

**MINUTES OF MAYO COUNTY COUNCIL MEETING HELD ON MONDAY, 12th
JANUARY, 2004, AT 4.00 p.m.**

The Cathaoirleach, Cllr. F. Chambers, was in the Chair.

The other Councillors present were:-

Cllrs. E. Caffrey, S. Molloy, A.M. Reape, E. Staunton, S. Weir, M. Burke, J. Mannion, D. Ryan, G. Coyle, P. Kilbane, F. Leneghan, T. Quinn, S. Bourke, C. Burke, B.C. Flynn, T.D., H. Kenny, A. McDonnell, J. Mee, M. Carty, J. Cribbin, R. Finn, P. McHugh, J. Flannery, J. Maloney, J. Mellett, G. Murray, M. Adams, M. Ring, T.D., P. Sweeney.

The Council Staff in attendance were:-

Mr. D. Mahon, Co. Manager, Mr. J. Beirne, Dir. of Services / Co. Engineer, Mr. J. Loftus, Dir. of Services, Mr. J. Condon, Meetings Administrator, Mr. T. Mullen, Head of Finance, Mr. P. Hynes, Dir. of Services, Mr. S. Granahan, Dir. of Services, Mr. R. Norton, Dir. of Services, Mr. J. Coll, Director, Comm. and Enterprise, Mr. I. Douglas, Sen. Planner, Mr. P. Duggan, Management Accountant, Ms. E. McCormack, Financial Accountant, Mr. M. Keating, Sen. Ex. Officer, Mr. J. Moran, Sen. Staff Officer, Ms. C. Kenny, Asst. Staff Officer.

Proposed by Cllr. P. McHugh

Seconded by Cllr. A. McDonnell

Resolved:-

“That the sympathy of the Council be extended to Councillor Annie May Reape on the death of her Sister-in-Law, Ms. Maeve McLoughlin, Dublin”.

Proposed by Cllr. M. Burke

Seconded by Cllr. F. Leneghan

Resolved:-

“That a Vote of Congratulations be extended to Mr. Henry Coyle, Doolough, Geesala, Ballina, Son of Councillor Gerry Coyle, on winning the National Senior Championships 2004 Welterweight Final”.

Proposed by Cllr. G. Coyle

Seconded by Cllr. F. Leneghan

Resolved:-

“That the sympathy of the Council be extended to Mrs. Mary Howard & family, Derrycorrib, Glencastle, Bunnahowen, Ballina, on the tragic death of her Son, Aaron”.

The County Manager, on his own behalf and on behalf of the Staff, associated himself with the Votes of Sympathy and Congratulations passed.

ITEM NO. 1.

MIONTUAIRISCI DE CRUINNIU COMHAIRLE CHONTAE MHAIGH EO A BHI AR SIUL AR AN 8u MI NA NOLLAG, 2003, A DEIMHNIU.

TO CONFIRM MINUTES OF MAYO COUNTY COUNCIL MEETING HELD ON 8th DECEMBER, 2003.

Mhol Comhairleoir P. McHugh
Chuid Comhairleoir M. Burke leis
Ghlacu leis an tairiscint:-

“Go n-aontaiomar le Miontuairisci Cruinniu Comhairle Chontae Mhaigh Eo a bhi ar siul ar an 8u Mi na Nollag, 2003”.

Proposed by Cllr. P. McHugh

Seconded by Cllr. M. Burke

Resolved:-

“That Minutes of Mayo County Council Meeting held on 8th December, 2003, be taken as read, approved and signed as a correct record”.

ITEM NO. 2.

(a) **TO APPOINT A MEMBER OF THE COUNCIL TO THE ROADS AND TRANSPORTATION STRATEGIC POLICY COMMITTEE.**

(b) **TO APPOINT A MEMBER OF THE COUNCIL TO THE HOUSING STRATEGIC POLICY COMMITTEE.**

(a) Proposed by Cllr. P. McHugh

Seconded by Cllr. S. Molloy

Resolved:-

“That Cllr. F. Chambers be appointed to the Roads and Transportation Strategic Policy Committee”.

(b) Proposed by Cllr. P. McHugh

Seconded by Cllr. S. Molloy

Resolved:-

“That Cllr. M. Carty be appointed to the Housing Strategic Policy Committee”.

ITEM NO. 3.

ETHICS FRAMEWORK FOR LOCAL AUTHORITIES.

Mr. J. Condon, Meetings Administrator, informed the Members that the Annual Declaration Forms which had been issued to them as required by the Ethics Framework for Local Authorities contained in the Local Government Act, 2001, had to be completed and returned by 28th February, 2004.

Proposed by Cllr. M. Ring

Seconded by Cllr. R. Finn

Resolved:-

“That this Council calls on the Minister for the Environment, Heritage and Local Government to amend the Local Government Act, 2001, so that the Ethics Declarations are not in the public domain”.

Mr. J. Condon, Meetings Administrator, advised that while the Resolution will be forwarded to the Minister, the Members must still comply with the law as it stands in the meantime and return their completed Declaration Forms by 28th February, 2004.

ITEM NO. 4.

LOCAL ELECTIONS (DISCLOSURE OF DONATIONS AND EXPENDITURE ACT) 1999.

Mr. J. Condon, Meetings Administrator, reminded the Elected Members that the Annual Return in respect of Local Elections (Disclosure of Donations and Expenditure Act) 1999, had to be completed and returned by 31st January, 2004, and that there were serious consequences for not making this Declaration.

ITEM NO. 5.

TO NOTE MINUTES OF WATER SUPPLY AND SEWERAGE STRATEGIC POLICY COMMITTEE MEETING HELD ON 9th JUNE, 2003.

Proposed by Cllr. J. Maloney

Seconded by Cllr. M. Burke

Resolved:-

“That Minutes of Water Supply and Sewerage Strategic Policy Committee Meeting held on 9th June, 2003, be noted”.

ITEM NO. 6.

DESIGN, BUILD AND OPERATE.

It was agreed to deal with this Item during discussion of Programme Group 3 – Water Supply and Sewerage – at the Budget Meeting.

ITEM NO. 7.

TO MAKE BYE-LAWS UNDER THE CASUAL TRADING ACT, 1995, TO REGULATE CASUAL TRADING IN CLAREMORRIS TOWN AREA.

Proposed by Cllr. P. McHugh

Seconded by Cllr. R. Finn

Resolved:-

“That we hereby adopt Bye-Laws under the Casual Trading Act, 1995, to regulate casual trading in Claremorris Town area with the following amendment:-

“Item 7.2 – applicants for an Annual Trading Licence for two or more days a week shall pay an extra €1,000 per day in addition to fee required at Paragraph 7.1”.

ITEM NO. 8.

**FORBAIRT AR OILEAN CLEARA AGUS INIS TUIRC – DEONTAS
€10,532,548 AGUS GLACADH LE FUILLEACH €192,000 O COMHAIRLE
CHONTAE MHAIGH EO.**

Mhol Comhairleoir P. Sweeney
Chuid Comhairleoir M. Ring leis
Ghlacu leis an tairiscint:-

“Go nglacann an Comhairle Chontae leis an deontas €10,532,548 in aghaidh forbairt ar Oilean Cleara agus Inis Tuirc agus go dtocfadh An Comhairle Chontae fuilleach an chostais €384,000 (€192,000 x 2)”.

ITEM NO. 9.

**TO NOTE MINUTES OF CASTLEBAR ELECTORAL AREA COMMITTEE
MEETINGS HELD ON 13th JUNE, 22nd SEPTEMBER, 24th OCTOBER AND
24th NOVEMBER, 2003.**

Proposed by Cllr. B.C. Flynn
Seconded by Cllr. J. Mee
Resolved:-

“That Minutes of Castlebar Electoral Area Committee Meetings held on 13th June, 22nd September, 24th October and 24th November, 2003, be noted”.

ITEM NO. 10.

**TO NOTE MINUTES OF BALLINROBE ELECTORAL AREA COMMITTEE
MEETINGS HELD ON 28th JULY AND 13th OCTOBER, 2003.**

Proposed by Cllr. M. Burke
Seconded by Cllr. J. Mannion
Resolved:-

“That Minutes of Ballinrobe Electoral Area Committee Meetings held on 28th July and 13th October, 2003, be noted”.

ITEM NO. 11.

**TO CONSIDER NOMINATING REPRESENTATIVES TO ATTEND WICKLOW
COUNTY TOURISM / WICKLOW COUNTY COUNCIL TOURISM
CONFERENCE – TO BE HELD IN THE DRUIDS GLEN MARRIOTT HOTEL
AND COUNTRY CLUB, NEWTOWNMOUNTKENNEDY, CO. WICKLOW, ON
22nd JANUARY, 2004.**

The Council were informed of the estimated cost of sending a Delegate to this Conference.

Proposed by Cllr. P. McHugh

Seconded by Cllr. P. Kilbane

Resolved:-

“That the Cathaoirleach, Cllrs. M. Adams, M. Carty, B.C. Flynn, T.D., A.M. Reape, D. Ryan, R. Finn, C. Burke, E. Caffrey, G. Coyle and E. Staunton be nominated to attend Wicklow County Tourism / Wicklow County Council Tourism Conference – to be held in the Druids Glen Marriott Hotel and Country Club, Newtownmountkennedy, Co. Wicklow, on 22nd January, 2004”.

ITEM NO. 12.

TO CONSIDER NOMINATING REPRESENTATIVES TO ATTEND MID-WEST REGIONAL AUTHORITY CONFERENCE – “EU & NATIONAL FUNDING – CURRENT SITUATION AND FUTURE CONTEXT” – TO BE HELD IN THE ABBEY COURT HOTEL, NENAGH, CO. TIPPERARY, ON 30th JANUARY, 2004.

The Council were informed of the estimated cost of sending a Delegate to this Conference.

Proposed by Cllr. P. McHugh

Seconded by Cllr. P. Kilbane

Resolved:-

“That the Cathaoirleach, Cllrs. B. Golden, M. Carty, A.M. Reape, D. Ryan, R. Finn, C. Burke, E. Caffrey, G. Coyle, P. Kilbane, E. Staunton and S. Weir be nominated to attend Mid-West Regional Authority Conference – “EU & National Funding – Current Situation and Future Context” – to be held in the Abbey Court Hotel, Nenagh, Co. Tipperary, on 30th January, 2004”.

Conference – Swords, Co. Dublin – 29th January to 1st February, 2004.

Proposed by Cllr. A. McDonnell

Seconded by Cllr. J. Mellett

Resolved:-

“That Cllrs. P. McHugh, J. Maloney, J. Cribbin and J. Mannion be nominated to attend Conference – “Arts and Culture – The Role of the Local Authorities” – to be held in the Carnegie Court Hotel, Swords, Co. Dublin, from 29th January to 1st February, 2004”.

Renewable Energy Conference – Wexford – 5th & 6th February, 2004.

Proposed by Cllr. F. Leneghan

Seconded by Cllr. D. Ryan

Resolved:-

“That Cllr. P. Sweeney and E. Caffrey be nominated to attend Renewable Energy Conference – to be held in the Riverbank House Hotel, Wexford, on 5th and 6th February, 2004”.

The time being 5.00 p.m., it was -

Proposed by Cllr. P. McHugh

Seconded by Cllr. M. Burke

Resolved:-

“That the Budget Meeting be adjourned until 5.30 p.m. in order to enable this Meeting to continue”.

NOTICES OF MOTION.

(a) Proposed by Cllr. J. Mee

Seconded by Cllr. G. Murray

Resolved:-

“That Mayo County Council examines all aspects of its bonding scheme for developers”.

The time being 5.30 p.m., it was -

Proposed by Cllr. P. McHugh

Seconded by Cllr. M. Burke

Resolved:-

“That the Budget Meeting be adjourned until 6.00 p.m. in order to enable this Meeting to continue”.

(b) Proposed by Cllr. R. Finn

Seconded by Cllr. J. Mellett

“That the following Notice of Motion be noted:-

“That Mayo Co. Council call on the Minister to reconsider his plans to introduce “No Smoking Ban” in Pubs and Restaurants in Ireland”.

The time being 6.00 p.m., it was -

Proposed by Cllr. P. McHugh

Seconded by Cllr. M. Burke

Resolved:-

“That the Budget Meeting be adjourned until 6.30 p.m. in order to enable this Meeting to continue”.

(c) Proposed by Cllr. J. Flannery

Seconded by Cllr. G. Murray

Resolved:-

“I am calling on Mayo County Council to make an application to the National Arts Council for funding for the Charlestown Arts Centre”.

- (d) **“Calling on the Council to clarify if the difficulties which had arisen between the different Engineering offices regarding the area they now dealing with, has been resolved”.**

Mr. J. Loftus, Dir. of Services, informed the Members of the up to date position on this Notice of Motion.

RESOLUTIONS OF SYMPATHY.

Proposed by Cllr. A.M. Reape

Seconded by Cllr. D. Ryan

Resolved:-

“That the sympathy of the Council be extended to Mr. Muredach Ruane & family, Corimbla, Ballina, on the death of his Mother”.

Proposed by Cllr. A.M. Reape

Seconded by Cllr. D. Ryan

Resolved:-

“That the sympathy of the Council be extended to Mr. Harry Nash & family, 65, St. Patrick’s Estate, Ballina, on the death of his Wife, Noreen”.

Proposed by Cllr. P. Sweeney

Seconded by Cllr. F. Leneghan

Resolved:-

“That the sympathy of the Council be extended to Mr. Paddy Burns, McNeela Terrace, Westport, on the death of his Wife, Babs”.

Proposed by Cllr. P. Sweeney

Seconded by Cllr. F. Leneghan

Resolved:-

“That the sympathy of the Council be extended to Mr. Sean Kelly, Killadangan, Westport, on the death of his Mother, Margaret”.

Proposed by Cllr. R. Finn

Seconded by Cllr. S. Bourke

Resolved:-

“That the sympathy of the Council be extended to the O’Donnell family, Mayo Abbey, Claremorris, on the death of William O’Donnell”.

Proposed by Cllr. R. Finn

Seconded by Cllr. J. Mee

Resolved:-

“That the sympathy of the Council be extended to the Merrick family, Mount St. Lower, Claremorris, on the death of John Merrick”.

Proposed by Cllr. G. Coyle

Seconded by Cllr. M. Ring

Resolved:-

“That the sympathy of the Council be extended to Mrs. Mary Howard & family, Derrycorrib, Glencastle, Bunnahowen, Ballina, on the tragic death of her Son, Aaron”.

Proposed by Cllr. P. Kilbane

Seconded by Cllr. M. Ring

Resolved:-

“That the sympathy of the Council be extended to Mrs. Kathleen Gallagher & family, “Riverside House”, River, Keel, Achill, on the death of John Noel”.

Proposed by Cllr. P. Kilbane

Seconded by Cllr. G. Coyle

Resolved:-

“That the sympathy of the Council be extended to Mr. James Anthony Gallagher, River, Keel, Achill, on the death of Sarah”.

Proposed by Cllr. C. Burke

Seconded by Cllr. G. Coyle

Resolved:-

“That the sympathy of the Council be extended to the Finnerty family, Ballyglass, Claremorris, on the death of Christy Finnerty”.

Proposed by Cllr. M. Adams

Seconded by Cllr. S. Bourke

Resolved:-

“That the sympathy of the Council be extended to Mr. Paddy Burns & family, McNeela Terrace, Westport, on the death of his Wife, Babs”.

Proposed by Cllr. F. Leneghan

Seconded by Cllr. D. Ryan

Resolved:-

“That the sympathy of the Council be extended to the Carey family, Glencullen Lower, Bangor-Erris, Ballina, on the death of Annie Carey”.

Proposed by Cllr. D. Ryan

Seconded by Cllr. A.M. Reape

Resolved:-

“That the sympathy of the Council be extended to the Burke family, New Street, Ballinrobe, on the death of Nancy Burke”.

Proposed by Cllr. D. Ryan

Seconded by Cllr. A.M. Reape

Resolved:-

“That the sympathy of the Council be extended to the Shaughnessy family, Houndswood, Cross, on the death of Tommy”.

The Meeting concluded at 6.25 p.m.