

Minutes of Kilkenny County Council Meeting held on 15th July, 2013

Chair: Cllr. P. Dunphy

Councillors: Cllrs. P. Millea, M. Shortall, J. Brennan, C. Connery, J. Coonan, M. Fitzpatrick, P. Cuddihy, M. Noonan, A. McGuinness, M. Doran, W. Ireland, T. Maher, P. Crowley, T. Prendergast, M. O' Brien, S. Treacy, C. Long, T. Breathnach, A.M. Irish, E. Aylward, F. Doherty.

In attendance: J. Crockett, J. Mulholland, J. McCormack, B. Mernagh, D. McDonnell, D. Ledwidge and A.M. Walsh.

Apologies: Cllrs. M. H. Cavanagh, D. Fitzgerald and J. Moran

Cllr. P. Dunphy opened the monthly meeting at 4.00p.m. It was proposed by Cllr. T. Maher, Seconded by Cllr. P. Cuddihy:- "That the monthly meeting be adjourned until all the items on the joint meeting has been discussed. This was agreed by the Council, The meeting commenced at 4.45p.m.

1. Confirmation of Minutes - Dearbhú Miontuairiscí:

- (a)** Minutes of Ordinary Meeting of Kilkenny County Council held on Friday 21st June, 2013. Proposed by Cllr. M. O' Brien, Seconded by Cllr. T. Maher and agreed:- "That the minutes of the Ordinary Meeting of Kilkenny County Council held on the 21st June, 2013 as circulated with the agenda be and are hereby approved."
- (b)** Minutes of SPC 4- Housing & Social Strategic Policy Committee Meeting held on 28th May, 2013. Proposed by Cllr. C. Long, Seconded by Cllr. J. Brennan and agreed:- "That the minutes of SPC 4 Meeting held on 28th May, 2013 as circulated with the agenda be and are hereby approved".
- (c)** Minutes of Callan Electoral Area Meeting held on 12th June, 2013. Proposed by Cllr. T. Maher, Seconded by Cllr. M. Doran and agreed:- "That the minutes of Callan Electoral Area Meeting held on 12th June, 2013 as circulated with the agenda be and are hereby approved".
- (d)** Minutes of Ballyragget Electoral Area Meeting held on 13th June, 2013. Proposed by Cllr. J. Brennan, Seconded by Cllr. C. Connery and agreed:- "That the minutes of Ballyragget Electoral Area Meeting held on 13th June, 2013 as circulated with the agenda be and are hereby approved".
- (e)** Minutes of Ballyragget Electoral Area Meeting held on 17th of June, 2013. Proposed by Cllr. M. Shortall, Seconded by Cllr. J. Brennan and agreed:- "That the minutes of the Ballyragget Electoral Area Meeting as circulated with the agenda be and are hereby approved".

- (f) Minutes of Adjourned Meeting held on 17th June, 2013. Proposed by Cllr. S. Treacy, Seconded by Cllr. J. Coonan and agreed:- “That the minutes of the Adjourned Meeting of Kilkenny County Council held on 17th June, 2013 as circulated with the agenda be and are hereby approved”.
- (g) Minutes of Annual Meeting held on 28th June, 2013. Proposed by Cllr. J. Coonan, Seconded by Cllr. M. Doran and agreed:- “That the minutes of the Annual Meeting of Kilkenny County Council held on 28th of June, 2013 as circulated with the agenda be and are hereby approved”.
- (h) Minutes of Thomastown Electoral Area Meeting held on 1st July, 2013. Proposed by Cllr. T. Prendergast, Seconded by Cllr. S. Treacy and agreed:- “That the minutes of Thomastown Electoral Area Meeting held on 1st July, 2013 as circulated with the agenda be and are hereby approved”.

Chairman’s Congratulations:-

- Congratulations to Dicksboro Camogie team on winning Division 1 Feile Championship
- Congratulations to the Kilkenny City Ladies Gaelic football club who also won a National Feile title.
- Congratulations to Danielle Morrissey Conahy, who won the Feile skills competition.
- Congratulations to Kilkenny Minors on winning the Leinster Hurling Final
- Thanked all those involved in the National Commemoration Day in Kilkenny Castle.
- He thanked the County Board for the successful hosting of the Kilkenny v Tipperary Hurling Game.

The Chairman appealed to all citizens of Kilkenny to be careful on the roads and in the water during this period of sunshine.

The Chairman also advised members that the Motor Tax office will close at 2.00p.m. from today. Cllr. P. Cuddihy thanked staff for helping people to complete forms etc.

Votes of Sympathy

- Ross O’ Shea Planner on the death of his father Pdraig O’Shea
- Richard Clare (Overseer Callan Area) on the death of his father Richard Clare
- The family of the late Thomas Brennan, Cruttenclogh (Pensioner)
- The Cummins Family, Barrettstown, Knocktopher, Co. Kilkenny on the death of Oliver Cummins.
- Rosheen Brennan and Family, Mountneill, Carrigeen, Via Waterford on the death of Ken Brennan.
- Mrs. Mary Aylward, Slieverue, Co. Kilkenny on the death of Paddy Heffernan.
- Tommy Greene, Glenmore, Co. Kilkenny on the death of Maggie Greene.
- Eily & Billy Roche & Family, Jamestown, Glenmore, Co. Kilkenny on the death of Bill Roche.
- Anthony Flanagan, Cois na Habhainn, Chatsworth, Clogh, Castlecomer, Co. Kilkenny on the death of John Brophy

- Gerry Dunne, Clogh Road, Castlecomer, Co. Kilkenny on the death of Martin Dunne.
- Toddy Lacey & Family, Gragara, Jenkinstown, Co. Kilkenny on the death of Kathleen Lacey.
- Mona Dooley & Family, Georges Tree, Jenkinstown, Co. Kilkenny on the death of Joseph Dooley.
- Margaret McEvoy & Family, Ardaloo, Jenkinstown, Co. Kilkenny on the death of William McEvoy.
- Mary Brennan & Family, 65 The Sycamores, Freshford Road, Kilkenny on the death of Pat Brennan
- Sean Tierney & Family, Tierney's Bar, Clonmel, Co. Tipperary on the death of Mrs. Ina Tierney.
- John & Brenda Kavanagh & Family, Freshford, Co. Kilkenny on the death of Catherine Kavanagh.
- Teresa Dillon & Family, Kilkenny Road, Freshford, Co. Kilkenny on the death of Pa Dillon.
- Nuala Cummins, Knocktopher, on the death of Oliver Cummins.
- Mary O' Connor, Ballyquin, Mullinavat, Co. Kilkenny on the death of Kathleen Conway.
- Jim O' Brien, Carrigeen, Via Waterford, Co. Kilkenny on the death of John O' Brien, Keanes Road, Waterford.

2. Business prescribed by Statute, Standing Orders or Resolutions of the Council.
- Gnó forordaithe do réir Reachtaíochta, Orduithe Seasta, nó Rúin an Chomhairle.

(a) Roads – Bóithre

(i) Adoption of the Noise Action Plan 2014-2018

Mr. John Mulholland advised that the Noise Action Plan was on public display during the month of June. Seven submissions were received. There are no significant changes to the draft plans as a result of the submissions. It is recommended to the Council that the Noise Action Plan 2012-2018 be adopted.

Proposed by Cllr. J. Brennan, Seconded by Cllr. S. Treacy and agreed: -
 "That we the members of Kilkenny County Council approve the Noise Action Plan 2014-2018".

- (ii)** Proposed by Cllr. C. Connery, Seconded by Cllr. M. Shortall and agreed: -
 "That the County Council of the County of Kilkenny in exercise of the powers conferred on them by Section 11 of the Roads Act 1993 and in compliance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010, hereby declares the road at Chapel Fields, Main Street, Urlingford, Co. Kilkenny to be a Public Road".

- (iii) Proposed by Cllr. P. Cuddihy, Seconded by Cllr. J. Coonan and agreed: -
 “That the County Council of the County of Kilkenny in exercise of the powers conferred on them by Section 11 of the Roads Act 1993 and in compliance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010, hereby declares the Public road No. L6701 at Bohernatounish Road, Kilkenny to be a public road”.
- (iv) Proposed by Cllr. C. Long, Seconded by Cllr. F. Doherty and agreed: - “That the County Council of the County of Kilkenny in exercise of the powers conferred on them by Section 11 of the Roads Act 1993 and in compliance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010, hereby declares the road at 7 Houses, New Road, Mooncoin, Co. Kilkenny Road No. L7417 to be a public road”.
- (v) Proposed by Cllr. C. Connery, Seconded by Cllr. M. Shortall and agreed: -
 “That the County Council of the County of Kilkenny in exercise of the powers conferred on them by Section 11 of the Roads Act 1993 and in compliance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010, hereby declares the road at 5 Houses at Millers (Lodge) Row, Freshford, Co. Kilkenny to be a public road”.
- (vi) Proposed by Cllr. E. Aylward, Seconded by Cllr. T. Breathnach and agreed: -
 “That the County Council of the County of Kilkenny in exercise of the powers conferred on them by Section 11 of the Roads Act 1993 and in compliance with Section 180 of the Planning & Development Act 2000 as amended by Section 59 of the Planning & Development Act, 2010, hereby declares the road at 42 Houses at the Crescent, Belmont, Ferrybank, Co. Kilkenny to be a public road”.
- (vii) Proposed by Cllr. T. Maher, Seconded by Cllr. M. Doran and agreed:- “That Kilkenny County Council hereby approves of the proposal to publish Notice of Intention to extinguish Public Right of Way at Regional Road No. R691 at Ballymack, Cuffesgrange, Co. Kilkenny”.

(b) Water Services – Seirbhísí Uisce

Freshford WWTP- New Access Roadway Part 8 Planning

Cllr. M. Shortall and C. Connery welcomed the progress on the Freshford Sewerage Scheme and raised a query on provision on footpaths on the Clinstown Road, Freshford.

It was proposed by Cllr. M. Shortall, Seconded by Cllr. C. Connery and agreed: - “That we the members of Kilkenny County Council approve this report which has been prepared to comply with Section 179, Part XI of the Planning and Development Act 2000 and the provisions of Part 8 of the

Planning and Development Regulations 2001 and deals with the construction of an Access Roadway to the new Waste Water Treatment Plant part of Freshford Sewerage Scheme is approved”.

(c) Community and Enterprise - Fiontar agus Pobail

Presentation on Heritage Programme.

Ms. Dearbhala Ledwidge Heritage Officer gave a powerpoint presentation to the members on projects that she is working on. She advised that she works in partnership with communities, the education sector and the tourism sector. The following are the projects underway.

- (1) Kilkenny Wildlife Detectives
- (2) Archaeology in the Classroom
- (3) Kilkenny Military History and Graves Project in partnership with Stephens Barracks
- (4) Traditional farm gates-including exhibition at summer festivals
- (5) Recording fieldnames

Heritage week takes place from 17th to 25th August and Kilkenny County is hosting several events – the largest number of events in the country.

Contributions were received from Cllrs. M. Shortall, S. Treacy, F. Doherty, J. Brennan, T. Maher, T. Prendergast, J. Coonan, M. O’ Brien and C. Connery.

Members welcomed the presentation and the projects underway. These will be a fabulous resource and will raise awareness of our heritage within the County.

Queries were raised in relation if any grants were available for the restoration of field gates and also thatch roofs.

D. Ledwidge responded to the queries raised and agreed to circulate the presentation. Cllr. P. Dunphy thanked her for her very interesting presentation.

3. Urgent Correspondence - Comhfhreagras Práinneach

Mr. Crockett advised members that the updated report on Kilkenny Central Access Scheme has been circulated for members information.

4. Business adjourned from a previous Meeting - Gnó ar athló ó chruinniú

roimhe seo:

None.

5. **Fix Dates and Times of Meetings - Dátaí agus Amanta do chruinnithe a shocrú:**

- (a) Proposed by Cllr. M. O' Brien and Seconded by Cllr. T. Maher and agreed:-
"That schedule of meetings from July-September 2013 is hereby approved"
- (b) Members were advised that the presentation from Eirgrid would be at the monthly meeting in November and this was agreed by the Council.

6. **Consideration of Reports and Recommendations of Committees of the Council - Plé ar Thuairiscí agus Moltaí ó Choistí an Chomhairle:**

- (i) Report on SPC 4 Housing & Social Strategic Policy Committee Meeting held on 28th May, 2013 – Deferred to September Meeting
- (ii) Report of Callan Electoral Area Meeting held on 12th June, 2013. Proposed by Cllr. M. Doran, Seconded by Cllr. T. Maher and agreed. Cllr. T. Maher requested repairs to be carried out on the small bridge on Rd. No. LS50 to facilitate the farming community.
- (iii) Report on Ballyragget Electoral Area Meeting held on 13th June, 2013. Proposed by Cllr. M. Shortall, Seconded by Cllr. J. Brennan. Cllr. M. Shortall requested that urgent progress be made on the water supply in Galmoy.
- (iv) Report on Ballyragget Electoral Area Meeting held on 17th June, 2013. Proposed by Cllr. M. Shortall, Seconded by Cllr. J. Brennan and agreed.
- (v) Report on Thomastown Electoral Area Meeting held on 1st July, 2013. Proposed by Cllr. T. Prendergast, Seconded by Cllr. S. Treacy and agreed. S. Treacy advised that there is a need for the public convenience in Thomastown.

7. **Other Business set forth in the Notice convening the Meeting -**

Gnó Eile romhainn i bhFógra reachtála an Chruinnithe

Cllr. F. Doherty welcomed the announcement by Minister Shatter on recruitment to the Gardai.

8. **Education & Training – Oideachas agus Oiliúint**

(i) Conferences – Request for approval to attend as per circulated list.
Proposed by Cllr. M. O’ Brien, Seconded by Cllr. J. Brennan and agreed.

(ii) Summary of proceedings at Conferences have been received from

| Councillor | Date of Conference | Title of Conference |
|-------------------|---------------------------|--|
| Cora Long | 3rd – 4th May, 2013 | Public Service Agreement |
| Jane Moran | 24th – 26th May, 2013 | West Cork Tourism Seminar |
| M. H Cavanagh | 31st May – 1st June, 2013 | The Nursing Home Support Scheme |
| Jane Moran | 7th – 8th June, 2013 | How Councillors can successfully access funding to help community programmes |
| Cora Long | 7th – 8th June, 2013 | Standards for Rented Houses |
| Eamon Aylward | 7th – 9th June, 2013 | European Legislation and Local Authorities |
| M.H Cavanagh | 14th – 15th June, 2013 | Supporting Enterprise, Local Development and Economic Growth |
| M.H Cavanagh | 28th – 29th June, 2013 | European Movement Ireland |

Proposed by Cllr. M. O’ Brien, Seconded by Cllr. J. Brennan and agreed.

9. Matters Arising from Minutes - Gnótha ag éirí as Miontuairiscí

None

10. Any Other Business - Aon Ghnó Eile

Cllr. J. Brennan requested that an item on Development Contribution Scheme be included on the agenda for the September Meeting. Cllr. M. Shortall asked for clarification on the funding of capital water services projects be available for the meeting.

Cllr. J. Coonan requested clarification on cutting road side verges and hedges in the interest of road safety. County Manager advised that Mr. Mulholland will issue advise to the members in the next few days.

Cllr. P. Dunphy requested approval of the members to seeking a meeting with the Minister for Enterprise to discuss employment creation in the County. Members agreed and requested that the Minister be invited to Kilkenny for a meeting.

11. Notices of Motion - Fógraí Rúin:

None

12. Notices of Motion from other local authorities seeking support of Kilkenny County Council County Council - Fógraí i dtaobh Rúin ó Údaráis Áitiúla eile ag lorg tacaíochta ó Chomhairle Chontae Chill Chainnigh:

16(13) Ennis Town Council – 14th June, 2013

“That this Council support Clare County Council’s and other County Council’s prohibition of hydraulic fracking for the extraction of shale gas (otherwise known as unconventional hydrocarbons) and if passed, this motion will be circulated to all other Town Councils in Clare and beyond”

Noted

17(13) South Tipperary County Council – 17th June, 2013

“That this Council calls on the Minister for Communications, Energy and Natural Resources, Mr. Pat Rabbittee, T.D., to prioritise the introduction of postcodes to assist the emergency services reach people in need. Fire, ambulance and Garda personnel are being delayed in reaching the destination of call outs as addresses in some cases are so vague. In certain instances, there are several locations with the same townland address thus causing unnecessary confusion which could be avoided by the introduction of postcodes”.

Noted

18(13) Waterford City Council – 21st June, 2013

“This Council supports: The families of all the missing and their rights to have their loved ones returned to them. That all human remains be given a dignified burial after all scientific investigations have been carried out. The establishment of a web page, with particulars of unidentified remains/bodies that can be accessed by the public”.

Noted

19(13)

Leitrim County Council – 21st June, 2013

“That Leitrim County Council call on the Health and Safety Authority to deliver the ASSIST Suicide Prevention Programme as part of the mandatory training programme in the workforce”.

Noted

That concluded the business of the meeting.

Signed: _____

Date: _____

Cathaoirleach