

- COMHAIRLE CHONTAE CHILL CHAINNIGH –
KILKENNY COUNTY COUNCIL

*Clár do Ghnáth-Chruinniú Chomhairle Chontae Chill Chainnigh
le reachtáil ar de Luan, 17 Meithimh, 2021 ar a 2.30 i.n.*

**AGENDA FOR THE ORDINARY MEETING
OF KILKENNY COUNTY COUNCIL**

MONDAY, 17th MAY, 2021 AT 2.30 P.M. VIA MS TEAMS

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

- (i) Minutes of Plenary Meeting of Kilkenny County Council held on Monday, 19th April, 2021 [*copy of Minutes attached*].
- (ii) Minutes of SPC 2: Infrastructure Policy, Transportation, Fire & Emergency Services Issues held on Friday 29th March, 2019
- (iii) Minutes of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 6th December, 2019
- (iv) Minutes of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 6th March, 2020
- (v) Minutes of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 10th July, 2020
- (vi) Minutes of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 23rd October, 2020
- (vii) Minutes of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 11th December, 2020

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

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

- (i) “Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 Kilmanagh Village Co. Kilkenny, as identified on the attached map, to Graigue-Ballycallan GAA Club, for a period of 20 years with Graigue-Ballycallan GAA Club being responsible for all legal costs associated with the lease including those of Kilkenny County Council. The area measures 4,259 square metres. The Consent of the Minister of the Environment is not required.” (*Notice sent to Members on the 4th May, 2021*)

- (ii) "Notice is hereby given, that at a meeting of the Council to be held after the expiration of 10 days from the date of this notice, it is the intention of Kilkenny County Council 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 a site at Hebron Industrial Estate, Hebron Road, Kilkenny, as identified on the enclosed map as Site E, to David Buggy Motors Limited, Unit 27 Hebron Industrial Estate, Hebron Rd, Kilkenny, for the sum of €185,000 (one hundred and eighty five euros). This site measures approx. 2.28 acres. Each party will be responsible for their own legal costs associated with the sale. The Consent of the Minister of the Environment is not required." (*Notice sent to members on the 4th May, 2021*).

(b) **Pleanail - Planning**

- (i) Part 8: Fire Station Urlingford [*Report Attached*].
- (ii) Taking in Charge: Brookfield, Ballyhale, Co. Kilkenny [*Report Attached*].
- (iii) Taking in Charge: Haven Court, Ballyragget, Co. Kilkenny [*Report Attached*].

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

- (i) Chief Executive's Monthly Report [*Report Attached*].
- (ii) Proposed Technological University for the South East [*Presentation at 3.15 p.m.*].
- (iii) Eirgrid [*Presentation at 4.30 p.m.*].

(d) **Comhshaol - Environment**

- (i) Amenity Grant Scheme [*Report Attached*].
- (ii) Litter Management Plan [*Report Attached*].

(e) **Pobol Cultúr - Community & Culture**

- (i) Community & Cultural/Inter-Cultural Facilities Capital Scheme (CCICFCS) - Allocation of Grants 2021.
- (ii) Public Art Management Policy [*Report Attached*].
- (iii) Short Term Working Finance Capital for Community Projects.

3. **Comhfhreagras - Correspondence**

- (i) Acknowledgement from Minister Darragh O'Brien in connection with the County Boundary [*Attached*].
- (ii) Acknowledgement from Minister Malcolm Noonan in connection with Decarbonsiation Zones [*Attached*].

4. **Gnó ar athló ó chruinniúroimhe seo - Business adjourned from a previous Meeting**
5. **Dátaí agus Amanta do chruinnithe a shocrú - Fix Dates & Times of Meetings**
 - (i) Fix dates for Special Meetings on draft City & County Development Plan.
 - (ii) Schedule of Meetings [Report Attached].
6. **Plé ar Thuairiscí agus Moltaí ó Choistí an Comhairle Consideration of Reports & Recommendations of Committees of the Council**
 - (i) Report of SPC 2: Infrastructure Policy, Transportation, Fire & Emergency Services Issues held on Friday 29th March, 2019
 - (ii) Report of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 6th December, 2019
 - (iii) Report of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 6th March, 2020
 - (iv) Report of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 10th July, 2020
 - (v) Report of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 23rd October, 2020
 - (vi) Report of SPC 2: Transportation Policy, Mobility Management & Water Services held on Friday 11th December, 2020
7. **Gnó Eile romhainn i bhFógra reachtála an Chruinnithe - Other Business set forth in the Notice convening the Meeting**
8. **Oideachas agus Oiliúint - Education & Training**

AILG Elected Members Training: “Rural Housing and Development Policy” Webinar to be held on Friday, 28th May, 2021 from 10.00 a.m. to 11.30 a.m.
9. **Gnótha ag éirí as Miontuairiscí - Matters Arising from Minutes**
10. **Aon Ghnó Eile - Any Other Business**

11. **Fógraí Rúin - Notices of Motion**

06 (21) Cllr. Maria Dollard

"That Kilkenny County Council ask the Government to establish an independent inquiry to investigate and provide answers to questions that have arisen in relation to the recently aired RTE Investigates programme, reporting the building and maintaining dossiers on autistic children and their families who were involved in legal actions against the State. The response should also address issues of concern regarding confidentiality, GDPR, how families/autistic adults establish if they were included, if safeguarding reports to Tusla were included and what steps will be taken to repair confidence in the system of health and education services for children and adults diagnosed with an Autism Spectrum Condition going forward."

07 (21) Cllr. Andrew McGuinness

"That we the Members of Kilkenny County Council request that the Minister for the Environment, Climate and Communications and Transport, Mr. Eamon Ryan TD prioritises the planning, design and construction of the N24 Waterford to Limerick Corridor road project within the Review of the National Development Plan. This project is critical to the development of the South East region and to the achievement of national targets on addressing regional imbalance by connecting the cities of Waterford and Limerick, the South East, South West and Mid West Regions, Rosslare Europort, the Port of Waterford and existing strategic transport corridors including the M7 (*Dublin - Limerick*), M8 (*Dublin-Cork*) and M9 (*Dublin-Carlow-Kilkenny-Waterford*) motorways. It is further requested that this Notice of Motion be sent to the Minister for Finance, Mr. Paschal Donohue TD and Minister for Public Expenditure and Reform, Mr. Michael McGrath TD."

08 (21) Cllr. Andrew McGuinness

"That this Council calls on the Government in the light of Brexit and other market influences to recognise the strategic value of the South-East Ports in Rosslare and Belview, Waterford through:

- Strategic investment in the Ports, in particular through the purchase of additional land for the expansion of Rosslare Europort and the advance construction of Rosslare Europort Harbour Access Road.
- Amalgamation of the ports structure and governance to create a Tier 1 port as a combined entity.
- Designation of the combined entity as the service port for off-shore renewables in The Irish and Celtic Seas."

09 (21) Cllr. Mary Hilda Cavanagh

"That Kilkenny County Council be allowed to name and shame those caught littering or dumping waste."

10 (21) Cllr. Pat Dunphy

"That Kilkenny County Council write to the Minister asking him to ensure that Eirgrid do not erect a second line of pylons on the Cullenagh to Great Island line which takes in the districts of Carrigeen, Dunkitt and Slieverue areas in Co Kilkenny. It should be placed on the existing line or underground. Most of this area is classed as an SAC area and it is bad enough having one line of pylons currently without having a second line running close by the first line. It will destroy a scenic area and more thought must be put in to protecting the area and using the line already there by upgrading it to take the extra 400kvs that Eirgrid say are required."

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

31 (21) Roscommon County Council

“To write to the Taoiseach and Minister Heather Humphreys at the Department of Rural and Community Development to immediately establish an Annual Fund for necessary capital works projects at our nations cemeteries to specifically address the deterioration of pavements, boundary walls, overgrown trees and other similar capital works requirements in the interest of health and safety, stimulating local economies, pride of place at these sacred public spaces, but most importantly in deference to the memory of our deceased loved ones throughout the County. It was further agreed to circulate the motion to all Local Authorities.”

32 (21) Sligo County Council

“For this Council to write to the Minister for Finance Paschal Donohue following his recent remarks stating that taxes will rise after Covid and ask him not to increase taxes but instead borrow money to stimulate the economy over the next decade.

History shows that we cannot tax our way out of recession. The ECB are prepared to lend billions to allow the country to get back on track. An infrastructure plan including a massive house building programme should be included. In a decade, taxes will increase incrementally due to job creation therefore strengthening the economy and increasing our ability to repay the ECB”.

33 (21) Sligo County Council

“I propose that Sligo County Council write to An Tánaiste and ask him to intervene on the crisis facing our community sector in relation to insurance.

The community sector is facing so many challenges in re-opening vital programmes and services, and may not be in a position to recover from the impact of Covid-19 unless the cost of insurance is sorted. A review of the Judicial Guidelines has taken place recently. These guidelines control the amount of damages awarded for personal injury claims and hence the cost of insurance. These guidelines only brought damages for minor, fully-recovered injuries down by 52% in Ireland which means that we are still an outlier in Europe. An 80% reduction is required to bring us in line with England and Wales and get insurance costs down to affordable levels, especially for the community sector.

I also ask for this motion to be shared with all other local authorities”.

34 (21) Limerick City & County Council

“That, Limerick City and County Council, recognising the scale of the Housing crisis, reaffirm its commitment to work with Government and all relevant agencies towards delivering new housing units and, in particular, ensuring that sufficient Social and Affordable housing is built for those in need of same.

Recognising, however, its duty to use Limerick City and County Council property in the best interests of society, this Council reject the provisions contained in the Land Development Agency Bill, 2021, published by the Government, removing the role of the Elected Members of Local Authorities in approving the transfer or sale of lands to the Land Development Agency.

The Council further agrees to write to the Minister for Housing, Local Government and Heritage urging a removal of that provision and to ensure that Elected Councillors retain the right to control such sales or transfers and be able to prepare and plan for appropriate housing delivery on Council-owned lands.”

35 (21) Limerick City & County Council

"That, Limerick City and County Council call on Mr. Darragh O'Brien, TD, Minister for Housing, Local Government and Heritage, to retain the existing policies in relation to one-off rural housing as per the adopted Limerick County Development Plan 2010-2016 (Section 3.9 Rural Settlement Policy and including the Rural Settlement Strategy Map) in the emerging Limerick City and County Development Plan 2022-2028."

36 (21) Clare County Council

"I am asking Clare County Council to write to the Taoiseach, Minister for Finance and the Minister for Social Protection, to prioritise that the carers allowance is no longer means tested after the 2021 budget. Given that the majority of carers are female and the fact that carer's allowance is means tested a huge amount of women don't receive any money due to their partners earnings.

This means that women carers are reliant on their husband or partner for financial support with no support from the State. This is a throwback to the 1800's when women were not recognised by society for their contributions or value to the state. Carers are saving the state millions for this service with no recognition. The carers allowance should be provided to the carer regardless of their partners income, as that is their only means of income.

Why is it that the carers allowance is means tested but the children's allowance is universal? Is one not as important as the other? I would like the Ministers and the Taoiseach to answer these questions.

I would also like that this motion is circulated to all councils across Ireland to show solidarity and support for all carers."

37 (21) Clare County Council

"That Clare County Council ask the HSE and the "Connecting for Life" initiative to pilot a Community Psychiatric Car service in the County. This has been successfully piloted by the NHS in London. The Mental Health Joint Response Car (MHJRC) involves having a Community Psychiatric Nurse and Emergency Medical Technician on call 24/7. The rationale is that people in mental health crises in the community do not often require admission to hospital, rather to address their issues with trained personnel in their own homes. Equally the qualified personnel can also make the call if actual hospital admission is warranted. To date, evaluation of the pilot has proven successful in the UK and a further 7 cars are now in operation.

Currently, Goal four of Connecting for Life, Ireland's national strategy to reduce suicide 2015-2020, aims to enhance accessibility, consistency and care pathways of services for people vulnerable to suicidal behaviour. This motion seeks to enact this in real time in our communities. I also ask for the motion to be circulated to every local authority."

38 (21) Clare County Council

"That Clare County Council write to the Department of Health and to Minister Stephen Donnelly requesting that Victims of Domestic, sexual and gender-based violence have access to free psychological support and counselling during and after the legal process as required. We request this support be provided bearing in mind that convicted perpetrators have access to these services at least over the duration of sentence. If passed we ask that this motion is shared with all other local authorities for support."

39 (21) Dún Laoghaire-Rathdown County Council

That Dún Laoghaire-Rathdown County Council supports the campaign of Epilepsy Ireland to address long-standing issues that continue to impact on people with epilepsy and their families in Ireland today:

- Access to Free Travel.
- Provision of Reasonable Accommodation for State Examinations for students with epilepsy.

The motion to be sent to the Minister for Health, the Chair of the Oireachtas Committee on disability Matters, and to other Local Authorities for correspondence purposes.”