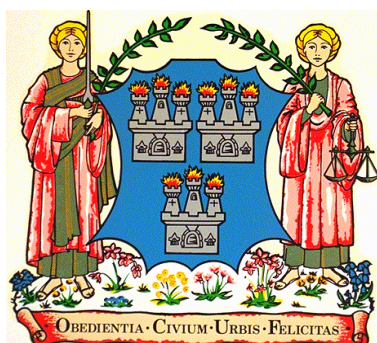


COMHAIRLE CATHRACH BHAILE ÁTHA CLIATH



Miontuairiscí Chruinniú Míósúil a tionóladh ar **3 Deireadh Fómhair** 2016 i Seomra na Comhairle, Halla na Cathrach, Cnoc Chorcaí ag 6.15 i.n.  
I láthair an tÁrdmhéara Brendan Carr sa chathaoir

**Comhairleoir:**

Chris Andrews  
Kieran Binchy  
Janice Boylan  
Tom Brabazon  
Christy Burke  
Claire Byrne  
Cathleen Carney Boud  
Aine Clancy  
Anthony Connaghan  
David Costello  
Patrick Costello  
Ciáran Cuffe  
Hazel De Nortúin  
Daithí De Róiste  
Daithí Doolan  
Pat Dunne  
Gaye Fagan  
Anne Feeney  
Declan Flanagan  
Mannix Flynn

**Comhairleoir:**

Mary Freehill  
Gary Gannon  
Alison Gilliland  
Paul Hand  
Deirdre Heney  
Jane Horgan-Jones  
Vincent Jackson  
Andrew Keegan  
Teresa Keegan  
Greg Kelly  
Frank Kennedy  
Dermot Lacey  
John Lyons  
Mícheál Mac Donncha  
Tina MacVeigh  
Ray McAdam  
Paul McAuliffe  
Paddy McCartan  
Ruairí McGinley  
Séamas McGrattan

**Comhairleoir:**

Ray McHugh  
Sean Paul Mahon  
Edel Moran  
Andrew Montague  
Michael Mullooly  
Rebecca Moynihan  
Emma Murphy  
Críona Ní Dhálaigh  
Michael O'Brien  
Claire O'Connor  
Damian O'Farrell  
Ciáran O'Moore  
Naoise Ó Muirí  
Larry O'Toole  
Cieran Perry  
Noeleen Reilly  
Nial Ring  
Éilis Ryan  
Norma Sammon  
Paddy Smyth  
Sonya Stapleton

**Oifigigh**

Owen Keegan  
Brendan Kenny  
Kathy Quinn  
Declan Wallace

John Flanagan  
Carol McEntee  
Jim Keogan  
Oonagh Casey

Deirdre Ni Rhallaigh  
Mary Pyne  
David Moore  
Bernadette Flood

1. The Lord Mayor opened the meeting by thanking Mr Gavin Poole, CFRAMS Manager, OPW, Eastern Region, Ms Grace Glasgow, RPS Director, OPW and Mr Gerry O'Connell, Engineer in Charge, Environment and Transportation - Surface Water and Flood Management Services for their presentation in advance of the meeting on the Draft Flood Risk Management Plans for Dublin.

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He then extended congratulations to the Dublin Senior Football Team and Management on Saturday's win in the All-Ireland Football Final. The Ladies Football Team was also congratulated on their achievements. The City Council then approved a request which had already been agreed at the Protocol Committee meeting held 29<sup>th</sup> September, 2016 for the attendance of Councillor M. Flynn at the 19th Annual Conference of the Association for Criminal Justice Research and Development on the theme of "Cybercrime". On Friday, 7th October, 2016 in the Spencer Hotel, Excise Walk, IFSC, Dublin 1.

2. Ceisteanna fé Bhuan Ordú Úimhir 16 -- It was moved by Councillor R. McAdam and seconded by Councillor V. Jackson "That Dublin City Council approves the Dublin Chief Executive answering the questions lodged". The motion having been put and carried, written answers to the 129 questions lodged for the City Council meeting were issued. The Questions and Answers are set out in **Appendix A** attached.
3. The minutes of the Meeting of the City Council held on the 5<sup>th</sup> September 2016 having been printed, certified by the Meetings Administrator, circulated to the Members and taken as read, were signed by the Lord Mayor.
4. Submitted Report No 272/2016 of the Head of Finance (*K. Quinn*) – Monthly Local Fund Statement. It was proposed by Councillor R. McGinley and seconded by Councillor C. Burke "That Dublin City Council notes the contents of Report No 272/2016". The motion was put and carried.
5. Submitted Report No 295/2016 of the Chief Executive (*O. Keegan*) - With Reference to Temporary Overdraft Accommodation on Capital and Revenue Accounts for the period 1st January to 31st December 2017. It was proposed by Councillor R. McGinley and seconded by Councillor D. Flanagan "That Dublin City Council notes the contents of Report No 295/2016 and hereby approves the borrowing requirement as set out therein, subject to the sanction of the Minister for the Environment, Community and Local Government" The motion was put and carried.
6. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No 270/2016: Proposal for the demolition of the remaining four flat blocks at Croke Villas known as numbers 1-21; 22-42; 43-63 and 64-79 Croke Villas, Dublin 3. It was moved by Councillor R. McAdam and seconded by Councillor D. Flanagan "That Dublin City Council notes Report No 270/2016 and hereby approves the contents therein". The motion was put and carried.
7. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No. 274/2016: Proposal for development works at the public footpath/parking bay on the western side of Shelbourne Road, Dublin 4, adjacent to the pedestrian entrance of 35-39 Shelbourne Road, Dublin 4. The City Council agreed to defer consideration of this report to the next monthly meeting to be held on the 7<sup>th</sup> November 2016 to allow time for further consultation with Councillors.
8. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 :

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Report No. 275/2016: Proposal for development works at the public footpath/parking bay on the north east side of Charlemont Street, adjacent to the entrance of 65 & 66 Charlemont Street, Dublin 2. The City Council agreed to defer consideration of this report to the next monthly meeting to be held on the 7<sup>th</sup> November 2016 to allow time for further consultation with Councillors.

9. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No. 276/2016: Proposal for development works at the public footpath on the south west side of Donnybrook Road at Donnybrook Mall, adjacent to the vehicular entrance to Donnybrook Fire Station, 19-23 Main Street and Eddie Rocket's Diner at the Mall, Donnybrook Road, Dublin 4. The City Council agreed to defer consideration of this report to the next monthly meeting to be held on the 7<sup>th</sup> November 2016 to allow time for further consultation with Councillors.
10. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No. 277/2016: Proposal for development works on the traffic island located at the junction of Pembroke Road and Herbert Park and bounded by Pembroke Road, Herbert Park and Elgin Road at Ballsbridge, Dublin 4. The City Council agreed to defer consideration of this report to the next monthly meeting to be held on the 7<sup>th</sup> November 2016 to allow time for further consultation with Councillors.
11. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No. 287/2016: Proposal for development works at the rear of Rutland Fountain, Merrion Square West, Merrion Square, Dublin 2 (a protected structure). It was moved by Councillor R. McGinley and seconded by Councillor D. Flanagan "That Dublin City Council notes Report No 287/2016 and hereby approves the contents therein". The motion was put and carried.
12. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No 293/2016: Proposal for development works for the amalgamation of 12 no. bedsit units at Richmond Road, known as numbers 60A to 60F and 62A to 62F Richmond Road, Dublin 3 into 6 no. 1-bed apartments. It was moved by Councillor D. Flanagan and seconded by Councillor N Ó Muirí "That Dublin City Council notes Report No 293/2016 and hereby approves the contents therein ". The motion was put and carried.
13. Submitted Report of the Chief Executive, in compliance with Section 138 of the Local Government Act 2001 informing the Council of works which are about to commence and in compliance with the Planning and Development Regulations 2001, Part 8 : Report No. 294/2016: Proposal for development works at Kevin Street Library, 18 Lower Kevin Street, Dublin 8. It was moved by Councillor R. McGinley and seconded by Councillor A. Clancy "That Dublin City Council notes Report No 294/2016 and hereby approves the contents therein". The motion was put and carried.

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14. To fill vacancies on the following committees:
- (a) Protocol Committee. following the resignation of Councillor Paul McAuliffe - 1 vacancy - It was proposed by Councillor P McAuliffe and seconded by Councillor T. Brabazon "That Councillor Michael Mullooly be appointed as a member to the Protocol Committee" The motion was put and carried.
  - (b) Dublin North East Regional Health Forum, following the resignation of Councillor Ray McAdam – 1 vacancy – the City Council agreed to defer the filling of this vacancy to their next monthly meeting
  - (c) Planning and Property Development Strategic Policy Committee – following the resignation of Councillor Críona Ní Dhálaigh – 1 vacancy - It was proposed by Councillor S. McGrattan and seconded by Councillor J. Boylan "That Councillor Gaye Fagan be appointed as a member to the Planning and Property Development Strategic Policy Committee" The motion was put and carried.
15. Submitted Report No 265/2016 of the Chief Executive (*O. Keegan*) – Monthly Management Report. It was proposed by Councillor A Connaghan and seconded by Councillor V Jackson "That Dublin City Council notes the contents of Report No 265/2016". The motion was put and carried.
16. Submitted Report No 271/2016 of the Executive Manager (*A. Flynn*) – Housing Supply Update. It was proposed by Councillor V. Jackson and seconded by Councillor D. Doolan "That Dublin City Council notes the contents of Report No 271/2016". The motion was put and carried. The city Council further agreed that any queries arising from this report on a monthly basis would be emailed in to the Housing Department.
17. Submitted Report No. 273/2016 of the Executive Manager (*D. Dinnigan*) - Proposal to declare the roads and footpaths at Newtown Court Way, Dublin 17 (access road to Newtown Court) to be public roads. It was proposed by Councillor A. Gilliland and seconded by Councillor D. Flanagan "It is hereby resolved that we, the Lord Mayor and members of Dublin City Council, being the Road Authority for the City of Dublin declare the roads and footpaths at Newtown Court Way, Dublin 17 (access road to Newtown Court) to be public roads and footpaths as shown on Drawing R.M.25089A, in accordance with Section 11 of the Roads Act 1993." The motion was put and carried.
18. Submitted Report No. 284/2016 Executive Manager (*D. Dinnigan*) – Proposal to extinguish Public Right of Way over 2 footpaths at Belcamp Avenue, Moatview Gardens and Moatview Avenue, Darndale, Dublin 17. It was moved by Councillor D Flanagan and seconded by Councillor L O'Toole "That We, the Lord Mayor and Members of Dublin City Council, being the Roads Authority for the City of Dublin and being of the opinion that the Public Right of Way over 2 footpaths at Belcamp Avenue, Moatview Gardens and Moatview Avenue, Darndale, Dublin 17, as shown on the attached Drawing No R.M. 36601, is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993" The motion was put and carried.

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19. Submitted Report No 285/2016 of the Executive Manager (*C. Reilly*) – With reference to the disposal of the Fee Simple Interest under the Landlord and Tenant (Ground Rents) (No. 2) Act, 1978 in 17 premises. It was proposed by Councillor R, McGinley and seconded by Councillor C. Burke “That Dublin City Council notes the contents of Report No 285/2016 and assents to the proposal outlined therein” The motion was put and carried.
20. Submitted Report No 278/2016 of the Executive Manager (*P. Clegg*) – with further reference to the proposed disposal of the Council’s fee simple interest in the former strip of land adjoining No. 35 Crestfield Drive, Dublin 9. It was proposed by Councillor N, Reilly and seconded by Councillor S, McGrattan “That Dublin City Council notes the contents of Report No 278/2016 and assents to the proposal outlined therein” The motion was put and carried.
21. Submitted Report No 279/2016 of the Executive Manager (*P. Clegg*) – with further reference to the proposed disposal of the Council’s fee simple interest in the premises now known as No. 137 North Circular Road, Dublin 7. It was proposed by Councillor R, McGinley and seconded by Councillor R, McAdam “That Dublin City Council notes the contents of Report No 279/2016 and assents to the proposal outlined therein” The motion was put and carried.
22. Submitted Report No 280/2016 of the Executive Manager (*P. Clegg*) – with further reference to the proposed disposal of Dublin City Council’s fee simple interest in plot of ground at St Esra Close, Killester Avenue, Dublin 5. It was proposed by Councillor V. Jackson and seconded by Councillor C. O’Moore “That Dublin City Council notes the contents of Report No 280/2016 and assents to the proposal outlined therein” The motion was put and carried.
23. Submitted Report No 281/2016 of the Executive Manager (*P. Clegg*) – with further reference to the disposal of the common areas in a multi-use development at New Priory (former Priory Hall) Hole in the Wall Road, Donaghmede, Dublin 13. It was proposed by Councillor R. McGinley and seconded by Councillor M. Mac Donncha “That Dublin City Council notes the contents of Report No 281/2016 and assents to the proposal outlined therein” The motion was put and carried.
24. Submitted Report No 282/2016 of the Executive Manager (*P. Clegg*) – with further reference to the proposed grant of a licence in No. 1 Longdale Terrace, Ballymun, Dublin 9. It was proposed by Councillor P McAuliffe and seconded by Councillor N Reilly “That Dublin City Council notes the contents of Report No 282/2016 and assents to the proposal outlined therein” The motion was put and carried.
25. Submitted Report No 283/2016 of the Executive Manager (*P. Clegg*) – with further reference to the proposed disposal of a former water site, Rafters Lane, Drimnagh, Dublin 12. It was proposed by Councillor V Jackson and seconded by Councillor R. McGinley “That Dublin City Council notes the contents of Report No 283/2016 and assents to the proposal outlined therein” The motion was put and carried.
26. Submitted Report No. 269/2016 of the Chairperson of the Finance Strategic Policy Committee – Breviate of meeting held 15<sup>th</sup> September, 2016 - *Councillor Ruairi McGinley*. It was proposed by Councillor R, McGinley and seconded by Councillor N. Ring “That Dublin City Council notes the contents of Report No 269/2016”. The motion was put and carried.

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27. Submitted Report No. 288/2016 of the Arts, Culture, and Recreation Strategic Policy Committee – Breviate of meeting held on 12th September 2016 - *Councillor Rebecca Moynihan, Chairperson*. It was proposed by Councillor R. Moynihan and seconded by Councillor A. Clancy “That Dublin City Council notes the contents of Report No 288/2016”. The motion was put and carried.
28. Submitted Report No. 289/2016 of the Environment Strategic Policy Committee – Breviate of meeting held 29<sup>th</sup> June 2016 – *Councillor Naoise Ó Muirí, Chairperson*. It was proposed by Councillor N. Ó Muirí and seconded by Councillor D. Flanagan “That Dublin City Council notes the contents of Report No 289/2016”. The motion was put and carried.
29. Submitted Report No 290/2016 of the North West Area Committee – Breviate for the month of September 2016 – *Councillor Noeleen Reilly, Chairperson*. It was proposed by Councillor C. Carney-Boud and seconded by Councillor A. Connaghan “That Dublin City Council notes the contents of Report No 290/2016”. The motion was put and carried.
30. Submitted Report No 291/2016 of the North Central Area Committee – Breviate for the month of September 2016 – *Councillor Ciarán O’Moore, Chairperson*. It was proposed by Councillor M. Mac Donncha and seconded by Councillor C O’Moore “That Dublin City Council notes the contents of Report No 291/2016”. The motion was put and carried.
31. Submitted Report No 292/2016 of the Central Area Committee – Breviate for the month of September 2016 – *Councillor Ray McAdam, Vice-Chairperson*. It was proposed by Councillor C. Burke and seconded by Councillor C. Ní Dhalaigh “That Dublin City Council notes the contents of Report No 292/2016”. The motion was put and carried. The Chief Executive agreed to compile a report for Members on the proposed closure of Eden Quay.
32. Submitted Report No. 266/2016 of the South East Area Committee – Breviate for the month of September 2016 – *Councillor Paddy McCartan, Chairperson*. It was proposed by Councillor R. McGinley and seconded by Councillor M. Freehill “That Dublin City Council notes the contents of Report No 266/2016”. The motion was put and carried.
33. Submitted Report No 296/2016 of the South Central Area Committee – Breviate for the month of September 2016 – *Councillor Paul Hand, Chairperson*. It was proposed by Councillor V. Jackson and seconded by Councillor P. Hand I “That Dublin City Council notes the contents of Report No 296/2016”. The motion was put and carried.
34. Submitted Report No. 268/2016 of the South East Area Joint Policing Sub-committee – Breviate of meeting held on the 22<sup>nd</sup> September 2016 – *Councillor Mannix Flynn, Chairperson*. It was proposed by Councillor M. Flynn and seconded by Councillor S. McGrattan “That Dublin City Council notes the contents of Report No 268/2016”. The motion was put and carried.
35. Submitted Report No. 267/2016 of the North West Area Joint Policing Sub-committee – Breviate of the meeting held on 12<sup>th</sup> September 2016 – *Councillor Seamus McGrattan, Chairperson*. It was proposed by Councillor A. Clancy and seconded by

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Councillor S. McGrattan "That Dublin City Council notes the contents of Report No 267/2016". The motion was put and carried.

36. Submitted Report No. 286/2016 of the Protocol Committee – Breviate of the meeting held on 1<sup>st</sup> September 2016 – *Councillor Dermot Lacey, Chairperson*. It was proposed by Councillor D. Lacey and seconded by Councillor A. Clancy "That Dublin City Council approves Report No 286/2016". The motion was put and carried.
37. **TOPICAL ISSUE** – "Shopping Facilities on the Northside". Following discussion, it was agreed to refer this topic to the Economic Development SPC,
38. Emergency Motions – the City Council suspended Standing Orders to agree the following Emergency Motions without debate.

Name	Motion
<p><b>No. 1.</b>  <b>Councillors Damian O'Farrell, Dermot Lacey, Tom Brabazon, John Lyons and Cieran Perry</b></p>	<p>That this Council requests that an emergency meeting of the Arts &amp; Cultural SPC is held immediately and before the awarding of an estimated €5.5 million, 4 year Landscape &amp; Grass Maintenance Contract. The emergency meeting is necessary in order that the SPC's stated function in the strategic monitoring of local authority services including the identification of issues to be addressed is allowed to be carried out. Furthermore an SPC's role includes an input into the development of Service Delivery Plans for individual services which would include standards and performance indicators and again this needs to be allowed to be carried out. Members of this SPC were not made aware of this contract. Recommendations and / or issues identified to be addressed (if any are necessary) emanating from the aforementioned meeting are to be included in the aforementioned contract before it's awarded.</p>
<p><b>No. 2.</b>  <b>Councillor Daithí Doolan, Janice Boylan and Noeleen Reilly</b></p>	<p>Dublin City Council is deeply concerned at the sale by CIE of public land at the Point Village &amp; Connolly Station. We call on Minister Coveney to make the necessary funds available to allow Dublin City Council purchase the land and develop it for housing.</p>

Councillor O'Farrell amended Emergency Motion No 1 above to replace the words 'the Arts & Cultural SPC' with 'councillors. The Chief Executive agreed that a meeting of Councillors from the Arts Cultural & Recreations SPC would be convened to discuss this issue.

39. It was proposed by Councillor P. Hand and seconded by Councillor C. Perry "That Dublin City Council condemns and opposes the ongoing use of Shannon Airport by the US military. This continued use has a harmful effect on Ireland's reputation as a non-aligned and neutral nation. Furthermore, this Council condemns the treatment of peaceful protesters, such as Dave Donnellan and Colm Roddy, supports their actions and their treatment is in stark contrast with the treatment and welcome received by

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Donald Trump, US military forces stopping over in Shannon as well as multi-national corporations and is unacceptable in a neutral Republic". The motion was put and carried.

40. Deputy Lord Mayor Rebecca Moynihan replaced the Lord Mayor in the chair from 7.52pm to 8.25pm
41. It was proposed by Councillor C. Andrews and seconded by Councillor C. Burke "That given the Housing Emergency and the need to secure sites for Modular Housing that this Council calls on the Minister for Communications and the RTE Authority to make available an area on their vast land holding for Modular Housing and in so doing make a tangible commitment to resolving the Housing crisis" an amendment to this motion was put forward by Councillor M O'Brien, J Lyons, T MacVeigh and H.De Nortúin as follows :- delete the word 'Modular' – the amended motion was put to a vote and carried.
42. It was proposed by Councillor John Lyons and seconded by Councillor "This City Council believes that the Public-Private Partnership (PPP) plan for the council-owned lands on the Oscar Traynor Rd/Coolock Lane, Dublin 17, known as the Housing Land Initiative, is now out of date and wholly inadequate in light of the worsening housing and homelessness crisis and calls on City Council officials to commence a new phase of consultation with the North Central Area Committee, local resident and housing representatives, local schools, particularly Gaelscoil Colmchille, the City Council's Housing and Planning SPCs and other stakeholders, with the objective of retaining the lands in public ownership, securing finance through the Housing Finance Agency and/or the Department of Housing, Planning, Community and Local Government to develop the site in a sustainable, integrated way, and providing social and affordable homes to the many thousands of families, couples and single people in need of long-term secure and affordable accommodation in Dublin City"

This motion had been submitted to the North Central Area Committee previously but the City Council suspended Standing Orders to allow a debate on it. The Motion was put to a vote and defeated.

43. It was proposed by Councillor M. O'Brien "That Dublin City Council deplores the fact:
- that the Sunday Independent newspaper came into possession of confidential information pertaining to a homeless housing applicant
  - that this information was then used in a distorted fashion by that newspaper to damage that applicant's standing as a campaigner around the issue of the housing and homelessness crisis resulting in great personal distress
  - that a number of current and former public representatives and political activists then shared this article on social media in an effort to compound the damage to the housing applicant
- Furthermore that Dublin City Council
- Acknowledges that the Housing Assistance Payment scheme carries with it particular disadvantages for housing applicants seeking ultimately to be housed by the council and therefore declining accommodation under the Housing Assistance Payment scheme is neither uncommon nor unreasonable
- Dublin City Council therefore calls for
- A statement from the Chief Executive regarding the circumstances of the information leak



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- The amendment of the Housing Assistance Payment scheme so that social housing applicants who take it up are not removed from the allocations list and can progress on that list as normal until they are housed by the council so that they do not face the dilemma that currently exists when encouraged by Dublin City Council Homeless Services to partake in that scheme.

As this motion was still under discussion at the end of the meeting, it will be carried forward to the next monthly meeting of the City Council.

The meeting concluded at 9.30pm in accordance with Standing Orders and all items remaining on the Agenda were deferred to the next meeting of the City Council to be held on the 7<sup>th</sup> November 2016.

**Correct.**

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**LORD MAYOR**

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**MEETINGS ADMINISTRATOR**