

KILKENNY COUNTY COUNCIL

- COMHAIRLE CHONTAE CHILL CHAINNIGH -

AGENDA FOR THE ORDINARY MEETING OF KILKENNY COUNTY COUNCIL

MONDAY 20TH MAY, 2019 AT 3.00 P.M.

Council Chamber, County Hall, John Street, Kilkenny.

Clár do Ghnáth-Chruinniú Chomhairle Chontae Chill Chainnigh le reachtáil ar de Luan 25 Bealtaine, 2019 ar a 3.00 i.n. i Seomra na Comhairle, Halla an Chontae, Sráid Eoin, Cill Chainnigh.

1. **Confirmation of Minutes - Dearbhú Miontuairiscí:**

- (a) Minutes of Ordinary Meeting of Kilkenny County Council held on Monday 15th April, 2019 *[copy of Minutes attached]*.

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

(a) **Housing & Other Disposal – Tithíocht & Díuscairt Eile**

- (i) “That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest by way of long term lease in Property at The Watershed Sports Complex, Scanlon Park, Bohernatounish Road, Kilkenny to Kilkenny Local Authorities Leisure Complex Limited for an extended period of 10 years with each party to be responsible for their own legal costs. The extended period of 10 years will give The Watershed a further combined Lease period of 33 years up to 2042, and each party will be responsible for their own legal costs.”
[Notice sent to members on the 1st May, 2019]

- (ii) “That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest by way of long term lease in Plot of ground at Newpark Close, Newpark Lower, Kilkenny to Newpark Close Community Development Ltd, for a period of 7 years with each party to be responsible for their own legal costs. The plot of ground measures 0.0336 hectares.”
[Notice sent to members on the 1st May, 2019]

- (iii) “That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest in land at Vicar Street, Gardens Td, Kilkenny as identified on the enclosed map, to Auburn Ventures Limited, T/A The Kilkenny Inn, Brightside, Glenamuck Cottage, Dublin 18. This area of land measures 654m². Auburn Ventures Ltd will in turn transfer an area of land which measures 398m² to Kilkenny County Council together with a payment of €70,000 to reflect the difference in area of the plots being exchanged. Each party will be responsible for their own legal costs associated with the sale.”
[Notice sent to members on the 1st May, 2019]

- (iv) "That, in accordance with the provisions of Section 183 of the Local Government Act, 2001, Kilkenny County Council hereby approves of the disposal of its interest in 3 no. plots of land at Inistioge to Irish Water, Colvill House, 24-26 Talbot Street, Dublin 1 and the disposal of the Council's interest by way of a Permanent Wayleave and Permanent Right of Way on a further 1 no. plot also to Irish Water, for the combined sum of €12,500 with Irish Water being responsible for all legal costs associated with the sale. Combined Sale Plots measure 0.353ha."

[Notice sent to members on the 1st May, 2019]

(b) **Planning – Pleanail**

- (i) Taking in Charge: Chapel View, Stoneyford, Co. Kilkenny [Report Attached].
(ii) Proposed Part 8 Development of Library at Mayfair, Kilkenny [Report Attached].

(c) **Roads – Boithre**

- (i) Section 38: Road Improvement at Hugginstown [Report to Follow].
(i) Section 39: Road Improvement at Kilmacow [Report to Follow].
(ii) Proposed Part 8: Village Enhancements in Piltown.

(c) **Environment - Timpeallacht**

- (i) Graveyard Grants [Report Attached].

(d) **Housing – Tithíocht**

- (i) Incremental Purchase Scheme [IPS] [Report Attached].

(e) **Corporate Affairs - Gnóthaí Corparáideacha**

- (i) Delegation of Reserved Functions to Municipal Districts [Report Attached]
(ii) Proposed Changes to Standing Orders [Report Attached].
(iii) Proposed SPC Configuration [Report Attached].
(iv) Chief Executive's Monthly Report [Report Attached].

3. **Correspondence - Comhfhreagras**

4. **Business adjourned from a previous Meeting- Gnó ar athló ó chruinniúimhe seo**

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

- (i) Schedule of Meetings from May 2019 to August 2019 [Attached].

6. **Consideration of Reports & Recommendations of Committees of the Council-Plé ar Thuairiscí agus Moltaí ó Choistí an Comhairle:**
7. **Other Business set forth in the Notice convening the Meeting – Gnó Eile romhainn i bhFógra reachtála an Chruinnithe**
8. **Education & Training– Oideachas agus Oiliúint**
9. **Matters Arising from Minutes - Gnótha ag éirí as Miontuairiscí**
10. **Any Other Business - Aon Ghnó Eile**
11. **Notices of Motion - Fógraí Rúin:**

17 (19) Cllr. Melissa O'Neill

"That Kilkenny Council calls on the government and Irish Water to amend the Health (Fluoridation of Water) Act 1960 and subsequent Statutory Instrument (42/2007 Fluoridation of Water Supplies Regulations 2007) to ban the addition of fluoride to water supplies.

The EU has issued directives that babies and toddlers should not be exposed to fluoridated water. Children between 1 and 4 are most at risk of developing fluorosis which damages teeth enamel. Studies have linked fluoridation to a wide range of medical diseases including Kidney malfunctions, arthritis and bone cancers.

Hydrofluoric acid is being used to add fluoride to our water at a cost of up to 7 million per annum. This is a neuro toxic industrial waste which can cause damage to the nervous system. Fluoridation is banned in 98% of European countries. The Irish government continues to impose fluoride on the Irish people and on top of that it is now forcing us to pay for it through water charges.

The European Commission is on record as saying "people do not need fluoride for normal growth and development". Fluoridation of water needs to stop immediately. Worldwide research has uncovered links with neurological disorders like depression, Alzheimer's and ADHD, and illnesses like osteoporosis, arthritis, dental and skeletal fluorosis, asthma, pulmonary disease and endocrine dysfunction. All of these illnesses are much higher in Ireland than in unfluoridated Northern Ireland and Europe."

18 (19) Cllr. Melissa O'Neill

"That Kilkenny Council call on the minister for foreign affairs, the minister for health and the minister for the environment to meet, and cease 5G deployment plan trial in the South East region, Studies must be released back from all EU states as to the extent of risk to our, Health (cancer survivors that have already received radiation

especially, and young children), Environment and our National Network security. National Cybersecurity of our telecommunications is at risk.

To quote Robert F Kennedy Jr "5G poses risks to all life, people, bees, migrating birds, Plants, Trees "

This largely unquestioned 5G deployment plan in effect render us all guinea pigs in an experiment, whose health impacts are unknown and may be a crime against Humanity."

19 (19) Cllr. Breda Gardner

"That this Council recognises the selfless commitment of the Irish Defence Forces (Navy, Army and Air Corps) to the people of Ireland in defence of the nation and in the protection of the internal security of the State. In particular, it acknowledges the role played by the Defence Forces in multinational peacekeeping, humanitarian relief, maritime security and fishery protection.

This Council in its support for the campaign for Respect and Loyalty calls on the Government to immediately take action to resolve the issues relating to the pay and conditions of service of Defence Forces Members as they are seriously impacting retention and recruitment."

20 (19) Cllr. David Kennedy

"That Kilkenny County Council look into the possibility of putting some kind of hardcore/filling where possible to enable people to park their cars off the slip roads to the M9 motorway."

21 (19) Cllr. Pat Dunphy

"That this County Council calls on the Taoiseach, the Minister for Agriculture and the government to put supports in place immediately for the Irish beef farmer in this unprecedented crisis".

22 (19) Cllr. Breda Gardner

"That Kilkenny County Council write to Minister of Environment Richard Bruton to raise an awareness nationally on what non biodegradable wipes, nappies and plastics can do to block sewage systems and devise a strategy."

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

10 (19) Donegal County Council

"The All-Ireland Pollinator Plan is about everyone working together and contributing to making the landscape more pollinator friendly."

That Donegal County Council

- (a) adopt, implement and actively promote the All Ireland Pollinator Plan on Council open spaces and parks,
- (b) Provide information, training and distribute pollinator guidelines to rural community groups, tidy towns and community development organisations,
- (c) devise and deliver a biodiversity action plan for Donegal County Council."

11 (19) Waterford City & County Council

"That this Council recognises the selfless commitment of the Irish Defence Forces (Navy, Army and Air Corps) to the people of Ireland in defence of the nation and in the protection of the internal security of the State. In particular, it acknowledges the role played by the Defence Forces in multinational peacekeeping, humanitarian relief, maritime security and fishery protection.

This Council in its support for the campaign for Respect and Loyalty calls on the Government to immediately take action to resolve the issues relating to the pay and conditions of service of Defence Forces Members as they are seriously impacting retention and recruitment."

12 (19) Wicklow County Council

"That Wicklow County Council acknowledge and support the recent #Climate Strikes [1,2] driven by the young people and families in Greystones, Arklow, Dublin and around the country.

That Wicklow County Council have listened and understood the deadly urgency felt by the young people and their demand that all stakeholders and representatives act immediately to ensure that young people have a liveable future in Wicklow, in Ireland and on planet Earth.

That Wicklow County Council agree that the evidence of emergency is overwhelming from IPCC on Climate [3] and from WWF LPR on Biodiversity [4].

That Wicklow County Council agree that, while relatively small in global terms, Wild Wicklow, previously acknowledged as the World's most liveable community, can and must step up and show visible leadership.

That Wicklow will immediate implement the following steps (as leading proactive cities and regions internationally already have):

- Declare a Climate Emergency for Wicklow
- Publish a Climate Action Plan
- Declare a Biodiversity Emergency for Wicklow
- Update and publish a Biodiversity Action Plan
- Report regularly on progress on both Action Plans."

13 (19) Galway County Council

"That Galway County Council call on the Minister for Employment Affairs and Social Protection, Regina Doherty T.D., to use all means available to her to uphold the 2008 Labour Court Ruling and to provide an agreed Pension Scheme for community Employment Supervisors and Assistant Supervisors.

The work that CE Supervisors carry out on behalf of the Department through sponsoring bodies is vital to all communities and voluntary services that benefit. The Department funds both the wages and PRSI and controls all aspects of these schemes.

It is regrettable that despite the 2008 ruling from the Labour court which is a vital part of the States Industrial Framework and a Dáil Vote in April 2018, a calculated government campaign led by Regina Doherty is in place to undermine the implementation of same.

It is simply unjust that the state conspires against these very dedicated professionals and tries to deny them their pension rights.

This has the potential to cause absolute chaos in our towns and villages and the matter must be resolved."