resolutions mechanisms are a condition of tendering and/or provision of services for all council contracts by third party providers."

Cllr MacGiolla Easbuig received a response from the Director of Finance and Head of Information Systems and Emergency Services in relation to the above.

Cllr Campbell alluded to the earlier presentation from the Irish Congress of Trade Unions and the need for fair public procurement.

The policy as outlined, he said, needed to be utilised to its full potential and he thus requested that the relevant Strategic Policy Committee look at the possibilities for the introduction of same.

Cllr Mac Giolla Easbuig outlined his support for the motion.

There was no opposition to the motion.

Mr Garry Martin, Head of Finance acknowledged the noble intent of the motion but urged caution in relation to any course of action that would be contrary to procurement law and government policy / national guidance. He warned also that such a policy could lead to the exclusion of small businesses from the procurement process. Careful and balanced consideration, was needed, he contended, and advice would have to be sought from the Office of General Procurement in relation to the unintended consequences of the motion if applied.

C/150/16 EXTENSION OF THE PARAMETERS OF THE COMMUNITY EMPLOYMENT SCHEMES

On the proposal of Cllr Kennedy, seconded by, Cllr Crossan the following motion was adopted:-

"For Donegal County Council to contact the Minister and Department of Social Protection to extend the parameters of the eligibility status of Community Employment Programmes for seasonal workers who are penalised for working a few weeks in the year. By working more than 30 days in 12 months they are unable to participate on these schemes and avail of the benefits these programmes provide. That this motion is sent to all Local Authorities for support."

Cllr Kennedy said that the 30 day barrier was unfair and was preventing people who were anxious to get work of availing of tailored training opportunities. This, she noted, affected many of the Voluntary and Tidy Towns Committees.

CES Schemes, she added were an excellent way of receiving additional training and up skilling and there was clearly a need to review the inclusion criteria.

Cllr Crossan supporting the motion noted the adverse affect of the policy on Voluntary organisations county-wide.

There was no opposition to the motion.

Cllr Kennedy asked that the motion be circulated to all Local Authorities for consideration.

C/151/16 ADJOURNMENT OF MEETING

Cllr Brogan proposed, seconded by Cllr Mc Eniff to adjourn the meeting to 2pm.

C/152/16 REVIEW OF THE POLICY OF THE TENANTS ACTION IN THE EVENT OF THE CO2 ALARMS GOING OFF

On the proposal of Cllr Crawford, seconded by, Cllr McGowan the following motion was adopted:-

"That we discuss the present policy regarding action to be taken by the tenant and the Council in response to a CO2, alarm going off and also to include in the discussion the role of the fire/Rescue Service in the policy and the advice given to those sent by the Council to investigate a report of an alarm having gone off."

Cllr Crawford received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

Cllr Crawford whilst acknowledging the reply said that he was still of the opinion that there was not a well co-ordinated and engineered response to such a serious matter.

He was, he advised also concerned that the Fire Service had no clear policy in place and that there were contact issues where such incidences had taken place.

He enquired as to when the designated information leaflet drawn up by the Fire Service would be available and whether or not there had been contact with the Northern Ireland Fire Service.

Cllr Crawford called for the initiation of a dedicated and co-ordinated policy accompanied by training for all relevant staff involved. He also enquired as to where the responsibility lay for the placement of CO alarms. Concluding he asked that a comprehensive report be made available for the next meeting and that Donegal County Council send out a message in relation to the necessity of all homeowners having a CO alarm installed in their property.

Cllr Mc Gowan supporting the motion called for immediate action in light of the health and safety issues involved.

There was no opposition to the motion.

Mr Joe Peoples, Director Housing, Corporate and Cultural Services in response said that review was ongoing and that a review of the current arrangements would be undertaken by the Housing & Corporate SPC.

C/153/16 DISCUSSION ON WASTE MANAGEMENT INCLUDING PAY BY WEIGHT

On the proposal of Cllr McGowan, seconded by, Cllr O'Domhnaill the following motion was adopted:-

"That this Council discuss the whole issue of Waste Management including pay by weight, three bin strategy and the ongoing dumping along quiet roads and other remote areas."

Cllr McGowan received a response from the Director of Water and Environment Services in relation to the above.

Cllr Mc Gowan said that he was concerned by the lack of knowledge out there and the fact that little time had been taken to get the relevant information out to the general public. The policy he contended, promoted an increase in waste with no mention at all of reduction measures.

He said that the present scheme seemed to work quite well and that there was no need for change. The public, he noted, were on the one hand being encouraged to reduce waste material, yet the system now being advocated encompassed three different types of bins. Concern was expressed also in relation to the fixed service charge which, he contended, created a problem for law abiding civic minded citizens. The issue of information sharing, he stated, needed also to be addressed.

Cllr O' Domhnaill said it was clear that the overall result would be increased costs for the user and would place an onus on already law abiding citizens to prove what they were doing with their waste. Those illegally dumping waste, he said, would not be affected. Increased costs, it was acknowledged, would leave many people with no option but to get rid of their waste in some other manner.

He said that Donegal County Council needed to be proactive and queried whether or not the Council had made a submission during the associated public consultation process.

There was no opposition to the motion.

Mr Michael Mc Garvey, Director Water & Environment alluded to the briefing note circulated with the response and encouraged Members to work with the Executive in order to make full use of the scheme.

There were, he noted many benefits to be accrued from the already significant investment in the scheme by waste collectors in the County.

Cllr Mc Gowan queried the role of Donegal County Council going forward and said it was imperative that the authority did not end up being a bystander in the process.

It was thus unanimously agreed that a workshop in conjunction with the Regional Waste Management Group would be held on Wednesday 15th June, 2016 at 1pm in the County House to discuss the impending changes.

C/154/16

CALL FOR THE SETTING UP OF THE TIDY TOWNS
COMPETITION ON AN MUNICIPAL DISTRICT BASIS IN
DONEGAL

On the proposal of Cllr O'Domhnaill, seconded by, Cllr Bonner the following motion was adopted:-

"Can this Council set up a Tidy Towns Competition based on an Municipal District basis in Donegal as was unanimously agreed by this Council previously but not acted upon."

Cllr O'Domhnaill received a response from the Director of Water and Environment Services in relation to the above.

Cllr O' Domhnaill said that he first introduced this topic in September 2014 and was anxious that there be no further delay in the matter. It was essential; he added that such a competition was initiated and open to all those towns and villages that did not fall within the remit of the Supervalu Tidy Towns Competition.

He asked that an information seminar be held with the various Tidy Towns Groups by early 2017 at the latest.

Cllr Bonner supporting the motion said that a local based competition was essential given the huge efforts made by

communities year in and year out in relation to community clean ups etc.

Mr Michael Mc Garvey, Director Water & Environment said that it was his intention to build on work done previously and that the policy framework for the competition would be developed in conjunction with the Environment and Emergency Services SPC with the aim of presenting it to the plenary Council in early 2017.

Cllr O' Domhnaill welcomed the engagement to date and said he was looking forward to having the competition up and running in 2017.

Cllr Kennedy informed Members that the Ladder Training scheduled to take place on the 20th and 21st June, 2016 would be of benefit to many of the organisations and voluntary groups involved in the tidy towns process.

C/155/16 FUNDING UNDER THE DEVELOPMENT FUND INITIATIVE
Cllr Mac Giolla Easbuig advised that he did not wish to move the motion.

" Ós rud é gur ardaíodh roinnt ceisteanna maidir le coinbhleacht leasa agus sárúithe ar chód iompair na gcomhairleoirí maidir le dáileadh maoinithe faoin Chiste Forbraíochta (DFI) ag cruinnithe de Cheantar Bardais na nGleanntach ar na mallaibh, go socróidh an Chomhairle seo gach plé maidir le dáileadh airgid faoin Chiste Forbraíochta a dhéanamh i bhfóram poiblí seachas laistigh de cheardlanna nach bhfuil aon fhreagracht ag baint leo. Cinnteoidh sé seo go bhfuil muid ag comhlíonadh ár gcuid dualgas i dtaca le trédhearcacht faoi ailt 3.6, 3.7 agus 3.8 den chód iompair fá choinne comhairleoirí.

Whereas, following the raising of issues around conflict of interest and contraventions of the Code of Conduct for Councillors in relation to the allocation of funding under the Development Fund Initiative (DFI) at a recent meeting of the Glenties Municipal District. This Council resolves to conduct all deliberations on the allocation of monies under DFI in public forum and not under the unaccountable workshop format. Thus ensuring that we fully meet our obligations of transparency under sections 3.6, 3.7 and 3.8 of the Code of Conduct for Councillors

C/156/16 CATHAOIRLEACH'S BUSINESS

Votes of Sympathy

A vote of sympathy was proposed to the following:-

- Tessie Coyle, mother of our colleague Eileen Coyle, Corporate Services, Letterkenny.
- Declan O'Kane, brother of our colleague Sharon O'Kane, Library Service, Letterkenny.
- Mary Rodgers, mother of our colleague Frankie Rodgers, Waterworks Inspector, Glenties.
- Sheila Brennan, mother of our colleague Niamh Brennan, Archives Section, Lifford.
- Liam McDaid, father of our retired colleague Bernard McDaid, Housing, Inishowen.
- Hugo Gallagher, father of our colleague, Annette Gallagher, Maureen Doohan, Falcarragh on the death of her brother Brian.
- The family of the late Gerry Flynn.
- The family of the late Fiona Doherty.
- The family of the late Mary Mc Gowan.

Visit of the Prince of Wales and the Duchess of Cornwall

The Cathaoirleach thanked all in Donegal County Council, the Office of Public Works, Sean Mc Loone and his team from Donegal Tourism, Paul Hannigan and the staff of the LYIT, together with Dave Duggan, Divisional Manager, Parks and Wildlife Services for their assistance in making the recent royal visit such a success.

He acknowledged also the warm welcome afforded in Donegal Town and said that the combined effort shown on the day had reflected well in terms of coverage for the County.

Wreath Laying Ceremony – Late Cllr Eddie Fullerton.

Thanks was extended to all in Corporate Services who had made the ceremony possible. The Cathaoirleach thanked Members for attending and said that it was a fitting tribute to late Cllr Fullerton. there would he added an opportunity for a further tribute in late August.

Freedom of the County- Anthony Molloy.

On the proposal of Cllr Brogan, seconded by Cllr Mc Dermott it was resolved that the Freedom of the County be awarded to Anthony Molloy, former Donegal Senior Football Captain in

honour of his outstanding contribution to football in the County and his ongoing work with the Donegal Diaspora. It was agreed to bestow the Freedom of the County on Mr Molloy at a ceremony in the County House, Lifford on Tuesday 7th June, 2016 at 6pm.

Cathaoirleach's Reception.

Cllr Brogan advised that he would be holding a Cathaoirleach's Reception on Tuesday 7th June, 2016 at 2pm to honour Mr Peter Fitzgerald, Managing Director, Radox Ltd. Radox Ltd, he noted, had generated employment for up to 500 people in Donegal and their ongoing commitment to the economic well being of the County was, he added, a positive development going forward.

C/157/16 CASUAL VACANCIES – JOINT POLICING COMMITTEE AND THE ROADS SPC.

Cllr O' Donnell queried the position in relation to Items 4 (a) and 4 (d) and was informed that these would be dealt with at the next scheduled meeting of Council.

C/158/16 CHIEF EXECUTIVE'S MONTHLY MANAGEMENT REPORT

Members considered the report circulated with the agenda, and addendum circulated during the meeting in relation to the above. An update was provided in relation to the following:-

- National Taking in Charge Initiative for Residential Estates (NTICI)
- Donegal County Council Participation in Cross Border Interreg VA Programme.
- Additional National Road Pavement Monies.
- Judicial Review Proceedings – Desmond Shiels v Donegal County Council.

C/159/16 PROVISION OF A BREAKDOWN OF THE EXPECTED NET REVENUE INCREASE FROM EACH FORMER TOWN COUNCIL AREA AS A RESULT OF THE RATES HARMONISATION PROCESS

The following question was submitted by Cllr Murray:-

"Can this Council provide a breakdown of the expected nett revenue increase it will receive from each former Town Council area as a result of the rates harmonisation process?"

Cllr Murray received a response from the Director of Finance and Head of Information Systems and Emergency Services in relation to the above.

C/160/16 POTENTIAL HEALTH IMPLICATIONS ASSOCIATED WITH WEED KILLERS AND HERBICIDES

The following question was submitted by Cllr Murray:-

"Is the Council aware of the potential health implications associated with weed killers and herbicides and will it take measures to ensure that such chemicals are not sprayed in areas which would lead to inhalation by the public and/or give adequate warning to the public of the future spreading of such herbicides?"

Cllr Murray received a response from the Director of Water and Environment Services in relation to the above.

C/161/16 CLARIFICATION ON THE LEASED AND OWNED IDA PROPERTIES VACANT IN THE COUNTY

The following question was submitted by Cllr A Doherty:-

"In County Donegal what number of properties (1) leased and (2) owned by the IDA, are presently vacant, and where are they located?"

Cllr A Doherty received a response from the Director of Community, Enterprise and Planning Services in relation to the above.

C/162/16 TOTAL OF THE LAND BANK HOLDING OF THE IDA

The following question was submitted by Cllr A Doherty:-

"In County Donegal what acreage is the marketable land bank holding of the IDA presently and where is it located?"

Cllr A Doherty received a response from the Director of Community, Enterprise and Planning Services in relation to the above.

C/163/16 TOILET FACILITIES AT BEACHES IN DONEGAL FOR 2016

The following question was submitted by Cllr Kavanagh:-

"How many beaches in the county have a) permanent toilet facilities and b) temporary facilities for the summer months, and are all the temporary facilities now in place for 2016?"

Cllr Kavanagh received a response from the Director of Water and Environment Services in relation to the above.

C/164/16 UPDATE ON THE STATUS OF GWS AND OUR MAINS WATER SITUATION IN THE COUNTY

The following question was submitted by Cllr McGarvey:-

"Can I have an update on the status of the GWS in our County and also our Mains Water situation?"

Cllr McGarvey received a response from the Director of Water and Environment Services in relation to the above.

C/165/16 POTENTIAL VISIT FROM THE OPW IN THE AFTERMATH OF THE FLOODING IN THE COUNTY

The following question was submitted by Cllr Kavanagh:-

"Is there any planned visit from the OPW in the aftermath of the flooding events in the County and specifically are there any plans in place for remedial works in the areas most badly affected so as to protect the land and buildings from future flooding?"

Cllr Kavanagh received a response from the Director of Roads and Transportation Services in relation to the above.

C/166/16 CONTACT WITH THE OIREACHTAS AND EUROPEAN PARLIAMENT REPRESENTATIVES FROM THE COUNTY TO ATTEND A COUNCIL MEETING

The following question was submitted by Cllr McGarvey:-

"Is there any contact with elected Senators, T.Ds, Ministers and MEPs to attend a Council Meeting and when?"

Cllr McGarvey received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

C/167/16 COLLATION AND THE PROVISION TO ELECTED MEMBERS OF ALL TENDER DOCUMENTATION IN

RESPECT OF WTP LETTERKENNY AND STC DBO
AWARDED TO SEVERN TRENT RESPONSE

The following question was submitted by Cllr Campbell:-

"Can all tender documentation in relation to the Letterkenny WTP & STC DBO Contract awarded to Severn Trent Response be collated and made available for review by elected members?"

Cllr Campbell received a response from the Director of Water and Environment Services in relation to the above.

C/168/16 CLARIFICATION ON DEPARTMENT OF THE
ENVIRONMENT GUIDANCE IN TENDERING PROCESS OF
THE WTP LKY AND STC DBO AWARDED TO SEVERN
TRENT RESPONSE TO ENSURE THAT EMPLOYEES OF
CONTRACTING COMPANIES WOULD HAVE INDUSTRY
COMPARABLE TERMS AND CONDITIONS OF
EMPLOYMENT

The following question was submitted by Cllr Campbell:-

"In relation to the Letterkenny WTP & STC DBO Contract awarded to Severn Trent Response. What guidance was provided by the Department of Environment during the tendering process to ensure that employees of contracting companies would have industry comparable terms and conditions of employment?"

Cllr Campbell received a response from the Director of Water and Environment Services in relation to the above.

C/169/16 POLICY DETAILS ON THE REHOMING OF DOGS AT THE
DONEGAL DOG POUND

The following question was submitted by Cllr Kennedy:-

"Could I please have details of the re-homing policies at the Donegal Dog Pound, who enforces the policies operating at the Donegal Pound including dogs belonging to a restricted breed?"

Cllr Kennedy received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

C/170/16 DETAILS ON THE NUMBERS OF DOGS THAT ENTERED
THE POUND WHERE REHOMED OR REUNITED WITH
OWNERS AND TRANSFERRED TO RESUCE GROUPS

The following question was submitted by Cllr Kennedy:-

"How many dogs entered the pound last year and how many were re-homed, reunited with owners and transferred to rescue groups?"

Cllr Kennedy received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

C/171/16 DETAILS ON THE NUMBER OF CLAIMS MADE TO DCC IN 2014 AND 2015 IN RELATION TO POOR ROAD AND POOR FOOTPATH CONDITIONS

The following question was submitted by Cllr Crawford:-

"How many claims have been made Against DCC in years 2014 and 2015 in relation to poor road and or poor footpath conditions?"

Cllr Crawford received a response from the Director of Roads and Transportation Services in relation to the above.

C/172/16 BREAKDOWN OF THE VARIOUS ROAD TYPES BY MUNICIPAL DISTRICT IN GRAPH FORM COMPARING HOW ROADS ARE FUNDED

The following question was submitted by Cllr McGowan:-

"Can a break down of the various road types be presented by Municipal Area in a graph form so as to compare and demonstrate how roads are funded across the County regardless if they are quiet class three roads or very busy local primary roads with hundreds of passengers, farming and other important industry vehicles travelling every day, these graphs and figures are available and should help convince Councillors of the need to allocate additional roads funds to the East Donegal area which has much busier roads causing unacceptable road surface conditions."

Cllr McGowan received a response from the Director of Roads and Transportation Services in relation to the above.

C/173/16 REQUEST FOR COPY OF THE PRESENTATION/INFORMATION TO BE SENT TO THE DEPARTMENT REQUESTING PERMISSION TO UPGRADE TO REGIONAL ROAD STATUS THE BALLYBOFEY TO CROSSROADS VILLAGE TO CLADY ROAD L3044 AND CASTLEFIN TO CONVOY TO LETTERKENNY ROAD

The following question was submitted by Cllr McGowan:-

"Please can I have a copy of the presentation/information to be sent to the Dept requesting permission to upgrade to regional road status the Ballybofey to Crossroads Village to Clady road L3044 and Castlefin to Convoy to Letterkenny Road?"

Cllr McGowan received a response from the Director of Roads and Transportation Services in relation to the above.

C/174/16 PROVISION OF DETAILS OF ALL ALLOCATIONS MADE UNDER DFI/SDF OVER THE PRESENT AND PREVIOUS COUNCIL TERMS

The following question was submitted by Cllr Mac Giolla Easbuig:-

"Buíoch daoibh ach mionsonraí a chur ar fáil faoi gach leithdháileadh a rinneadh faoi DFI/SDF le linn saolré na Comhairle seo, agus na Comhairle roimhe seo"

"Please provide details of all allocations made under DFI/SDF over the present and previous Council terms?"

Cllr MacGiolla Easbuig received a response from the Director of Community, Enterprise and Planning Services in relation to the above.

C/175/16 STAFF NUMBERS FOR EACH OFFICE OF DONEGAL COUNTY COUNCIL ON A MUNICIPAL DISTRICT BASIS

The following question was submitted by Cllr O'Domhnaill:-

"Can this Council please provide me with staff numbers for each office of Donegal County Council on a Municipal District basis?"

Cllr O'Domhnaill received a response from the Director of Housing, Corporate and Cultural Services in relation to the above.

C/176/16 IMPLEMENTATION OF TAKEOVER OF ROADS POLICY BY DONEGAL COUNTY COUNCIL

The following question was submitted by Cllr O'Domhnaill:-

"Can this Council please allow for the "Takeover of Roads Policy" be implemented and commit to having this matter on the Council

agenda before the end of 2016 so as to accommodate the takeover of non-county roads?"

Cllr O'Domhnaill received a response from the Director of Roads and Transportation in relation to the above.

C/177/16 BREAKDOWN OF THE SPENDING ON ROADS IN THE COUNTY FROM 2009 TO THE PRESENT

The following question was submitted by Cllr MacGiolla Easbuig:-

Buíoch dá dtabharfadh sibh dom briseadh síos ar an chaiteachas a rinneadh ar bhóithre sa chontae, i bhformáid tháblach, do na blianta 2009 go dtí anois, ag tabhairt eolais faoi na cinnteidil éagsúla faoinar caitheadh an t-airgead (ie cóiriú dromchla, Scéim Feabhsúcháin Áitiúil, réigiúnach, náisiúnta etc) agus ag sonrú cén céatadán de na hoibreacha a rinne conraitheoirí príobháideacha in achan cheann de na catagóirí sin.

Please provide a breakdown of spending on roads in the County in tabular format for the years 2009 to present, specifying the various headings under which it was spent (ie surface dressing, LIS, regional, national, etc) and identifying under each category the percentage of works completed by private contractors.

Cllr MacGiolla Easbuig received a response from the Director of Roads and Transportation relation to the above.

C/178/16 MOTIONS FROM OTHER COUNCILS/BODIES

The following motions from other Councils were noted:-

TIPPERARY COUNTY COUNCIL

"That, having regard to the very significant dissatisfaction and sense of disenfranchisement by the electorate arising from the recent re-drawing of Dail constituency boundaries involving the transfer of 24 electoral divisions with a population of 10,953 persons from Tipperary to the Offlay constituency, we the Members of Tipperary County Council request the Chief Executive;

3. To write to the Minister for Environment, Community and Local Government outlining the extent of dissatisfaction and the adverse impact on the electorate of the division of the county for the purpose of elections to Dail Eireann and request that he introduce measures, including if necessary legislative measures,

to ensure the primacy of county boundaries in the delineation of Dail constituency boundaries and;

4. To prepare a written submission for consideration by the Members of Tipperary County Council to be made to the next Constituency Commission and following its call for written submissions.

LAOIS COUNTY COUNCIL

“That this Council request Tesco to extend the deadline for the redundancy proposal to allow the matter be dealt with by the Workplace Relation Committee.”

OFFALY COUNTY COUNCIL

“I call on the incoming Minister for Social Protection to reverse the harsh cuts made to One Parent Family payments by the previous Administration.”

OFFALY COUNTY COUNCIL

“I call on the incoming Minister with responsibility for Housing to review the criteria with regard to eligibility to qualify for Local Authority Housing or Rent Assistance and to revise the Rent Allowances Allocations as a first step in dealing with our current housing crisis.”

SLIGO COUNTY COUNCIL

“Call on the Department of Health and the Minister for Health to consider the introduction of a sugar awareness day as part of a national health promotion campaign to inform the public of the high sugar content in many processed foods and the possible negative health effects of a high sugar diet.”

WATERFORD CITY AND COUNTY COUNCIL

“That this Council calls on the Department of Social Protection to increase its range of interaction with the Post Office Network instead of decreasing it to ensure its survival, especially in rural areas.”

CARLOW COUNTY COUNCIL

“That Carlow County Council calls on the Minister for the Environment, Community and Local Government to amend the terms of qualification for the new Tenant Purchase Scheme so that people on social welfare are not excluded for inclusion on same.”

LEITRIM COUNTY COUNCIL

“I am calling on all Local Authority Members here and across Ireland to contact their relatives and friends in the UK, to urge the Electorate there to vote that the UK remain part of the European Union, as a Brexit would have a detrimental effect on the Irish Economy and in particular the Agricultural Industry”.

BALLINA MUNICIPAL DISTRICT

“That Ballina Municipal District calls on the new government to introduce legislation to give to Municipal Districts the same powers as were held by former Town Councils including the power to strike a rate for each district, that this motion is circulated to all County Councils for their support.”

OFFALY COUNTY COUNCIL

“That Offaly County Council calls on the Minister for Justice to review the whole area of the Free Legal Aid System, i.e. persons income and how many times a person avails of the service and it found guilty to pay back the state part or all of the expense incurred from their income.”

This concluded the business of the meeting.

