

**MINUTES OF PROCEEDINGS OF MONTHLY MEETING
OF NORTH TIPPERARY COUNTY COUNCIL HELD IN
THE COUNCIL CHAMBER, CIVIC OFFICES, LIMERICK
ROAD, NENAGH ON MONDAY 21ST FEBRUARY, 2005 AT
2.00 P.M.**

Present**Cllr. John Hogan, Mayor - Presided**

Cllrs Tom Berkery; Jim Casey; Ger Darcy; Tom Harrington; Joe Hennessy; Willie Kennedy; Denis Ryan; Harry Ryan; Mattie Ryan; John Carroll; Sean Creamer; Pauline Coonan; Seamus Hanafin; John Sheehy; Michael O'Meara; Micheál Lowry, Michael Smith; Jim Ryan; John Kennedy; Dr. Phyll Bugler

Also Present

Terry Ó'Niadh, County Manager; Karl Cashen, Director of Services; Paddy Heffernan, Director of Services; Matt Shortt, Director of Services, Tom Barry, Director of Services; Liam McCarthy, Head of Finance; Gerard Lynch, Head of Information Systems, Sharon Kennedy, Senior Executive Officer, Peter Hogan, Senior Executive Officer, Rosemary Joyce, Senior Executive Officer and Mary Quigley, Assistant Staff Officer.

Votes of Sympathy

Votes of sympathy were passed to the following:

Michelle Prout & Maria Stapleton on the death of their grandfather.
Michael Hayes & family on the death of his mother, Olive Hayes.
Mr. T. Niadh wished to be associated with the Votes of Sympathy

Vote of Congratulations

It was agreed to send a letter of thanks and congratulations to Chief Superintendent Kevin Ludlow on his assignment to Cork.

**Item 1.1
Adoption of
Minutes of
Previous
Meeting**

It was proposed by Cllr. J. Ryan, seconded by Cllr. J. Carroll and unanimously agreed that the minutes of the January Monthly Meeting be adopted.

**Item 1.2
Action Plan
Progress Report**

Members noted the Action Plan Progress Report, copy of which had been sent to them via email.

**Item 2.1 County
Managers
Report –
Schedule of
Uncollected
Rates**

Members noted the County Manager's report on the schedule of uncollected Rates for 2004 which had been circulated via e-mail. Mr. T. Ó'Niadh said that this was a good performance and he complimented the Head of Finance, the Revenue Collectors and the other members of staff in the Revenue section on a job well done. The Members also congratulated the staff involved.

Item 2.2
Finance
Quarterly
Report

Members noted the contents of the Finance Quarterly Report, copy of which was circulated via email. Mr. L. McCarthy replied to queries raised by the Members.

Members requested that the CLAR funding be spent in an equitable manner in the four electoral areas.

Item 3.1
Disposal of Land
at Garryard
East,
Silvremines

It was proposed by Cllr. J. Sheehy, seconded by Cllr. G. Darcy and resolved that pursuant to Section 211 of the Planning & Development Act, 2000, the disposal of land at Garryard East, Silvermines to Kevin Collins, be carried out in accordance with the terms of the Notice dated 1st February, 2005 sent to each Member, and in accordance with the provisions of Section 183 of the Local Government Act, 2001.

Item 4.1
Planning &
Development
Register
January 2005

Members noted the Planning and Development Register for the month of January 2005.

Members raised a number of concerns with regard to planning issues including the implementation of the development contributions scheme, applications for windfarm developments and mobile phone masts. It was agreed to hold a meeting Tuesday, 1st March at 2 pm. to consider these and other issues – to be attended to by the Mayor, party whips and the management team.

Mr. Barry also informed the Members with regard to the proposed integrated plans for Cloughjordan and Littleton which was welcomed by the Members.

Item 5.1
Community &
Enterprise
Quarterly
Report

Members noted the contents of the Community & Enterprise Quarterly Report, copy of which was circulated via email. Members complimented Mr. T. Barry and his staff on a comprehensive report and the many worthwhile achievements in this area. Mr. T. Barry replied to queries raised by the Members.

A general discussion took place with regard to health related issues and following same, it was agreed to write to the Health Executive requesting the provision of additional addiction counsellors.

Discussions also took place with regard to tourism development along the lakeside, village enhancement schemes and concerns with regard to a number of burial grounds.

Delegation from
Irish Sugar Beet
Growers
Association

Cllr. G. Darcy apologised to the Members on behalf of the Irish Sugar Beet Growers Association who could not attend with a Delegation this afternoon. This Delegation hoped to attend the next meeting of the Council. This proposal was agreed to by the Members.

Cllr. Darcy then referred to the closure in Banagher of the Malting Factory and the Depot located in Borrisokane and the serious implications these closures have for local beetgrowers. Cllr. Darcy's concerns were echoed by a number of other Members and it was agreed to write to the Minister and request him to intervene in this closure in order to secure the contracts for farmers for at least the current year.

Item 6.1
Strategic Policy
Committees

Planning and Development and Community and Enterprise.
 This item was deferred to the next meeting of the Council.

Item 7.1
Area
Committees

It was noted that the following meetings took place: -

Nenagh/Newport Area Meeting

The main items discussed were the roadworks programme for 2005; speed limit review; village renewal proposals; provision of parking at schools and the meeting received a deputation from the residents in the Marian Estate in Newport.

Roscrea/Templemore Area Committee

The main items discussed were the roadworks programme for 2005; the speed limit review and parking by-laws.

Thurles Area Meeting

This item was deferred to the next meeting of the Council.

Item 8.1
Conferences

It was proposed by Cllr. H. Ryan, seconded by Cllr. J. Ryan and resolved "That pursuant to Section 142 (5) of the Local Government Act 2001 and having regard to (i) the benefits likely to accrue, (ii) the general interest of this administrative area and of the local community (iii) the estimated cost of the proposed attendance and the provision made for such purposes in the annual estimates, hereby nominate those listed hereunder to attend the following Conference/Seminar"

Seminar/Conference /Similar event	Dates	Venue	Nominees	Estimated Cost
Newmarket Community Development Association Duhallow Conference – Agrivision 2015	20-22 January 2005	Duhallow Park Hotel Killarney Road Kanturk Co. Cork	Harry Ryan	€500
Clare Tourism Council & Antrim Borough Council A Tourism Conference	28 & 29 January 2005	Dunadry Hotel & County Club Muckamore Dunadry Co. Antrim	John Sheehy	€500
EPN Communications Media Skills for Councillors	29 January 2005	Welcome Inn Hotel Castlebar Co. Mayo	Seamus Hanafin	€500
Mid West Regional Authority Implementing the National Spatial Strategy	3 & 4 February 2005	Temple Gate Hotel Ennis Co. Clare	Jim Ryan John Kennedy Micheal Lowry Tom Harrington Jim Casey Denis Ryan Harry Ryan Dr Phyll Bulger Willie Kennedy	€500

National Energy Conference – ‘Local Energy Responsibilities – A Time for Change’	10 & 11 February 2005	Hibernian Hotel Mallow Co. Cork	Jim Casey	€500
Association of Municipal Authorities of Ireland – Spring Seminar 2005	11 th & 12 th February 2005	Holiday Inn Letterkenny Co. Donegal	Micheal Lowry Dr Phyll Bulger Harry Ryan Tom Berkery Tom Harrington	€500
Carlow Tourism National Conference	24 th & 25 th February 2005	Seven Oaks Hotel Athy Road Carlow	Jim Ryan	€500
General Council of County Councils – Annual Conference	03 rd – 05 th March 2005	Marriott Johnstown House Hotel Enfield Co. Meath	John Kennedy Jim Ryan	€500
Wexford Historical Society – ‘Digging Wexford’	11 th – 13 th March 2005	Riverbank Hotel Wexford	John Kennedy	€500

Item 8.2**Reports on Conferences**

Members noted the following Reports on Conferences: -

Conference/Seminar Title	Date Of Conference	Reports Received from:
Implementing the National Spatial Strategy	02/02/05 – 04/02/05	Cllr Tom Harrington Cllr Harry Ryan Cllr Jim Ryan
Drogheda Cross Border Forum Good Friday Agreement	23/09/04 – 25/09/04	Cllr John Kennedy
Mid West Regional Authority Conference	03/02/05 – 04/02/05	Cllr John Kennedy
Duhallow Conference	20 -21 January 2005	Cllr Harry Ryan

**Item 9.1
Mayors Business**

Mr. J. Hogan informed the Members that it was proposed to have awards for Long Serving Members of the Council. On the proposal of Cllr. M. Ryan, seconded by Cllr. J. Ryan it was agreed to proceed with arrangements for the award ceremony.

**Item 10.1
County Managers/Directors/Heads of Functions Business**

Mr. G. Lynch advised the Members of the up-to-date position regarding Broadband in the County and answered queries raised by the Members relating to same.

Mr. M. Shortt advised the Members that the Rural Water Programme Allocations have been received and a programme is being prepared for presentation to the Council in due course.

**Item 10.2
County Managers/Directors Orders**

The members noted the County Managers/Directors Orders for the month of January, 2005.

**Item 11.1
Tenders**

There were no tenders.

Item 12.1
Correspondence

The following correspondence was noted by the Members:

1. Letter received from Carrick on Suir Town Council:

At the December meeting of Carrick On Suir Town Council, it was agreed that the following motion would be forwarded to all local authorities for their consideration

“That each Council would request a report from the recycling company that processes the recycling materials collected within their administrative areas, detailing the recycling process, usage at the end product and/or eventual destinations of such materials”

2. Letter received from Waterford City Council:

At the January Meeting of Waterford City Council, the following motion was passed by the members and they requested that the content be circulated to all local authorities

"That Waterford City Council calls on the Minister for Justice, Equality & Law Reform to consider the introduction of mandatory custodial sentences for those who have been convicted of rape or other serious forms of sexual abuse".

3. Letter received from Kerry County Council:

At the January Meeting of Kerry County Council the following resolutions were adopted and it was agreed that they would be circulated to all local authorities for support.

"That this Council calls on the Government to make full and fair restitution to medical card holders, or to their next of kin where appropriate, who, as residents of long stay hospitals or nursing homes, had 80% of their Social Welfare entitlement illegally deducted. That this Council condemns the Governments paltry offer of €2000 to each affected hospital/nursing home resident as this is but a tiny fraction of the amount which has been unjustly taken. That this Council further ask the Government to investigate, openly and honestly, if work related pensions were in part or fully retained by the Health Board or their agents”

"That Kerry County Council lobby the Department of the Environment, Heritage and Local Government and the Department of Arts, Sport and Tourism to make a special roads grant available for improvements to tourism routes in the country. A similar type grant for tourism routes was in place up to the 1990's. This grant to be used on roads, car parks and bridges that satisfy the pre-agreed criteria. Tourism is very important to Ireland and as such our scenic areas need to be displayed at their best"

4. Letter received from Clare County Council:

At a meeting of this Council held on 10th January, 2005 the following Notice of Motion was passed:

"We the members of Clare County Council request the Minister for Transport to instruct car manufacturing companies to make special kilometre speed recording stickers

available to the public through the car sales outlets and that they be fitted free of charge to the motorist. It is essential that this operation be carried out as near as possible to January 2005. We also propose that this motion be circulated to all local authorities."

The Members asked that the content of this motion be circulated to all local authorities.

5. Letter received from Leitrim County Council:

With regard to Resolution passed by the Members of Leitrim County Council at Council Meeting on 6th December 2004, as previously circulated, I wish to inform you that there was an error on this resolution.

Please find attached amended version of this resolution;

"That Leitrim County Council condemns the Irish Government's failure to deliver on it's solemn undertaking to the United Nations to allocate 0.7% of exchequer funding to support developing countries. This failure to keep our word as a Nation not only delays the eradication of global poverty, it damages our reputation as a generous and caring people throughout the world. That this motion, when adopted, be circulated to all local authorities, to the Office of the Taoiseach and to Trócaire."

6. Invitation to nominate person for the Pádraig Pearse Award 2005 – closing date 30th March 2005

7. Letter received from Derry City Council:

At a recent meeting of Derry City Council the following resolution was passed

Derry City Council

- Notes the concerns expressed regarding the conditions under which people with learning difficulties are accessing work places in the Derry City Council Area
- Recognises that all our citizens have equal worth and value
- Commits to the review of current work practices regarding such work placements
- Calls on the Mayor to convene a meeting of interested parties, including DESTINED, to examine current practices in the Derry City Council Area and to compare this with practice elsewhere throughout Ireland
- Send a copy of this motion to all Councils throughout Ireland urging that they endorse this Motion and conduct similar reviews and send details of their findings to the Mayor's Office.

Item 13.1
Adjourned
Notices of
Motion

Cllr. G. Darcy introduced the following Notice of Motion:

“That this Council call on the government to introduce legislation to prevent indiscriminate parking of large convoys of vehicles at roadsides or in public places”

A discussion took place with regard to the motion and following same, it was agreed refer the matter to the Department of Environment, Heritage and Local Government.

Item 13.2
Notices of
Motion

It was agreed to defer consideration of the following Notices of Motion to the next Meeting:

“That North Tipperary County Council introduce a special 30km/h speed limit for 75 metres right and left of primary and post-primary schools in North Tipperary.”

“That North Tipperary County Council expedite it's new review of existing speed limits throughout the county and where possible, as a matter of urgency, implement the recommendations of the speed limit review conducted in 2001/ 2002.”

“That North Tipperary County Council write to Iarnrod Eireann urging them to upgrade facilities in all North Tipperary Rail Stations to ensure freedom of movement between platforms for the elderly, physically disabled and wheelchair confined passengers, with particular emphasis on Thurles Railway Station.”

“I call on North Tipperary County Council to place 30 kmh speed signs outside all National Schools in North Tipperary in the interests of the safety of children, parents and school staff”

“That North Tipperary County Council take charge of the services at Lakeside Villas, Dromineer. This estate was built in 1979 and the access roadway and kerbing was not fully completed”.

Item
Any Other
Business

Cllr. S. Creamer spoke in relation to the impended closure of ESB shops in Nenagh and Thurles and the impact that this would have in respect of service delivery. A number of Members supported Cllr. Creamer and following a discussion, it was agreed to write to the ESB inviting a representative from that Company to the next Council Meeting to outline the proposals for service provision in the County.

Mr. K. Cashen informed the Members of the up-to-date position regarding the Tailings Pond at Gortmore, Ballywilliam.

This Concluded the Business of the Meeting, a true copy of which we hereby certify.

Signed: _____
Cllr. J. Hogan
Mayor.

Date: _____

Signed : _____

Date: _____

Ms. Sharon Kennedy,
Senior Executive Officer