MINUTES OF THE ORDINARY MEETING OF WICKLOW COUNTY COUNCIL HELD IN THE COUNCIL CHAMBER, COUNTY BUILDINGS, WICKLOW ON MONDAY 4th SEPTEMBER 2017, COMMENCING 2PM

PRESENT:

COUNCILLOR E.TIMMINS, CATHAOIRLEACH

COUNCILLORS T. ANNESLEY, J. BEHAN, V. BLAKE, S. BOURKE, S. CULLEN, P. DORAN, G. DUNNE, P. FITZGERALD, T. FORTUNE, C. FOX, M. KAVANAGH, P. KENNEDY, N. LAWLESS, S. MATTHEWS, M. MCDONALD, G. MCLOUGHLIN, D. MITCHELL, M. MURPHY, O. O'BRIEN, M. O'CONNOR, G. O'NEILL, J. RYAN, J. SNELL, B. THORNHILL, P. VANCE, J. WHITMORE AND I. WINTERS.

APOLOGIES:

COUNCILLORS: T. CULLEN, D. NOLAN, J. RUTTLE AND G. WALSH.

IN ATTENDANCE:

MR. D. O'BRIEN, DEPUTY CHIEF EXECUTIVE

MR. S. QUIRKE, DIRECTOR OF SERVICES

MR. J. LANE, DIRECTOR OF SERVICES

MR. T MURPHY, DIRECTOR OF SERVICES

MR. M. NICHOLSON, DIRECTOR OF SERVICES

MR. M. GEANEY, A/DIRECTOR OF SERVICES

MR. B. GLEESON, HEAD OF FINANCE

MS. B. KILKENNY, SENIOR ENGINEER

MR. M. FLYNN, SENIOR ENGINEER

MS. S. WALSH, SENIOR PLANNER

MS. L. GALLAGHER, SENIOR EXECUTIVE OFFICER/ MEETINGS ADMINISTRATOR

MS. H. DENNEHY, SENIOR EXECUTIVE OFFICER

MS. T. O'BRIEN, ADMINISTRATIVE OFFICER

MR. D. O'BRIEN, EXECUTIVE ENGINEER

MR. D. FORDE, DISTRICT ADMINISTRATOR

MS. L. EARLS, ADMINISTRATIVE OFFICER

MR. D. PORTER, ADMINISTRATIVE OFFICER

MS. M. HALVEY, ADMINISTRATIVE OFFICER

Votes of Sympathy

Elected Members passed a vote of sympathy Mrs. Kiara Kavanagh and her family on the untimely passing of her husband Mr. Conal Kavanagh, former Wicklow County Councillor and Wicklow Town Councillor. The elected members remembered Conal for his huge contribution to public life, both locally and nationally, and for his wonderful personality and good humour. They expressed sadness and shock at Conal's untimely passing. The elected members also passed a vote of sympathy to Cllr. Brendan Thornhill on the recent passing of his mother Mrs. Alice Thornhill and to the family of Mr. Joe Forristal, Former Wicklow County Council County Engineer.

Votes of Congratulations

Elected Members passed a vote of congratulations to St. Patrick's Junior ladies football team on winning the Ladies Junior Final Competition and to the Tinahely Ladies football team who won both the immediate and senior ladies football competitions.

Suspension of Standing Orders

- 1. Cllr. S. Bourke requested a Suspension of Standing Orders to discuss the condition of the local roads at Annacurra to Ballinglen.
- 2. Cllr. N. Lawless requested a Suspension of Standing Orders to discuss the provision of an GP Out of Hours Service for North Wicklow, based at Loughlinstown Hospital.
- 3. Cllr. J. Whitmore requested a Suspension of Standing Orders to discuss the recently issued fire safety report, and in particularly the fire safety issues with the Gaelscoil at Greystones.

It was agreed to discuss these issues at 4.30 p.m.

ITEM NO 1

To confirm and sign minutes of Ordinary meeting of Wicklow County Council held on Monday 12th June, 2017.

It was proposed by Cllr. P. Fitzgerald seconded by Cllr. G. O Loughlin and agreed to confirm and sign minutes of Ordinary meeting of Wicklow County Council held on Monday 12th June, 2017.

ITEM NO 2

To confirm and sign minutes of Annual meeting of Wicklow County Council held on Monday 19th June, 2017.

It was proposed by Cllr. J. Ryan, seconded by Cllr. I. Winters and agreed to confirm and sign minutes of Annual meeting of Wicklow County Council held on Monday 19th June, 2017.

ITEM NO. 3

To confirm and sign minutes of Ordinary meeting of Wicklow County Council held on Monday 3rd July, 2017

It was proposed by Cllr. P. Fitzgerald, seconded by Cllr. M. Kavanagh and agreed to confirm and sign minutes of Ordinary meeting of Wicklow County Council held on Monday 3rd July, 2017.

ITEM NO 4.

To confirm and sign minutes of Special meeting of Wicklow County Council held on Monday 24th July, 2017.

It was proposed by Cllr. J. Snell, seconded by Cllr. G. Dunne and agreed to confirm and sign minutes of Special meeting of Wicklow County Council hold on Monday 24th July, 2017.

ITEM NO 5

To confirm and sign minutes of meeting of Elected Members of Wicklow County Council held on Monday 14th August, 2017.

It was proposed by Cllr. P. Vance, seconded by Cllr. I. Winters and agreed to confirm and sign minutes of meting of Elected Members of Wicklow County Council held on Monday 14th August, 2017.

ITEM NO 6

To consider the disposal of 0.5265 acres (X being 0.0875 acres, Y being 0.224 acres and Z being 0.215 acres) being lands situated in Kilbride, Arklow, Co Wicklow to the Industrial Development Agency (Ireland) (IDA), Kilbride Industrial Estate, Arklow, Co Wicklow.

It was agreed by Cllr. S. Bourke, seconded by Cllr. P. Fitzgerald and agreed to dispose of 0.5265 acres (X being 0.0875 acres, Y being 0.224 acres and Z being 0.125 acres) being lands situated in Kilbride, Arklow, Co Wicklow to the Industrial Development Agency (Ireland)(IDA), Kilbride Industrial Estate, Arklow, Co Wicklow in accordance with statutory notice circulated.

ITEM NO 7

To consider the disposal of 1.7 acres, or thereabouts of land situated at Parkmore, Baltinglass, Co Wicklow by way of a 35 year lease to Baltinglass Town AFC.

It was proposed by Cllr. E. Timmins, seconded by Cllr. G. O'Neill and agreed to dispose of 1.7 acres, or thereabouts of land situated at Parkmore, Baltinglass, Co Wicklow by way of a 35 year lease to Baltinglass Town AFC in accordance with statutory notice circulated.

ITEM NO 8

To consider the disposal of 0.0069 Ha, or thereabouts of land, situated in the townland of Knockrahan Lower, Arklow, Co Wicklow to Richard Cooke and Catherine Boyd, 1 Templerainey Park, Arklow, Co Wicklow.

It was proposed by Cllr. P. Fitzgerald, seconded by Cllr. S. Bourke and agreed to dispose of 0.0069 Ha, or thereabouts of land, situated in the townland of Knockrahan Lower, Arklow, Co

Wicklow to Richard Cooke and Catherine Boyd, 1 Templerainey Park, Arklow, Co Wicklow in accordance with statutory notice circulated.

ITEM NO 9

To consider report in accordance with Part V111 of the Planning and Development Regulations, 2001 (as amended) in respect of proposed development at Greystones Harbour: Construction of a temporary single storey marketing suite and alterations to previously approved plans at Blocks E, F, G, H, I, J, and Terraces No. 13 and No. 14 at Rathdown Upper and Rathdown Lower/Greystones Harbours and North Beach, Greystones, Co Wicklow.

Elected members were circulated with report of Mr. Sean Quirke, Director of Services, Roads and Transportation Directorate dated the 18th of August, 2017.

It was proposed by Cllr. D. Mitchell, seconded by Cllr. I. Winters and following a roll call was agreed by a margin of 24 votes for, 5 not present and 3 abstaining to proceed with the development as set out in the report circulated in respect of proposed development at Greystones Harbour: Construction of a temporary single storey marketing suite and alterations to previously approved plans at Blocks E, F, G, H, I, J and Terraces No. 13 and No. 14 at Rathdown Upper and Rathdown Lower/Greystones Harbours and North Beach, Greystones, Co Wicklow.

| FOR | CLLRS. T. ANNESLEY, J. BEHAN, V. BLAKE, S. BOURKE, S. CULLEN, P. |
|-------------|--|
| 24 | DORAN, G. DUNNE, P. FITZGERALD, C. FOX, P. KENNEDY, N. LAWLESS, |
| | M. MCDONALD, G. MCLOUGHLIN, D. MITCHELL, M. MURPHY, O. O'BRIEN, |
| | M. O'CONNOR, G. O'NEILL, J. RYAN, J. SNELL, E. TIMMINS, P. VANCE, J. |
| | WHITMORE AND I. WINTERS. |
| NOT PRESENT | CLLRS. T. CULLEN, S. MATTHEWS, D. NOLAN, J. RUTTLE AND G. |
| 5 | WALSH. |
| ABSTAINING | CLLR. T. FORTUNE, M. KAVANAGH AND B. THORNHILL. |
| 3 | |

ITEM NO 10

To consider report in accordance with Part V111 of the Planning and Development Regulations, 2001 (as amended) in respect of playground and play space at South Beach, Mill Road, Greystones, Co Wicklow.

Elected members were circulated with report dated the 30th of August, 2017 of Mr. Michael Nicholson, Director of Services, Community Cultural and Social Development. It was proposed by Cllr. J. Whitmore, seconded by Cllr. N. Lawless and agreed by a margin of 27 votes for and 5 not present to proceed with the development of playground and play space at South Beach, Mill Road, Greystones, Co Wicklow in accordance with report circulated.

| FOR | CLLRS. T. ANNESLEY, J. BEHAN, V. BLAKE, S. BOURKE, S. CULLEN, P. |
|-------------|---|
| 27 | DORAN, G. DUNNE, P. FITZGERALD, T. FORTUNE, C. FOX, M. |
| | KAVANAGH, P. KENNEDY, N. LAWLESS, M. MCDONALD, G. |
| | MCLOUGHLIN, D. MITCHELL, M. MURPHY, O. O'BRIEN, M. O'CONNOR, G. |
| | O'NEILL, J. RYAN, J. SNELL, B. THORNHILL, E.TIMMINS, P. VANCE, J. |
| | WHITMORE AND I.WINTERS. |
| NOT PRESENT | CLLRS. T. CULLEN, S. MATTHEWS, D. NOLAN, J. RUTTLE AND G. |
| 5 | WALSH. |

To consider the approval of the borrowing of €1,020,000 plus VAT @ 13.5% (€137,700) for the acquisition of 2.873 hectares of land at Broomhill, Rathnew, Co Wicklow.

Elected members were circulated with letter dated the 8th of August, 2017 from Ms. Jackie Carroll, Senior Executive Officer, Housing and Corporate Estate enclosing copy of CE Order CA/17217 re: Purchase of lands in lieu of Part V requirements in accordance with Section 96 of the Planning and Development Act, 2000 as amended. It was proposed by Cllr. S. Bourke, seconded by Cllr. G. Dunne and agreed that Wicklow County Council borrow the amount of €1,020,000 plus VAT @ 13.5% (€137,700) to fund the acquisition of 2.873 hectares of land at Broomhall, Rathnew, Co Wicklow and any other associated ancillary costs etc in accordance with the provisions of the Local Government Act (Section 106).

<u>ITEM NO 12</u>

To receive a delegation of representatives from "The Big Start Campaign" on behalf of Early Years Educators and Providers in County Wicklow.

The Cathaoirleach welcomed the delegation of representatives from the 'Big Start Campaign'. Ms. Shona Byrne, Ms. Sinead Plunkett and Ms. Susan Carey, presented to the elected members on 'The Big Start Campaign" on behalf of Early Years Educations and Providers in County Wicklow'.

The following motion listed at item 19. was proposed by Cllr. J. Behan and seconded by Cllr. T. Fortune which was agreed.

"Notice of motion in the names of Cllr. Joe Behan, Cllr. Tom Fortune and Cllr. Steven Matthews(1st June 2017).

"Members of Wicklow County Council are calling on the Minister for Children and Youth Affairs Katherine Zappone to increase investment in Early Childhood Care and Education to ensure that children have access to quality, sustainable and affordable childcare with decent pay and conditions for professionals in the sector.

The Council recognises that Early Years Educators are hugely dedicated professionals who care for and educate children during the most crucial years of their development. However, the Irish government lags behind other European countries in terms of how much we invest in Early Years education. As a result, many qualified professionals are struggling to make ends meet and providers are struggling to stay open.

We call on Minister Zappone to put children first and invest in quality childcare and Early Years Education".

- Cllr. J. Snell proposed that the motion be forwarded to the 5 County Wicklow TDs.
- Cllr. C. Fox proposed that the motion be taken forward and proposed that the movers of the motion or a delegation from the Chamber should take the issue to the next step whether that is to seek a meeting with the Minister and or the TDs.
- Cllr. O. O Brien proposed 'that the wages be increased immediately by the amount that would be got by being on unemployment benefit for 14 weeks.' This was seconded by Cllr. G. O Neill. Following a short discussion on this proposal it was agreed that this may not be practical and one that SIPTU would have to consider. The motion was withdrawn.

Discussion on the matter concluded and the Cathaoirleach thanked the delegation for taking the time to come into the Council Chamber and present to the elected Members.

ITEM NO 13

To discuss Objective CCE6 of the Wicklow County Development Plan 2016-2022

The Cathaoirleach advised that elected members were circulated with the legal advice of James Connolly SC dated the 28th of June, 2017, Re: The legal position with regard to a variation of the Development Plan under Section 13 of the Planning and Development Act, 2000.

The Cathaoirleach referred to notice of motion number 5 to be considered in tandem with Item 13. i.e.

Notice of motion in the names of Cllr. P. Kennedy, Cllr. S. Cullen, Cllr. T. Annesley, Cllr. S. Bourke, Cllr. P. Doran, Cllr. P. Fitzgerald, Cllr. M. McDonald, Cllr. B. Thornhill, Cllr. V. Blake (25th July, 2017).

That this Council varies the County Development Plan to Amend Objective CCE6 to insert the following additional wording; Wind farms shall be at least 1,000m or 10 times the tip height of the proposed turbines from any residential properties of other centres of human habitation with special consideration given to the proximity of such developments to educational establishments and that this motion is put to the Council meeting for decision at its meeting on Monday 4th September, 2017.

Elected members expressed the following views:-

- Disappointing to note that the elected members cannot initiate a variation of the County Development Plan as it is not a reserved function
- The motion had arisen as a result of the direction by the Minister to Wicklow County Council
- Reference made to the action taken by the Cathaoirleach of Donegal County Council and is Wicklow County Council not in a similar position?
- The Council owes it to the people of County Wicklow to obtain a second legal opinion and for the Law Agent to establish exactly what was decided in the Court case relating to the Donegal County Development Plan.
- Cllr. M. McDonald proposed 'That Wicklow County Council review the development levies to have a stand alone levy on all new windfarms until such time the government introduce legislation'. This was seconded by Cllr. N. Lawless.
- Frustration expressed as to the content of the legal advice and that the elected members are not in a position to direct the Executive to initiate a variation to the County Development Plan.

Des O Brien Director of services advised that it was his understanding that SC Pat Butler practises in the field of Planning, but that if the elected members wished to obtain a second legal opinion he would certainly request same and also request the Law Agent to revert in relation to the Donegal Case mentioned. He explained the position in relation to the Development Contributions Scheme and that the Council has to operate within the rule of law and that development levies are meant to be proportionate to the amount of infrastructure that a development takes up. In relation to the initiation of variations of the County Development Plan, the DOS advised that the Executive is in most cases agreeable to putting through variations in response to elected members requests and has done so in the past, however in this case the Executive is bound by the rule of law and Government Policy is clear on this matter and in particular the Direction the Council received to remove the policy from the County Development Plan

At the conclusion of the discussion it was agreed that independent legal advice be obtained by Wicklow County Council in relation to the variation of the County Development Plan and that the Law Agent be requested report back to the elected members in due course and if possible for the ordinary meeting scheduled for the 2nd of October in relation to the variation of the Donegal County Development Plan. It was also agreed that the proposal of Cllr M. McDonald in relation to development contributions would be referred to the Planning SPC for consideration.

ITEM NO 14

To consider the adoption of the County Wicklow Road Traffic Special Speed Limit Bye-Laws of 2017

Elected Members were circulated with the County Wicklow Road Traffic Special Speed Limit Bye-Laws 2017 on 30th August 2017.

Mr. S. Quirke, DOS, advised the members that the adoption of the Byelaws was a reserved function and gave a background of the process which he said commenced in 2015. He said that

the draft byelaws at the time were set out in accordance with the guidelines from the Department and that the Council wanted to be consistent through each of the municipal districts in relation to every decision that was made with regard to introducing, changing or deleting the speedlimits. He advised that the schedule has been brought to each of the municipal districts in 2016 and the scheme went on public display after that. Following receipt of submissions the scheme went back to the Municipal Districts in 2017 and the document before the elected members now is the draft bye-laws incorporating the changes and amendments where they are consistent with the guidelines.

- Cllr. C. Fox proposed that Moore Park Estate be included with the other five housing estates in Kilmacanogue, which was seconded by Cllr. O O Brien and agreed that a 30km/h speed limit be included in the Bye Laws.
- Cllr. P. Fitzgerald proposed that the 50 km speed limit be extended from Arklow heading towards Coolgreaney and also on the way back as the 80 km limit is causing problems, this was seconded by Cllr. Murphy and agreed that a 50km/h speed limit extend a further 200m out the Coolgreaney Road.
- Cllr. J. Whitmore proposed that the 80 km speed limit on the Templecarrig Road, Greystones, be reduced to 50 kms which was seconded by Cllr. T. Fortune and agreed that a 50km/h speed limit be included in the byelaws as set out in the drawing.
- Cllr. T. Fortune requested that warning signs to be erected to warn motorists coming from Bray into Windgates, particularly where the road dips. While this is not a speed limit issue it was agreed that this matter would be referred to the MD Engineer and the review to include a comment to reflect this.
- Cllr. T. Fortune proposed that signage be erected to warn people of a Cul De Sac entering down Lott Lane, Kilcoole. While this is not a speed limit issue it was agreed that this matter would be referred to the MD Engineer and the review to include a comment to reflect this.
- Cllr. Matthews proposed that the Council revisits the speed limits review process within the
 next 12 months, to reconsider some of the Bray Municipal District Roads that have been
 submitted for 30 km and to consider the creation of slow zones within Bray. This was
 seconded by Cllr. C. Fox. This was agreed and a commitment given to undertake a speed limit
 review within the next 12 months.
- Cllr. T. Fortune proposed that the speed limit on the Kilcoole to Newcastle road where rises from 50 km to 80 kms be reduced that part of the road is not suitable for 80kms. He asked for this to be taken on board. It was agreed that this will be taken on board when speed limit review commences within the next 12 months.
- Cllr. V. Blake in referring to the speed limits in Tinahley proposed that the entire length of the Aughrim Road be reduced from 60 km to 50 kms, this was seconded by Cllr. T. Cullen. This was agreed.

It was proposed by Cllr. C. Fox seconded by Cllr. J. Whitmore to adopt the Final Speed Limit Review 2015 - 2017 effective from the 1^{st} of December, 2017 with the amendments agreed. The matter was put to a vote and following a roll call was passed by a margin of 26 votes for and 6 not present viz:-

| FOR (26) | CLLRS. T. ANNESLEY, J. BEHAN, V. BLAKE, S. BOURKE, S. CULLEN, P. DORAN, G. DUNNE, P. FITZGERALD, T. FORTUNE, C. FOX, M. KAVANAGH, P. KENNEDY, N. LAWLESS, S. MATTHEWS, M. MCDONALD, G. MCLOUGHLIN, D. MITCHELL, O. O'BRIEN, G. O'NEILL, J. RYAN, J. SNELL, B. THORNHILL, E.TIMMINS, P. VANCE, J. WHITMORE AND I.WINTERS. |
|-------------|--|
| NOT PRESENT | CLLRS. T. CULLEN, M. MURPPHY, D. NOLAN, M. O CONNOR J. RUTTLE |
| (6) | AND G. WALSH. |

ITEM NO 15

To set a date for a Council meeting, before the end of September 2017, to consider "The Setting of the Local Adjustment Factor".

It was proposed by Cllr. P. Vance, seconded by Cllr. J. Snell and agreed that the meeting to set the Local Adjustment Factor would be held on the 25th September 2017 commencing at 2.00 p.m.

ITEM NO 16

To note report in respect of the 1.78 acre site on the Southern Cross Road, Bray, Co Wicklow.

The elected members were circulated with the following documentation:-

- 1. Report dated the 29th of August, 2017 of Mr. T. Murphy, Director of Services, Enterprise and Corporate Services
- 2. Copy of lease dated the 13th of June, 2008 between Bray Town Council and Nechouka Ltd.
- 3. Letter dated the 26th of June, 2017 from Knight Frank to T. Murphy, DOS
- 4. Copy of letter to Ms. Sunniva McDonagh, SC from the Law Agent, Wicklow County Council dated 21st March, 2017
- 5. Copy of legal opinion of Ms. Sunniva McDonagh, SC, dated 5th April, 2017 requested by Wicklow County Council
- 6. Copy of legal opinion submitted by Knight Frank, of Lyndon MacCann SC dated 21st of November, 2016

Mr. T. Murphy, DOS, presented the elected members with a brief overview of the background into the matter as set out in the report circulated which covered the History of the lease and the current position. He advised of the proposal of Nechouka which is to vary the lease of the 13th of June, 2008 summarised as follows and set out in the documents circulated.

- The total amount of rent payable under the terms of the lease to be paid up to the 29th of September, 2017 being €778,219.
- That the abated (reduced) rent period be extended from the 29th of September, 2017 to the 31st of December, 2022 to enable a potential purchaser of the entire site prepare and submit a fresh planning application to the Council
- To allow for a mix of retail commercial and other uses
- Consequential variations
- Consent to the sale of the property only on the Council being furnished with evidence that any proposed purchaser has sufficient financial resources available to it to develop the site.

In conclusion Mr. Murphy advised that the Council considered that having received a sale price of €14.4m in 2008 and on the basis that Nechouka Ltd. discharges the rent for a period of five years up to the 31st of December, 2022 to enable the site to be developed is reasonable in all of the circumstances.

The Elected Members raised the following points:

- Clarity sought as to why the report was 'for noting' and did not require the approval of the elected members. Clarification sought as to whether this matter was a reserved function or an executive function of the Council?
- If there is no development on the land for five years will the €100,000 per annum be recoupable?
- Clarification sought as to whether the income of €778,219 is included in the 2017 budget or is it additional?
- The money should be spent in the Bray Municipal District Area on a project such the Bray Harbour or the Seafront development, for example.
- What efforts were made to secure the monies payable for the non-development of the site. And what will happen to the proposal if the full arrears are not paid.
- View expressed that the variation of the lease is a reserved function and it is not acceptable to suggest that the matter is simply for noting by the members.

- Elected members should be aware that if the proposal as recommended goes through it is effectively a gift of €500,000 to one of the largest vulture funds in the world. Reference made to the documentation circulated and to the statement that a vulture fund entitled Starwood acquired the distressed loans that were part of the property group Nechouka.
- The Company should be requested to pay the €778,219 outstanding in the first instance and then the Council should look at the situation moving forward. Prior to agreeing that Bray MD should be allocated the money, has the €778,291 been accounted for in the budget and has it been accrued as a debt?
- The Council should ensure it obtains as much money as it can in relation to the agreement and that the land is put into good use and developed appropriately.
- The Council should obtain legal advice as to whether the decision to vary the lease as proposed is an executive or a reserved function.
- Clarification sought with regard to what the position will be in 2022 the site is not developed as per the agreement does it mean that the monies due will become payable?. Also the people living on the Southern Cross route who were promised that development would take place should see it happen.

Mr. T. Murphy, DOS, responded to the members queries and clarified that the €778.219 has not been included in the 2017 budget and when received will be lodged to the Council's revenue account, in respect of which the elected members will have a significant say as to how it is to be spent.

At the conclusion of the discussion the following 3 proposal were made:-

WICKLOW COUNTY COUNCIL

- 1. Proposed by Cllr. J. Ryan and seconded by Cllr. P. Vance: That the Council proceed as recommended in the report circulated and if development of the 1.78 acres has not commenced within the 5 year period to 2022 that the penalty charge of €100,000 per annum will apply retrospective.
- 2. Proposed by Cllr. J. Behan and seconded by Cllr. M. O Connor: That the Council immediately demand €778,219 owed and that the Council reject this deal and look at the situation down the road after payment of the €779,219.
- 3. Proposed by Cllr. J. Whitmore and seconded by Cllr. T. Fortune: That the Council obtain independent legal advice as to whether this matter is a reserved function of the elected members or an executive function.

It was agreed to proceed with proposal number 3 and revert to the elected members at LPT meeting of the Council scheduled for Monday the 25th of September, 2017.

THIS CONCLUDED THE BUSINESS OF THE MEETING

CLLR. EDWARD TIMMINS
CATHOAIRLEACH

MS. LORRAINE GALLAGHER
SENIOR EXECUTIVE OFFICER/

MEETINGS ADMINISTRATOR