

## ***Minutes of Council Meeting April 2021***

Minutes of Ordinary Meeting of Louth County Council hosted in Council Chamber and held remotely over MS teams on 19<sup>th</sup> April 2021 at 10.00 a.m.

### **In attendance:**

**Cathaoirleach:** Cllr. Dolores Minogue

**Members:** Councillors: Marianne Butler, Paula Butterly, James Byrne, Joanna Byrne, Kevin Callan, Edel Corrigan, Tom Cunningham, Maria Doyle, Michelle Hall, Seán Kelly, Pearse McGeough, Andrea McKeivitt, , Kevin Meenan, Declan Power, John Reilly, Liam Reilly, Tomás Sharkey, John Sheridan, Pio Smith, Jim Tenanty, Eileen Tully, Antoin Watters, Maeve Yore

**All Councillors attended remotely**

**Apologies:** Cllrs. Emma Coffey, Hugh Conlon, Conor Keelan, Fiachra MacRaghnaill, Paddy McQuillan

**Officials:** J. Martin, Chief Executive – (present in Council Chamber)  
J. McGuinness, Director of Services – (present in Council Chamber)  
G. Tuomey, Meetings Administrator – (present in Council Chamber)  
P. Donnelly, Director of Services – (attended remotely)  
C. Duff, Director of Services – (attended remotely)  
B. Woods, Head of Finance – (attended remotely)  
F. Pentony, Director of Services – (attended remotely)  
E. Eaton, Staff Officer, Corp. Services (present in Council Chamber)

### **Minute No. 63/21**

#### **Confirmation of Minutes**

**Proposed by:** Cllr. M. Hall

**Seconded by:** Cllr. P. Smith

**And resolved:**

That the minutes of the Monthly Meeting held on 15<sup>th</sup> March 2021 be confirmed.

### **Minute No. 64/21**

#### **Matters Arising**

Minute 59/21 – Members were advised that the CE had contacted Foras na Gaeilge and a member from An Foras was to meet with Management Team.

It was noted that Cllr. Keelan's motion was not heard at the last meeting as he had not been present.

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**Minute No. 65/21**

**District Meetings Minutes for noting**

Minutes of the District meetings listed below were noted by the members.

Borough District of Drogheda 1st February 2021  
Municipal District of Dundalk 2nd February 2021  
Municipal District of Ardee 4th & 18th February 2021

**Minute No. 66/21**

**Committees of Council Minutes for noting**

Minutes of Committee meetings listed below were noted by the members.

Corporate Policy Group 3rd March 2021  
Economic Development & Enterprise Support SPC Oct 2020  
Audit Committee 11th February 2021  
Local Traveller Accommodation Consultative Committee (LTACC) 2nd December 2020

**Minute No. 67/21**

**Tuarascáil ó Chathaoirleach an Ghrúpa Beatais Corpaideach / Report from Chairperson of Corporate Policy Group**

The Cathaoirleach informed the members that the meeting of the CPG was held in the Council chamber, at 9.00 am on Wednesday 7<sup>th</sup> April, 2021 by zoom. Members noted the minutes of the March meeting and received a briefing on all items within the April council Meeting agenda. The length of time spent on the CE report items was discussed in depth. Members received an update on the CE report on the County Development Plan

Following the Report Cllr. Sharkey questioned the Cathaoirleach as to whether the CPG were fully informed on specific items with today's agenda, including the Auditors report and the AFS. He requested a breakdown of exactly what they had been advised.

**Minute No. 68/21**

**Tuarascail o Chathaoirligh an Choiste an Beartaqs Straiteiseach / Strategic Policy Committee Chairperson's Report**

Cllr Pío Smith advised that the Economic Development and Enterprise Support SPC had met on 5<sup>th</sup> April and received two presentations, one on the Draft Louth Retail Strategy which was notably compiled pre-covid and a health check appraisal was so advised, the other was given by Caroline Brady on the Regional Enterprise Plan. The Plan covers the North East region and its objective is to drive investment. Two successful examples of

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mechanisms supported by the plan were the recent funding announcements of €500k under Destination Towns, and €800k to Creative Spark for the creation of a support hub. Next SPC meeting calendared for May.

#### **Minute No. 69/21**

#### **Breithniú ar Thuarascálacha agus ar Chomhréitigh ón bPríomhfheidhmeannach / Consideration of Reports and Recommendations from Chief Executive**

- Monthly Management Report
- Finance & Water Services
- Economic Enterprise, Planning & Infrastructure
- Operations & Waste Management
- Corporate & Emergency Services
- Housing & Quality of Life

Members noted all reports, and relevant Directors responded to queries raised.

The following items were noted:

##### Water

Irish Water to be requested by Water Services, to directly furnish to Members:

- A report on Staleen Capacity
- An update on Tallanstown Rationalisation Project status
- EPA reports as furnished to Irish Water

And to consider adding Kilcurry in any works programme.

##### Planning

Statistics/Metric will be provided to members by Planning on

- Short Term Leasing
- Unauthorised Development
- Dangerous Structures/Derelict Sites/Vacant Sites
- Outdoor Dining Scheme applications

Members were advised there is still no engagement from Dept on PANCR, but the appeal has commenced, a comparison exercise with similar successful application is ongoing, and other funding avenues are being considered.

Fáilte Ireland appointed contractor was UK based which caused delay but this is resolved.

Clarification was given that anyone can apply for Outdoor Dining Scheme but that S254 licence application was also required – both applications are on website. Part of the application process was to ensure accessibility.

Members welcomed the announcement of €2.8m funding for Omeath Rural Regeneration Fund that morning and requested updates on the following:

- Greenway
- Whether Louth applied for funding under the Outdoor Water Based Activity Scheme
- Tourism Masterplan for Carlingford, this then extended to a Masterplan for Louth and included a request for a presentation from Fáilte Ireland

Frank Pentony advised Members will be so advised.

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### Operations

- Dumping on Green area of Muirhevnamór to be examined with Housing for solutions
- Possible mixed use of all bottle banks to be explored with provider
- Bottle Bank Report to be issued by Willie Walsh to Members
- Signage on Mountain to be explored

### Corporate & Emergency Services

- Rolling retained Firefighter competition would remain live
- Apprenticeship scheme announced today would be examined

### Housing & Quality of Life

- No easy solution to Castlemanor / Moneymore gap, ongoing consultation with An Garda Síochána and noted that any solution found must be permanent and should benefit the residents of both estates.
- Council have responsibility for continuity of supply where necessary for tenants in all properties including LTL but tenants once housed are off list.
- National discussions are ongoing on Maintenance funding issues.
- Possible issue with CBL applications remaining 'in basket' to be referred to operator.

### **Minute No. 70/21**

#### **Placenames Committee - Adoption of Standing Orders**

**Proposed by:** Cllr. M. Yore

**Seconded by:** Cllr. J. Sheridan

**And Resolved:**

To adopt the Standing Orders as circulated with the Agenda.

It was suggested that appointment to committee could be reviewed to change from requiring it to come from AGM to an MD appointment. It was advised that Standing Orders might first be adopted then any changes to nomination mechanisms could be proposed thereafter.

### **Minute No. 71/21**

#### **Eirgrid Presentation**

As the Eirgrid team had been waiting for some time to present, the Cathaoirleach proposed to hear this presentation now and Cllr. Liam Reilly seconded the proposal.

Michael Mahon, Chief Infrastructure Officer and Head of Future Networks, Robbie Aherne joined the meeting. Members then received a presentation from Eirgrid the focus of which was to ensure up to 70% of electricity is sourced from renewable energy by 2030.

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**Minute No. 72/21**

**Consideration of Annual Financial Statement and Auditors Report 2019**

To consider in accordance with Section 60(3) of the 2014 Local Government Reform Act, the audit committee's report on its consideration of the 2019 Audited Financial Statement and the Auditor's Report.

**Proposed by:** Cllr. E. Tully

**Seconded by:** Cllr. L. Reilly

A number of queries were raised under this item and the following were noted/agreed:

- The Audit Committee to be requested to confirm to Cllr Yore if her query around Stephenstown Pond had been raised and heard.
- The possibility of the Council defaulting on land loans was raised; Members were advised that it would cost more in court fees to defend this and would ruin our capacity for future borrowing.
- Clarification was given by the Executive on the issue of historic housing loans, new procurement system on the Financial Management System and the property register.
- A request for a presentation from Fleadh Committee was made by Members.

**Minute No. 73/21**

**Statutory Audit Committee Matters for consideration under the Local Government (Audit Committee) Regulations, 2014**

The Audit Committee Charter for adoption without amendment under Article 8 of the above statutory instrument

**Proposed by:** Cllr. L. Reilly

**Seconded by:** Cllr. J. Sheridan

The Audit Committee Annual Work Programme for adoption without amendment under Article 9 of the above statutory instrument.

**Proposed by:** Cllr. M. Butler

**Seconded by:** Cllr. P. Smith

The Annual Report of the Audit Committee for the year 2020, under Articles 13 & 15 of the above statutory instrument was noted.

**Minute No. 74/21**

**2020 Unaudited Annual Financial Statements**

To consider the Unaudited Annual Financial Statements for 2020 and to approve, in accordance with S.104(7) of the Local Government Act 2001 (as amended)

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(i) the revised expenditure for the financial year ended 31<sup>st</sup> December 2020 as set out in Note 16 to the Accounts **Proposed by:** Cllr. E. Tully, **Seconded by:** Cllr. D. Minogue

and

(ii) the transfers to and from Capital as per the report.

**Proposed by:** Cllr. J. Sheridan

**Seconded by:** Cllr. P. Smith

#### **Minute No. 75/21**

##### **Allocations of Members Community Grants**

**Proposed by:** Cllr. M. Yore

**Seconded by:** Cllr. L. Reilly

**And resolved**

To approve Members Community Grant Allocations as circulated with the agenda

#### **Minute No. 76/21**

##### **Notice of Motion**

**Proposed by Cllr. Emma Coffey – deferred to May Meeting as Cllr. Coffey was not present & apologies were recorded**

That Louth County Council calls on the Minister of Housing to immediately decommission The SHD (Strategic Housing Developments) system due to its undemocratic and unconstitutional nature and increase costs to developers in the application process and to citizens in having to challenge such decisions made under this system in the high court jurisdiction

#### **Minute No. 77/21**

##### **Notice of Motion**

**Proposed by Cllr. M. Butler**

**Seconded by Cllr. M. Yore**

**And resolved**

“That Louth County Council become a Council Partner to the new All Ireland Pollinator Plan (2021 – 2025), joining our neighbouring county councils of Monaghan and Meath”.

**It was noted that the Council intend to join this plan**

#### **Minute No. 78/21**

##### **Notice of Question**

**Proposed by Cllr. John Sheridan**

How many applications for a Section 5 Declarations does Louth County Council receive per annum under the Planning Act 2001? What number are issued and how many are rejected? Is there any follow up of declarations issued to ensure when works are completed that they still qualify as exempt under Section 5 or is it a separate matter of planning enforcement.

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**Reply from Mr. F. Pentony, Director of Services Planning & Infrastructure**

**SECTION 5 APPLICATIONS RECEIVED FROM 2018 TO 2021 (up to 23/03/21)**

<b>Year</b>	<b>No. of Applications received for Section 5 Declarations</b>	<b>Granted</b>	<b>Refused</b>	<b>Awaiting Response to Further Information Requested (no time limit)</b>	<b>Withdrawn by Applicant</b>	<b>Split Decision</b>	<b>Invalid</b>
<b>2021</b>	6 (up to 23/03/21)	2	2	1	n/a	n/a	n/a
<b>2020</b>	44	30	7	1	4	1	1
<b>2019</b>	69	42	22	3	1		1
<b>2018</b>	58	33	14	4	2	5	n/a

The Council does not follow up on works completed to ensure that the works completed are exempt. This is a matter for Planning Enforcement.

**The response was noted by the members**

**Minute No. 79/21**

**Question: Cllr. Liam Reilly**

Given the significant increase in casual littering and illegal dumping in the last twelve months could Louth County Council confirm:-

**Reply from Ms. C. Duff, Director of Services Operations, Waste Mgt. Environment**

1) The period that the current Litter Management Plan for Louth covers and when the current Plan is due for review in accordance with Litter Pollution legislation, and if Tidy Towns Committees and, by association, Community Employment Scheme personnel, who undertake Litter management in their local communities, will be targeted in the required public consultation process?

(2) If, public health restrictions permitting, it is intended to organise the usual Litter League in 2021 to acknowledge and support the efforts of local Tidy Towns volunteers who continue to do so much to deal with the litter problem in their local communities despite the challenging times we are in?

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**Reply from Ms. Catherine Duff, Director of Services, Operations**

Under the Local Government Reform Act 2014 (Schedule 3, Part 1 Ref:33) adoption of litter management plans is a reserve function of Municipal Districts, therefore individual plans must be prepared for:

1. Dundalk Municipal District
2. Ardee Municipal District
3. Borough District of Drogheda

Preparation of these plans is underway and it is intended to bring them to SPC in May.

The plan development process is laid out as follows:





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It is Louth County Councils intention to carry out the Litter League during 2021, if public health guidelines permit. However, the format may need to change to reflect the restrictions at that time.

Funding for this initiative is provided under the Ant-litter initiatives fund that comes directly from the department- this was not provided for in 2020. However, it is expected that funding for the litter league will be provided for, in 2021.

**The response was noted by the members**

### **Minute No. 80/21**

#### **Correspondence**

Motion to Minister O' Brien 10th March & email response dated 1st April 2021

Motion to Minister O' Brien 24th March & email response dated 29th March 2021

Letter from Dept in response to letter dated 24th of March (LDA)

Correspondence as listed with the Agenda was noted by the members

### **Minute No.81/21**

#### **Motions from other Councils**

Motions from other Councils as listed with the Agenda was noted by the members

### **Minute No. 82/21**

#### **Condolences**

Members expressed sympathy to the family and friends of:

Paddy Dunne  
Maurice Harrison  
Jimmy Greene  
Christy Kearney  
Mark Dempsey

### **Minute No. 83/21**

#### **Any Other Business**

The members noted the schedule of planning meeting dates required to consider the Chief Executives Report and it was agreed a Doodle Survey will issue. The Chief Executive pointed out she will be proposing some daytime meetings in this process.

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That concluded the business of the meeting.

The Minutes were confirmed at a meeting of Council held on:-

Date: \_\_\_\_\_

Cathaoirleach: \_\_\_\_\_

Meetings Administrator: \_\_\_\_\_