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**MIONTUAIRISCÍ NA CRUINNITHE MHIOSIÚIL DE COMHAIRLE CONTAE
CHIARRAÍ A THIONÓLADH I SEOMRA NA COMHAIRLE, ÁRAS AN
CHONTAE, TRÁ LÍ, AR AN LUAN , 15 SAMHAIN, 2010**

**MINUTES OF THE ORDINARY MEETING OF KERRY COUNTY COUNCIL
HELD IN THE COUNCIL CHAMBER, ÁRAS AN CHONTAE, TRALEE ON
MONDAY, 15 NOVEMBER, 2010**

PRESENT/I LÁTHAIR

Councillors/Comhairleoirí

R. Beasley	J. Brassil	T. Buckley
M. Cahill	P. Connor-Scarteen	B. Cronin
P.J. Donovan	T. Ferris	J. Finucane
S. Fitzgerald	T. Fleming	N. Foley
M. Gleeson	B. Griffin	D. Healy-Rae
M. Healy-Rae	P. Leahy	P. McCarthy
A. McEllistrim	M. Moloney	T. O'Brien
B. O'Connell	P. O'Donoghue	M. O'Shea
L. Purtill	J. Sheahan	A.J. Spring

IN ATTENDANCE/I LÁTHAIR

Mr. T. Curran, County Manager	Mr. J. O'Connor, Head of Finance
Mr. J.D. Flynn, Director of Corp. Servs.	Mr. M. McMahon, Director of Planning
Mr. O. Ring, Dir. Water & Env. Servs.	Mr. C. O'Sullivan, Dir. of Roads
Mr. J. Breen, Dir. Hsg. & Comm&Ent.	Mr. G. O'Brien, Meetings Administrator
Mr. P. Corkery, Press & Comm.	Ms. B. Reidy, SSO Corporate Affairs
Ms. O. O'Shea, CO Corporate Affairs	Ms. T. Keane, CO Corporate Affairs

The meeting commenced at 10.45 a.m.

The Mayor Cllr. P. Leahy took the Chair.

10.11.15.01 Mayor's Report on the CPG Meeting held on 9th November 2010

Mayor P. Leahy read the following report into the record of the meeting.

Item 1 "Agenda for the November Council Meeting"

Mr. G. O'Brien, Meetings Administrator, briefed members on the agenda for the November Council meeting.

With regard to Item No. 4, The Draft Development Contribution Scheme 2011, Mr. M. McMahon informed the meeting that there is a requirement to review the

current Development Contribution Scheme. A preliminary Draft Scheme was discussed by the Planning SPC who recommended that the levies be related to the size of the development and not be applied on a flat rate basis as in the existing Scheme. The Draft Scheme to be considered by the Council has been amended to reflect this view. In view of the need to bring water supplies up to a satisfactory standard and the cost involved there is a need to re-balance the charge as between water and sewerage. It is also proposed to reduce the sewerage charge for the average house to reflect the improved value for money now being achieved in the provision of major infrastructure projects.

It is also proposed to include a 'Roads' levy. It is also intended to apply levies to Renewable Energy projects in the Scheme as this class was not included in the current Scheme.

A query arose regarding the application of the levy to house extensions.

Mr. McMahon said that traditionally there was no charge for extensions.

It was pointed out that a house extension of up to 40 sq m does not require planning and this size of extension should be exempt from the charge. It was agreed that any extension greater than 40 sq m should be subject to the levies and that the Draft Scheme should be amended accordingly.

The members of the CPG agreed in principle to recommend that the Draft Scheme go to public consultation.

Mr. J. O'Connor, Deputy County Manager, said the Council is incurring substantial loan borrowings for water and sewage schemes. Fortunately we got two sizable allocations under the RAL Scheme but this requires a local contribution of 25% which is over €4m as well as an extensive watermain rehabilitation allocation has been approved for Kerry but a local contribution of 10% is required which will amount to almost €2m.

With regard to Item No. 5, Approval for the raising of a loan of €14.09m to fund the local contribution for a number of Capital Water Services Projects, Mr. J. O'Connor, Deputy County Manager, informed members that a detailed report would be circulated prior to the meeting outlining the various schemes involved. If members resolve to approve the raising of the loan an application for loan approval will be submitted to the Department. It could take up to 2 years to get approval.

With regard to Item No. 9, Draft Anti Social and Nuisance Behaviour Strategy, Mr. J. Breen, Director of Housing and Community & Enterprise, informed the meeting that a policy is in place but there is a statutory requirement to adopt a policy before the end of November. The Draft Policy was considered by the SPC

and they recommended a number of amendments. The Draft Policy has been amended to incorporate these amendments.

Item 2 County Development Board Update

Mr. J. Breen, Director of Housing and Community & Enterprise, outlined the following issues relevant to the County Development Board matters:

- The newly formed Executive of the CDB would be meeting early next week to consider issues which should be discussed at the next meeting of the County Development Board which is scheduled for the 26th November.
- It was outlined that the 26th November has been set aside as full training day plus the holding of a meeting for the CDB.
- The training is to focus on realistic, doable and resource priorities for the coming year for the CDB.

Mr. Breen also outlined that the focus would be on the employment situation in the county and economic generation generally in the county. He stated that the outcomes of the CDB training must be focussed and realistic in terms of commitment and buy-in by all members of the CDB:

- He outlined that the Development Contribution Scheme being considered by Council would be before the members of the CDB for their views in accordance with statutory obligations.
- Mr. Breen outlined that Mr. Éamon Ó Neachtain of Údaras na Gaeltachta will be stepping down from the CDB and would be replaced by Ms. Máire Ní Shé.
- Mr. Breen outlined that the Children's Services Committee in the county is now up and running as an initiative of the CDB being led out by the HSE and supported by the KES and Kerry County Council. A number of meetings have taken place to advance the work of this Committee.
- Mr. Breen also outlined that the Community and Voluntary Forum were holding a Seminar on governance and the new Charities Act on Wednesday 10th November in the Carlton Hotel and that all the Chairs of the SPC's were invited to attend if appropriate.

Item 3 Update from Chairs of SPCs

Cllr. A.J. Spring said that there is a communications deficit on the work of the SPC's and the public are unfamiliar with this work. He suggested that each of the Chairs of the SPC's would go on Radio twice a year to brief the public on the work of their SPC. Following a discussion it was agreed that the Mayor, the

County Manager and Cllr. Spring would meet with a view to drawing up a programme which would then be considered by the members of the CPG at the December meeting.

Item 4 Briefing on eCitizenII

Mr. B. Looney, Head of IT informed the meeting that this is a pan-European project with 11 partners in countries throughout the EU. The project aims to identify, share and document best practices for dealing with the challenges of improving citizen participation in local and regional democracy, in particular using Web 2.00 & social media tools (Twitter, Facebook, YouTube, Blogs, wikis, etc.) For the project to be successful it must involve politicians as well as officials. The local drivers will be improved timely information to citizens.

Mr. J. Colivet, Project Co-ordinator briefed members in detail on the Project. The core of the project is communications using Social Media i.e. E-Mail/Twitter/Facebook /SMS/Video/Mapping. It is intended to promote engagement with communities using social media tools to promote dialogue with and within the communities and to develop community self promotion. It is intended to commence with Tralee RAPID, Community & Enterprise and Tralee Town Council. Training will be provided to councillors in the area of social networking.

Item 5 Update on the Council's current financial position

Mr. J. O'Connor, Deputy County Manager informed the meeting that the works programmes have largely been completed. The Revenue income is reasonable. Overall budgets are tight but they are operating within their approved allocations. It is important to note that the economy has not stopped and there is reasonable economic activity. A number of businesses have agreed payment plans with the Revenue Department for the payment of rates and this is proving to be successful. Planning income for the year will not reach the figure projected in the Budget. The Refuse and Waste Service are under severe pressure. However, he emphasised that there is a commitment to continuing this service. Mr. O'Connor then referred to the DPG and ERG Schemes and related supports for senior people and said that claims for payment of the grants are very slow in being submitted to the Housing Department even though the work is complete. While funding is available at present it may not be available in 2011. He asked councillors to encourage those who were allocated grants to submit their claims for payment immediately.

Annual Financial Statement 2009

Mr. J. O'Connor, Deputy County Manager, informed the meeting that the Local Government Auditor raised a technical issue regarding the timing of the issuing of the AFS to members and for this reason he would be including an item on the November agenda to reaffirm the decisions taken last April.

Item 6 Council's Revenue Budget 2011

Mr. J. O'Connor, Deputy County Manager said that work is ongoing with Sections in the preparation of the 2011 Budget. The two major concerns for 2011 are (1) a possible severe reduction in the Local Government Fund allocation and (2) the Department of Transport Memorandum on what can be charged to roads grants. Kerry gets €25m from the Local Government Fund and a reduction in the order of 10 – 15% could result in a loss of €3m to €3.5m and would result in a reduction in services. The implications of the Department of Transport Memorandum could be very significant in the ability of the Machinery Yard to respond to flooding, snow etc. If we must support the Machinery Yard from own resources then the own resources fund for other works will be reduced by approx. €1.5m. If the Government decides to impose a charge on principal private residences and expects local authorities to collect this charge it will have a significant impact on our resources due to likely severe householder resistance in the early years. Likewise if water charges on domestic dwellings are re-introduced. In conclusion Mr. O'Connor said there are very severe challenges ahead in 2011.

Item 7 Civic/Mayoral Receptions

Kenmare/Kilgarvan Minor Team

Mr. G. O'Brien informed the meeting that he was in receipt of a request from Cllr. M. Healy-Rae to host a Reception for the Kenmare/Kilgarvan Minor Hurling Team following their recent success at county level. This issue was considered at the October CPG at which time it was agreed that the Mayor would issue a letter of congratulations to the team. This letter was forwarded to the team.

It was agreed by the CPG that this matter had previously been dealt with.

Concern was expressed that the process for affording Civic/Mayoral Receptions maybe used or abused for political purposes.

Mr. J. O'Connor, Deputy County Manager undertook to consider this matter further and to revert to the CPG in due course.

Item 8 Any Other Business

Mr. G. O'Brien referred members to previous discussions on the proposed Training and Development Programme for councillors and added that he did not receive any suggested training topics from the Chairs of the SPC's. He circulated details of a Training Course on the theme "the A – Z of Irish Local Government" which is being organized by the IPA. He asked members to consider if this would be suitable for inclusion in the Training Programme. He again asked the Chairs of the SPC's to forward any topics of interest to him for inclusion in the Programme".

In relation to Item 7 Cllr. M. Healy-Rae said it was reasonable to request that a Civic Reception would be held for the Kenmare/Kilgarvan Hurling Team who recently won the U21 County Final. He wanted to encourage young people to play hurling with their Clubs.

Cllr. D. Healy-Rae supported this request for a Civic Reception.

The Mayor pointed out that the CPG dealt with this matter at the October meeting but if Cllr. M. Healy-Rae wished it could be referred back to the CPG for further consideration.

Cllr. M. Healy-Rae requested that the CPG would reconsider his request as he took exception to his request being refused.

Cllr. T. Ferris agreed with Cllr. M. Healy-Rae and said that for too long hurling has been second best in Kerry. She said she was not happy with the manner in which requests for Civic Receptions are being considered. It should be a matter for the full Council to decide on these requests.

Cllr. M. Healy-Rae agreed that requests for Civic Receptions should be decided by the full Council.

Cllr. P. Connor-Scarteen said at the October CPG meeting he proposed that a Civic Reception would be held for the Kenmare/Kilgarvan hurlers but this was rejected by the CPG. A letter of congratulations was issued to the Team by the Mayor on behalf all members acknowledging their achievement. He accepted that it is the adopted policy of Council that Civic Receptions would be held to honour national and international achievements.

Cllr. T. O'Brien said a Civic Reception is a very special honour and he would not like to see its significance diminished.

Cllr. J. Brassil said members agreed a policy whereby a Civic Reception would be afforded for a national or international achievement. If the achievement is at county level it can be acknowledged by way of a letter from the Mayor.

Cllr. J. Finucane concurred with the sentiments expressed by the two previous speakers. When a Civic Reception is awarded it should be very significant and it is important to adhere to the adopted policy and procedures.

Cllr. M. Gleeson said it is a challenge to deal with this issue successfully. There are a multitude of county titles won each year. The granting of a Civic Reception should be to honour extraordinary achievements. However, once or twice a year a Civic Welcome could be held to honour groups or individuals who have achieved in their own area.

Cllr. N. Foley endorsed the sentiments expressed by previous speakers and said that clarity is required. Civic endorsements need status and perhaps it would be acceptable if a letter of acknowledgement was issued for any achievements other than national or international achievements.

Cllr. M. Cahill said he is a member of the CPG and Council adopted a policy on the holding of Civic Receptions. There has been a surge in the number of requests for these receptions in recent times and this is demeaning the entire process. Last year he requested that a reception would be held for the Iveragh Park Residents who won the All Ireland Title, 'Pride of Place' and this was dealt with at a local level and he was satisfied with that.

Cllr. M. Healy-Rae said he accepted the views of his colleagues but he hoped his other proposal for a Civic Reception would be agreed.

Mr. G. O'Brien informed Cllr. M. Healy-Rae that he made it clear to him that the CPG had no issue with affording that Civic Reception.

Cllr. T. Ferris PROPOSED that the decisions on whether a Civic Reception would be held would be more inclusive.

Mr. J.D. Flynn, Director of Corporate Services, said Council adopted a policy on the holding of Civic Receptions because members did not want to debate whether a reception would be held or not in public. The adopted policy allows for the holding of Civic Receptions for national or international achievements.

Cllr. T. Ferris said she felt it was not being operated fairly.

Cllr. B. Cronin PROPOSED that the adopted policy on the holding of Civic Receptions would be adhered to.

Cllr. J. Finucane SECONDED this proposal.

Cllr. T. Ferris pointed out that one political party is not represented on the CPG.

Mr. J. D. Flynn said the policy clearly states that a Civic Reception will be held for achievements of national or international significance. The CPG decided that the U21 Kerry Hurlers, who won the All-Ireland would be afforded a Civic Reception.

Vote of Congratulations

Mayor P. Leahy extended a vote of congratulations to Kerry Life Education who won the Community Response to Addition Award at the 32 County Pride of Place Awards recently.

Cllr. M. Cahill congratulated Kerry goalkeeper (Name and address withheld for data protection purposes) on winning a 2010 O'Neills/TG4 Ladies Football All Star Award recently.

All members said they wished to be associated with these votes of congratulations.

10.11.15.02 Confirmation of Minutes

- (a) On the PROPOSAL of Cllr. M. Gleeson, SECONDED by Cllr. R. Beasley it was resolved that the Minutes of the Special Meeting of Kerry County Council held on 4th October, 2010 be confirmed.
- (b) On the PROPOSAL of Cllr. N. Foley, SECONDED by Cllr. J. Finucane it was resolved that the Minutes of the October Ordinary Meeting of Kerry County Council held on the 18th October, 2010 be confirmed.

10.11.15.03 Disposal of Property

On the PROPOSAL of Cllr. A. J. Spring, SECONDED by Cllr. J. Finucane it was agreed to dispose of a plot of land measuring 0.043 Hectares approximately, situate in the townland of Boherroe in the DED of Abbeydorney to (Name and address withheld for data protection purposes) in accordance with the terms of notice issued 3rd November 2010 pursuant to Section 183 of the Local Government Act 2001; Section 211 of the Planning and Development Act, 2000 and Article 206 of the Planning and Development Regulations, 2001.

10.11.15.04 Draft Development Contribution Scheme 2011

Mr. M. McMahon, Director of Planning, referred members to his report dated 10th November 2010 on this item which was circulated together with the Draft Development Contribution Scheme 2011. The Draft Scheme takes on board the views of the Planning & Development Strategic Policy Committee, which has recommended that the levies should be related to the size of the development and should not be applied on a flat rate basis as heretofore. This approach was also endorsed in principle by the Members of the Corporate Policy Group (CPG).

An opportunity has also been taken to rebalance the charge as between water and sewerage to reflect the greater emphasis on water quality improvements over the next three years. The charge for sewerage has also been reduced to reflect the reduction in the cost of providing this infrastructure arising from the value for money now being achieved on public works contracts.

The existing and proposed levies for water and sewerage are as follows:-

	Existing	Proposed
Water	1,549 per unit	€12 per m ²

Sewerage	8,000 per unit	€38 per m ²
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The new levies result in a combined charge for water and sewerage of €6,500 for a 130 m²(grant size) house as opposed to the current charge of €9,549. Indeed the new combined charge will be less for all houses up to a floor area of 190 m².

The new scheme also proposes the introduction of a general levy for roads infrastructure (including footpaths and public lighting). The initial proposed charge of €1,549 per unit has been amended to a charge of €10 per m² to reflect the views of the Planning & Development SPC.

In conclusion Mr. McMahon said it is recommended that the Draft Scheme now go on Public Display for a minimum period of 6 weeks and following consideration of the submissions received be brought back to the February 2011 meeting of the Council for adoption.

Cllr. M. Gleeson said he is keenly aware of the crisis in Local Government funding and of the failure of central Government to adequately address the matter of that funding. Local Government is of vital importance to good and fair governance. Funding of Local Government must be objective and fair and it must not be selective in its application. Charges for specific services i.e. water and sewerage charges are fair as householders are deriving a benefit. Specific charges to do works of general public benefit are at best questionable, at worst simply wrong. Finance for works for general benefit should be raised from the generality of the public and not from a selective group. In conclusion Cllr. Gleeson said he opposed the proposed Development Contribution Scheme.

Cllr. M. Healy-Rae welcomed the report and said he submitted a notice of motion to the effect that owing to the economic crisis existing charges are too high. People cannot afford these charges now. While he welcomed the restructuring of existing charges he was not in favour of the new charges. While he appreciated that Management are desperate to finance the services he did not believe the time was right to impose a new roads levy. The Motion submitted by Cllr. D. Healy-Rae and himself calls for a 50% reduction in these charges. Building costs have reduced and so these charges should also be reduced.

Cllr. M. Cahill welcomed the introduction of the Draft Scheme and said it will be put out for public consultation before members must adopt it. The previous Scheme was introduced at the end of the housing boom and it does not reflect the present economic climate. He urged caution in adopting levies because of the economic crisis as wages and salaries have been reduced. He welcomed the reduction in some levies but expressed concern at proposals to introduce new levies.

Cllr. J. Brassil said this is a very difficult situation as substantial works are required on some sewerage schemes. Any funding received from central Government for these works will require matching funding therefore a source of local funding must be identified and this is the Development Contribution Scheme. In principle he did not have a difficulty with the Scheme but during the economic boom the Council did not take the difficult decisions that would have resulted in increased income from the Scheme. He accepted that an Amenity Levy was introduced and as a result a number of playgrounds were provided. Cllr. Brassil added that he would support putting the Draft Scheme out on public display but he asked if a property tax is introduced, in the future, that the Development Contribution Scheme would be revisited immediately.

Cllr. M. Cahill asked if the new Development Contribution Scheme is adopted would it apply only to new permissions granted after the date it is adopted.

Mr. M. McMahon confirmed that the new Scheme would only apply to permissions granted after it is adopted.

Cllr. J. Finucane welcomed the distinction between water and sewerage charges in the Draft Scheme. He concurred with the views expressed by Cllr. Brassil and he agreed that the Draft Scheme should be put on public display. The charge for planning applications comes nowhere near the cost of processing applications yet agents charge anything from €3,000 upwards to draw up plans and submit an application. Cllr. Finucane said the Council must plan for our role in providing water and sewerage schemes.

Cllr. B. Griffin asked what percentage of applications for permission for houses relates to grant size houses. It is proposed that a house which is 190sq m will be liable for a roads grant of €1,549 and he suggested that this should be amended to €8.49/ sq m. The cost of building a house is very substantial with much of the cost going on tax and government charges. It is important to be realistic in relation to charges as they should be affordable in the current economic climate. The charges that were affordable four years ago are not affordable now.

Cllr. M. Moloney welcomed the adjustment in the charges and said it might encourage people to build more modest houses. She said she was opposed to the proposed roads levy.

Cllr. D. Healy-Rae said these charges are an attack on young people building houses in rural areas and he asked if these charges would apply to rural areas.

Mr. M. McMahon confirmed that the charges would apply to both urban and rural areas.

Cllr. D. Healy-Rae said the government and the local authority are putting obstacles in the way of rural applicants and are trying to push them into ghost estates in towns and villages. He rejected the proposed roads levy on behalf of his rural constituents. He said the water and sewerage charges are being reduced but it is proposed to introduce a new roads levy and this negates the reduction in the other charges.

Cllr. T. Ferris said it is disingenuous to say there is a reduction in the charges in the Draft Scheme as the average house built is 2,000 to 3,000 sq m. The proposed charges will result in an increase of €10,000 for the average house. She accepted that members were furnished with previous and proposed charges but she was unclear on the proposed charge for schools and she asked if it would result in an increase for most schools. She referred to Renewable Energy Projects and PROPOSED that a condition be included in permissions for this type of development that a percentage of the energy produced would be given to schools or community facilities.

Cllr. B. O'Connell said Kerry County Council has a responsibility to provide services. All members demand the provision of services in their areas but funding is required to do this and the Development Contribution Scheme is the best means of funding these works. If the Scheme is not adopted rates will be increased in the forthcoming Budget and just 12% of the people of Kerry pay rates.

Cllr. B. Cronin said since the last Development Contribution Scheme was adopted €21m was spent on the provision of services and this is detailed in the report. He supported allowing the Draft Scheme to be put on public display and added that linking the levy to the size of the house is fair. Some houses have four or five en-suite bedrooms and they use a lot more water than the average house. He welcomed the proposed reductions in the water and sewerage charges but said it is proposed to introduce a new roads levy. Kilcummin, Scartaglin and many other areas do not have a sewerage scheme but when funding is provided for them a local contribution will be required. He called on Management to clarify that under the current Scheme the sewerage charge does not apply where the applicant provides a septic tank. A number of playgrounds have been provided in the county as a result of the introduction of the Amenity Levy which he proposed.

Cllr. S. Fitzgerald said he had no difficulty in general with the Draft Scheme. The proposed charges will make people more conscious of the size of the house they build. Rural houses must install a Bio-Cycle system which costs approx. €6,000. The proposed charges represent good value for money. There would be a benefit from the proposed roads levy in a similar way to the Amenity Levy. Cllr. Fitzgerald called on the Council to provide car parks near towns and villages. In conclusion he supported the putting of the Draft Scheme on public display.

Cllr. P. Connor-Scarteen said the Council has a duty to provide roads, water and sewerage schemes. He welcomed the proposed reduction in the sewerage charge and the linking of the charges to the size of the house.

Cllr. M. O'Shea welcomed the new Development Contribution Scheme and said when Milltown Sewerage Scheme was provided a special Development Levy was introduced to fund the local contribution and this was very successful. Many towns and villages are awaiting sewerage schemes and the Development Contribution Scheme is essential to fund the local contribution for schemes. He referred to the combined water, sewerage and roads levies and said there should be a different approach to encourage people to move into small villages. He suggested that the Roads Levy should be reduced from €1,549 to €1,000 with a cap on all development levies of approximately €9,000.

Cllr. A. McEllistrim requested that the charges would be explained in detail when the Draft Scheme is put on display. If the charges are not capped some applicants could be liable for very substantial charges. She also asked that the charges would be set out per sq ft and not per sq meter.

Mr. McMahon again stated that the views of the SPC were taken on board and the charges relate to the size of the house. It is preferable to get a connection to public water and sewer rather than having to sink a well and provide a septic tank. €28m was received in development levies since the current scheme was introduced in 2004 and details of the expenditure of this amount is set out in the report circulated. Development levies are a vital source of income for local authorities and he understood there was broad agreement to put the Draft Scheme out for public consultation.

Cllr. M. Gleeson asked how much is outstanding in development levies.

Mr. J. O'Connor, Head of Finance stated that a sum of €1m is outstanding and the collection of this sum is being pursued. Having regard to the amount of outstanding development levies nationally our outstanding levies are reasonable.

Cllr. T. Ferris requested a response to her proposal regarding renewable energy projects.

Mr. McMahon said he did not understand Cllr. Ferris's proposal. All energy goes into the national grid and he did not know if Cllr. Ferris's proposal could be implemented.

Cllr. Ferris said it should be a condition of planning that a percentage of the energy produced would have to be given to community facilities.

Mr. McMahon said in the Strategic Infrastructure legislation there is provision for a community levy but there is no such provision in relation to energy.

Cllr. T. Ferris said it is possible to impose such a condition and she would provide the details to Mr. McMahon.

10.11.15.05 Approval for a loan to fund the local contribution for Capital Water Services Projects

Mr. J. O'Connor referred members to his report dated 8 November 2010 on this item which was circulated. He informed members if a loan cannot be raised schemes cannot proceed. Once the loan is raised the Council is committed to loan charges. We are already committed to loans of €36m but the entire sum has not yet been drawn down but when it is annual loan charges of €2.8m will be due. When the loan of €14.09 mentioned in the report circulated is drawn down the annual loan charges will be €3.56m. There is no way these repayments can be funded from the revenue account and they must be funded through the Development Contribution Scheme. It is intended to submit this application for loan approval to the Department but it maybe a few years before loan approval is sanctioned.

On the PROPOSAL of Cllr. J. Finucane, SECONDED by Cllr. B. O'Connell it was unanimously agreed to approve the raising of a loan of €14.09m to fund the local contribution for a number of Capital Water Services Projects.

10.11.15.06 Overdraft Accommodation

Mr. J. O'Connor, Head of Finance referred members to his report dated 9 November, 2010 on this item which was circulated. He briefed members on the report.

On the PROPOSAL of Cllr. B. O'Connell, SECONDED by Cllr. J. Finucane, it was unanimously agreed to approve the incurring of overdraft accommodation not exceeding €12.5m for the 6 months ending 30 June, 2011.

10.11.15.07 Annual Financial Statement 2009

Mr. J. O'Connor, Head of Finance referred members to his report dated 11 November 2010 on this item which was circulated. He informed the meeting that at the April Ordinary Meeting members considered the Annual Financial Statement for the year ended 31 December 2009 and they approved additional expenditure as outlined in the Financial Review.

The Local Government Auditor has raised a query regarding the length of notice allowed between the issuing of the Annual Financial Statement and consideration by the Council. For this reason it is necessary to revisit this item.

On the PROPOSAL of Mayor P. Leahy, SECONDED by Cllr. M. Gleeson, it was unanimously agreed to note the Annual Financial Statement for the year ended 31st December, 2009, and to approve additional expenditure as outlined in the financial review including the provision for the additional measures mentioned in that review viz.

- €150,000 towards the extra costs in roads arising from the severe weather conditions in January 2010.
- €20,000 brought forward from 2009 Adopted Budget for the purposes of supporting particularly worthwhile Tidy Towns Initiatives.
- €50,000 towards the ongoing Minor Improvement Programme for burial grounds.
- €105,000 towards the Health, Safety and Welfare cabins required in the Water Services Maintenance Department.
- €30,000 carried forward from the 2009 Adopted Budget towards library premises improvements.
- €40,000 carried forward from the 2009 Adopted Budget for renewal of the central computer servers.
- The carry forward of the €600,000 provision reserved in the 2008 Accounts towards the 2010 Budget in view of the ever more challenging collection climate for the local income.

10.11.15.08 2010 Budget Fund to support the Tourism Promotion and Marketing Initiative

Mr. T. Currnan, County Manager, referred members to his report dated 15th November 2010 on this item which was circulated.

In the 2010 Budget members approved the provision of a sum of €75,000 towards the support of new initiatives, based on a sustainable business plan.

Since the adoption of the Budget 2010, two difference initiatives have happened. Firstly, the Fáilte Ireland South West body has now been replaced by the Kerry Tourism Forum and the Cork Tourism Forum. This body has only recently been set-up and two meetings of the Forum have taken place. Councillor Seamus MacGearailt and he, as County Manager, represent the Council on the Board. There are 10 other members on this Forum, primarily from the tourism business interests. Fáilte Ireland is represented by Fiona Buckley and the Forum is chaired by independent Chairperson, Padraig Liston. The first task for this new Forum is to prepare a vision and strategy for future tourism development and marketing and to set priorities for investment over the next 3 years. It is hoped to have this new strategy in place for January 2011.

In parallel with the Kerry Tourism Forum, a further new tourism group has emerged, "All Kerry Tourism". This group is supported by the Partnership Groups and grass roots tourism groups and individuals. This group has been very active for many months and work closely with the County Tourism Strategy Group, a sub-set of the County Development Board. It is hoped these latter two groups will merge in the short-term. All Kerry Tourism Group have identified a number of issues that need to be addressed as a matter of urgency as follows:

- **There is no definite Kerry Tourism Business Database**
- **Very limited tourist statistics are available for Kerry.**
To market the County and to develop and enhance the tourism product through additional investment and to ensure maximum return and where to prioritise investment we need to know (a) where tourists come from (b) how they arrive (c) how long they stay (d) why they come and (e) their experience. A new survey sheet will be designed and piloted with a view to having an adequate and effective survey sheet available for 2011. The ITT will provide the survey sheet and carry out the survey. Data will be collected and collated on an annual basis, which can help identify where investment needs to happen in the future. This data will also allow us to measure the effectiveness of marketing and investment.
- **Develop and Pilot a Local Media Campaign "Know your County"**
The proposal is to run a campaign in the local media on what the County has to offer to raise awareness and to encourage schools to stay in the County on their annual education trips.
- **Targeted Marketing Campaign in Frankfurt, Manchester and Cork**
Proposals to run promotions in Frankfurt and Manchester where flights from Kerry Airport go. This will raise awareness of both County and its Airport. A similar marketing focused campaign will be targeting Cork. Cost of the initiatives is €15,000, with Fáilte Ireland providing €8,000, All Kerry Tourism €4,000 and Kerry County Council €3,000.

For all 4 projects the cost to Kerry County Council is €34,350. ITT will also be providing staff/student time on the development of the projects, free of charge. The local people involved in tourism throughout the County and who have signed up to "All Kerry Tourism" are fully supportive of these proposals.

In conclusion Mr. Curran said he fully endorsed these initiatives and he recommended the expenditure outlined to Council.

On the PROPOSAL of Cllr. P. McCarthy, SECONDED by Cllr. A. McEllistrim it was unanimously agreed to approve the expenditure outlined in the report presented.

Cllr. A.J. Spring said tourism is a key economic driver in Kerry and Kerry is a recognised brand. There is a need for a specific marketing initiative as 34 million people have access to airports served by Kerry Airport. It is vital that tourists receive a warm welcome and that prices are reasonable. Ten years ago tourists spent 4½ days in the county while now they spend just 2 days in Kerry. He welcomed the involvement of Kerry County Council in this initiative.

Cllr. R. Beasley welcomed the initiatives outlined by the County Manager and the involvement of the Council. Most Americans coming to Ireland come for the golf. He suggested that consideration should be given to a marketing initiative in South America. Ballybunion and Ballyheigue need to be promoted to boost visitor numbers.

Cllr. B. Griffin welcomed the proposal to market Kerry at destinations served by Kerry Airport. He suggested that the Mayors of Frankfurt and London should be invited to visit Kerry. Cllr. Griffin then moved his Notice of Motion No. 10 as it relates to this topic.

**10. Promotion of Ireland as an Autumn/Winter destination
Pursuant to notice duly given Cllr. B. Griffin PROPOSED:**

That Kerry County Council would call on Fáilte Ireland to take a more proactive stance on promoting Ireland as an Autumn/Winter destination, in a similar way to the highly successful campaign by the Scottish Tourism Authority.

Mr. G. O'Brien said this is a matter for consideration by members.

Cllr. B. Griffin said the promotion of Ireland as an Autumn/Winter destination could be very successful and would extend the tourism season. Fáilte Ireland do not advertise Ireland as an Autumn destination and they should look to the success the Scottish Tourism Board has had in this area. West Kerry is as spectacular in the Autumn as in July or August. He added that the departure tax should be removed.

Cllr. J. Finucane **SECONDED** the motion.

Cllr. M. Gleeson also supported the motion and welcomed the involvement of the Council in this tourism initiative. The 'Know your County' campaign is very important and there should be a strong emphasis on the cultural and sporting richness of Kerry. Listowel is renowned for its literary culture and Sliabh Luachra for its poetry and music. The cultural richness of Kerry is as important as our scenery and he hoped there would be an emphasis on this area. Cllr. Gleeson said that there is inadequate signage for the graves of Kerry's large number of well know writers.

Cllr. N. Foley commended the tourism initiative and said while some of the objectives are more long term, short term measures are required. It is accepted that Kerry has outstanding scenery but in the current economic climate visitors must be offered good overall deals possibly including flights, hotel accommodation etc. Spain offers subsidised packages to certain areas. A co-ordinated approach by the airlines, hotel owners etc. should be adopted with a view to attracting more tourists into Kerry. She added that the single supplement in hotels is discriminating and should be withdrawn. She requested that this issue would be raised with representatives of the tourism sector.

Cllr. A.J. Spring pointed out that Kerry Tourism met with Mr. O'Leary of Ryanair and Mr. Ó Céidigh of Aer Arann to discuss the possibility of offering all inclusive packages to visitors.

Cllr. M. Moloney welcomed this initiative and Kerry County Council's involvement in it. She suggested that the Government should consider removing VAT from diesel and tyres for tour buses as an incentive. The investment in the Irish Open was money well spent and it resulted in a lot of business for Killarney.

Cllr. P. Connor-Scarteen welcomed this initiative and said All Kerry Tourism has been very active and it involves people from the tourism sector. He added that it is essential to establish a database for the industry. During the course of a recent meeting with Germans living in Kerry they pointed out that hill walking in Kerry should be promoted in Frankfurt Hann. Schools should also be encouraged to stay in Kerry for their school tours.

Cllr. J. Brassil said in recent years he moved a motion calling for the appointment of a Tourism Officer by the Council. However this initiative is more strategically important and he commended management for their involvement in it. He hoped it would be successful in attracting tourists to Kerry and would result in increased employment. The Young Entrepreneur Programme is also a very positive initiative and Kerry County Council should support it.

Cllr. A. McEllistrim welcomed the initiative and said that Kerry has a lot of potential. It is important to market Kerry for big international events such as the Irish Open. Every effort should be made also to secure the International Children's Games.

Cllr. T. Ferris said Kerry has not benefited from increased visitor numbers in recent years. She welcomed this initiative and commended Mary Rose Stafford and others involved in Kerry Tourism. Kerry Tourism organised a meeting for that night in the Crown Hotel, Castleisland to meet with stake holders. In the Budget members provided a sum of €75,000 but just €3,000 is being committed. She asked would the balance be carried forward to next year.

Cllr. S. Fitzgerald said that most events in Kerry take place in June, July or August. It will be a challenge to attract visitors into Kerry off season. Kerry Airport and the re-instatement of the Cork Swansea Ferry are vital for Kerry. Walking, cycling, angling and cultural packages should be marketed also.

Cllr. M. Cahill welcomed the initiative and said there is a lack of all weather facilities in Kerry. This initiative highlights the importance of Kerry Airport. Fáilte Ireland has failed Kerry in the past. He suggested that a website should be established listing all hotels, B&B's, hostels etc. in the county.

Cllr. M. O'Shea supported this tourism initiative and stressed the need to protect and promote our tourism industry. The West of Ireland initiative is very successful and we should learn from it.

Mr. T. Curran, County Manager, thanked members for their broad support for these initiatives. A sum of €75,000 was provided in the Budget for tourism initiatives but because of the delay in setting up the Kerry Tourism Forum there was a delay in spending this sum. He was asking members to approve expenditure of €34,350 and if the balance is not spent in 2010 it will be brought forward to 2011. He wanted to maximise where our limited resources are spent. At present the focus is on where there is immediate access to the county. The All Kerry Tourism Forum is bringing forward a number of initiatives. It is important to retain both bodies and the Forum is working on broader strategies and directly with Fáilte Ireland. Kerry Tourism Forum will draw up the strategy and lobby for funding and All Kerry Tourism will deliver projects.

Cllr. M. Moloney PROPOSED that a letter would be sent to All Kerry Tourism complimenting them on their work.

Cllr. A.J. Spring informed the meeting that tenders have been invited for the design of a Website and there is a strategy to develop the county in clusters.

10.11.15.09 Adoption of the Draft Anti Social and Nuisance Behaviour Strategy for Kerry Local Authorities

Mr. J. Breen, Director of Housing and Community & Enterprise referred members to his report dated 8th November 2010 and the Draft Kerry Local Authorities Anti-Social Behaviour Strategy which were circulated. He briefed the meeting on his report and the Draft Strategy.

Cllr. J. Sheahan asked if this Strategy would apply to housing provided by the HSE.

Mr. J. Breen said the Strategy would only apply to housing allocated by the housing authority but would include voluntary housing. It would not apply to housing provided under the Rent Supplement Scheme or through the HSE.

Cllr. J. Sheahan asked what the changes in the Strategy are from the previous policy.

Mr. J. Breen said in accordance with the Housing (Miscellaneous Provisions) Act 2009 there is a requirement for Housing Authorities to draw up and adopt Anti-Social Behaviour Strategies by 30th November 2010. The Draft Strategy includes a broader definition of 'anti-social behaviour' and the use of drugs is extended to include the cultivation of drugs. The Strategy allows for the vetting of housing applicants and if there is an issue they are removed from the housing list for a period of 2 years. To-date in 2010 in excess of 500 housing applicants were vetted with 7% of these applications being deferred following the vetting process. He acknowledged the tremendous co-operation received from the Gardaí in this process.

Cllr. J. Sheahan welcomed the Draft Strategy and said he can already see the benefits of the policy in his area. It is essential that this policy is adopted to provide protection for other tenants in local authority estates.

Cllr. M. Cahill welcomed the Draft Strategy and said it should be publicised and also the fact that housing applicants are vetted should be made known to the public. Housing applicants who apply under the RAS Scheme are being given this information while people in local authority housing long term are not aware of it. There is some concern where houses are rented in private housing estates and there is anti-social behaviour. He hoped this Strategy would be extended to cover those tenants also as this has become a problem.

Cllr. N. Foley welcomed the Draft Strategy and said in the main local authorities work well when it comes to anti-social behaviour. She PROPOSED that the Strategy would apply to housing provided through the HSE.

Cllr. B. Cronin supported this proposal. He asked if it is possible to address the problem that occurs where boy racers come into local authority estates at night. It would be very beneficial if this Strategy would apply to all housing estates.

Cllr. P. Connor-Scarteen welcomed the Draft Strategy and asked that a copy would be given to all local authority tenants. He added that there should be greater co-operation with the HSE and he complimented the Gardaí on the large number of drug seizures in the county in the past year. As a result of these seizures many heroin dealers in the county are in jail.

Cllr. M. Gleeson said one of the most distressing things for a tenant who maintains their house is if a neighbouring property is not maintained. He asked if the Strategy would provide for this.

Cllr. T. Ferris said everyone has a duty not to disturb their neighbours. In excess of 300,000 people have lost their jobs and they are depending on Rent Allowance. She did not want to give the impression that they are causing problems. She referred to the Rent Allowance and said that the HSE do not rent houses. The person locates the house and the landlords are making good profit.

Cllr. S. Fitzgerald welcomed the Draft Strategy and he asked how are people involved in anti-social behaviour who are visiting tenants managed.

In response to queries raised Mr. J. Breen, Director of Housing and Community & Enterprise said if the boy racers are local authority tenants they can be dealt with under this Strategy otherwise they can be dealt with by the Gardaí under the Road Traffic Act. Tenants should make a complaint if they are experiencing problems and their complaint will be dealt with in the strictest of confidence. The upkeep of local authority houses is dealt with in the Tenancy Agreement. Complaints regarding people visiting tenants are being dealt with by calling in the tenant to discuss it with them.

On the PROPOSAL of Cllr. J. Finucane, SECONDED by Cllr. N. Foley it was unanimously agreed to adopt the Anti Social and Nuisance Behaviour Strategy for Kerry Local Authorities in accordance with Section 35(1) of the Housing (Miscellaneous Provisions) Act 2009.

10.11.15.10 December Ordinary Meeting

On the PROPOSAL of Cllr. J. Finucane, SECONDED by Cllr. L. Purtill it was unanimously agreed to hold the December Ordinary Meeting in the Marian Hall, Moyvane.

10.11.15.11 Report on the operations and activities of the South and Eastern Regional Assembly

It was agreed to note Cllr. B. O'Connell's written report on this item which was circulated.

10.11.15.12 Presentation by Mr. Paul Bradley, Head of Communications, Eircom on Broadband

The Mayor welcomed Mr. Paul Bradley, Mr. Pat Galvin and Ms. Alesha Prendeville of Eircom to the meeting.

Mr. P. Bradley thanked members for the opportunity to address them on Broadband. The Eircom Group employs approx. 7,400 including contractors and spends €1,400m per annum mainly in Ireland. Eircom's main network is the fixed line network. The real challenge for his company is to get services to homes in rural areas. The network has been improved immensely in recent years with

more than 94% of lines now connected to an enabled exchange. Eircom has more than 673,000 broadband customers. However if a customer is too far from the exchange they may not be able to get Broadband. Eircom also offers wireless Broadband through Meteor. He acknowledged that there are areas in Kerry where there is no coverage and Mr. Bradley said he would outline these areas later. Eircom is now offering 24Mb to business and residential customers. There are 1,201 Eircom exchanges across the country and 917 of these are currently enabled. There are 37 exchanges in Kerry which are enabled and a further three remain to be enabled as part of Eircom's rollout plans. 22 exchanges remain with no plans to enable.

Mr. Pat Galvin then displayed a map showing all the exchanges in Kerry. The ones shaded green are Broadband enabled, while the ones coloured amber are Broadband planned. The exchanges in Ballylongford and Scartaglin are to be enabled for Broadband early in 2011. There are difficulties with the exchange in Duagh and that will be enabled later in 2011. In all areas Eircom's vision for the future is that some form of broadband should be available. However the existing infrastructure is not adequate for the future. He briefed the meeting on the different type of networks going into and coming from the exchanges. The fundamental way we watch TV has changed and people want to access programmes when it suits them on the internet. To facilitate this, the network must be upgraded. Mr. Galvin then displayed a map which showed the fibre network in the country. Across the network they are replacing copper with fibre. They have undertaken a pilot study in Sandyford and Enniscorthy where they will provide a fibre network. They want to establish the demand for their service and what are customers prepared to pay for the service. It is unlikely that fibre will be provided to every home in the country as it would be too expensive. However in urban situations it may be possible to provide fibre to homes. Mr. Galvin said all operators have a role to play in providing Broadband for all customers.

Suspension of Standing Orders

The Mayor informed the meeting that it was 1.30pm and it would be necessary to suspend Standing Orders.

On the PROPOSAL of Cllr. M. Healy-Rae, SECONDED by Cllr. T. Buckley, it was agreed to suspend Standing Orders to allow the meeting to continue.

10.11.15.12 Presentation by Mr. Paul Bradley, Head of Communications, Eircom on Broadband (Cont'd)

Cllr. A. McEllistrim said in her own area in Ballymacelligott, which is only 3 or 4 miles from an exchange, it is not possible to get Broadband. She was informed that Broadband would be available in Lyreacrompane in early 2011 but according to the map displayed that is not the case. She asked for clarification on this issue.

Cllr. B. Cronin said Eircom have enabled 37 exchanges in Kerry including Faha Cross. An individual 1,000 m from this exchange wants to set up a business at home but he cannot get Broadband. He was informed that the line to his home is inadequate. He is very angry as he is only a short distance from an enabled exchange. It appears the services will be provided where the population base is located. In Ballyhar, where he lives, householders are regularly without a landline for a month each year as the landline from Killarney to Tralee is inadequate and is 30 years old.

Cllr. B. Griffin thanked the Eircom representatives for agreeing to meet the Keel Broadband Group following the meeting. He asked if there is criteria which determine which exchanges will be enabled or does it depend on the number of customers.

Cllr. T. Fleming said there are large parts of Kerry without Broadband and this poses huge difficulties for councillors. People must then rely on masts and there is a real fear concerning health risks from them. There is an obligation on Eircom to provide this service as we need this infrastructure to safeguard jobs. He asked that a better effort would be made to roll out Broadband to the entire county. He referred to Muckross Road in Killarney where there are a large number of businesses yet they cannot access Broadband. He said he finds it hard to understand how this area, which is close to Killarney town, cannot get Broadband.

Cllr. P. McCarthy asked what is the maximum distance from a local exchange that Broadband can be provided and is there a point at which the service deteriorates. What is the fall off per kilometre? He also asked what the cost of installing fibre to a house is and would it be possible to provide this service with contributions through a group scheme.

Cllr. D. Healy-Rae said he wished to highlight his dissatisfaction with the areas in Kerry that do not have Broadband including Muckross which is very close to Killarney town. Tuosist and Clonkeen are also excluded and the residents of these areas are disadvantaged as a result. He asked that Broadband would be provided in these areas.

Cllr. M. Cahill said Broadband is very important in particular for rural communities, jobs and education. Many people now work from home and Broadband is essential for them. The issue of masts has been very problematic for the members of Kerry County Council and there is a real fear concerning the health risk from masts. He asked what the radius for each exchange is and said he hoped that Broadband would be available in all areas in the near future.

Cllr. J. Brassil said under the 1km rule in the County Development Plan all applications for masts are refused and most are subsequently granted on appeal to An Bord Pleanála. He asked if this rule is a hindrance or a help to telecommunications companies. He asked if there are security issues regarding wireless network as opposed to fixed network or have these been resolved. He asked if there is any point in investing in a fixed network if wireless technology is being developed.

Cllr. A.J. Spring asked if Eircom has capacity for Wi-Fi.

Mr. Paul Bradley said that rural areas are served by fixed, wireless and satellite. People in urban areas have a better and quicker service. Eircom will go as far as they can with the fixed network but technology will overtake them. Eircom is obliged to provide a fixed line network but not broadband. The Government accepts that one company cannot provide the service for the entire country. Approximately 10,000 houses in Ireland do not have a Broadband service. A new scheme is to be launched shortly with a view to providing Broadband to these households. When Eircom applies for permission for a mast and is refused they appeal that decision. The issue of the 1km rule is not a matter for Eircom.

Cllr. J. Brassil asked Mr. Bradley if the 1km rule is an advantage to Eircom.

Mr. Bradley confirmed that it is and said that of all the studies carried out there is no firm evidence of threats to health from telecommunication masts.

Mr. Pat Galvin said the signal from the exchange deteriorates over time and it lasts for approx. 6km as the phone network travels. There is no evidence to confirm the distance at which it starts to deteriorate. Eircom has committed to spending €100m to upgrade their network. All decisions on investment are made based on the return. There should be between 300 to 350 customers to justify the upgrading of an exchange. If all exchanges were Broadband enabled it would not mean that every household would be able to get Broadband. Regardless of the number of masts available fibre will still be required. Mr. Galvin said there is no security issue with wireless broadband. The preferred way to provide Broadband is through fixed line but the costs are prohibitive.

Cllr. D. Healy-Rae pointed out that Muckross is 6km from the Barraduff exchange.

The Mayor thanked Mr. Bradley, Mr. Galvin and Ms. Prendeville for their presentation.

10.11.15.13 Opening of Tenders

- (a) On the PROPOSAL of Cllr. P. McCarthy, SECONDED by Cllr. J. Finucane it was agreed to approve the opening of tenders for the acceptance and treatment of Organic Waste on behalf of Kerry County Council – Closing date Tuesday 23rd November 2010 at 16.00.

- (b) Mr. C. O'Sullivan, Director of Roads informed the meeting that the NRA has asked that the tender for the N22/N69 Tralee Bypass Road Improvement Scheme Design and Build Contract be put on held. A number of contracts for archaeological works have been fast tracked and it is hoped to have the archaeological services on site in early January. It is hoped to revert to the NRA by the end of January. Members can still approve the opening of the tenders for when approval will be given by the NRA to proceed with this tender.

On the PROPOSAL of Cllr. A. McEllistrim, SECONDED by Cllr. J. Finucane it was agreed to approve the opening of tenders for the N22/N69 Tralee Bypass Road Improvement Scheme Design and Build Contract.

- (c) On the PROPOSAL of Cllr. P. McCarthy, SECONDED by Cllr. A. McEllistrim it was agreed to approve the opening of tenders for the N22/N69 Tralee Bypass Road Improvement Scheme Archaeological Services Contract No. 2 – Closing date Thursday 2 December 2010 at 16.00.

- (d) On the PROPOSAL of Cllr. A. McEllistrim, SECONDED by Cllr. J. Finucane it was agreed to approve the opening of tenders for the N22/N69 Tralee Bypass Road Improvement Scheme Archaeological Services Contract No. 3 – Closing date Wednesday 8 December 2010 at 16.00.

- (e) On the PROPOSAL of Cllr. P. McCarthy, SECONDED by Cllr. M. Gleeson it was agreed to approve the opening of tenders for Data Storage Technology – Closing date Tuesday 30th November, 2010 at 14.00.

- (f) On the PROPOSAL of Cllr. B. Griffin, SECONDED by Cllr. T. Fleming it was agreed to approve the opening of tenders for the Part Demolition and Associated Building Reinstatement Works at An Daingean Cattle Mart – Closing date Friday 3rd December 2010 at 16.00.

The meeting adjourned for lunch at 2.05pm.

The meeting resumed at 2.40pm.

10.11.15.14 Notices of Motion

1. Provision of a pedestrian crossing on the N70 in Milltown Pursuant to notice duly given Cllr. M. O'Shea PROPOSED:

That a pedestrian crossing be put in place to facilitate pedestrians crossing from the Community Hall car park to the shopping area on the opposite side of the N 70 at Bridge Street. It should be noted that there is no pedestrian crossing on the N 70 in Milltown leaving a serious risk of an accident to pedestrians accessing the Post Office, Credit Union, Pharmacies, food stores & pubs.

The following report issued:

This motion was previously moved at the An Daingean Electoral Area meeting, on the 18th November 2009, and the following response was given to the members:-

"This location on the N70 in Milltown has been examined by the Road Design office of Kerry County Council. Due to the traffic movements associated with the car park and the N70/R563 junction this location has been deemed unsuitable for a pedestrian crossing"

Cllr. M. O'Shea said the people of Milltown are looking for one pedestrian crossing while there are two in Killorglin. His concern is for young school children and older people who are trying to cross this road which is very dangerous. He asked, on safety grounds, that a suitable location for a pedestrian crossing would be identified before a serious accident occurs.

Cllr. M. Gleeson SECONDED the motion.

2. Lane selection at Roundabouts Pursuant to notice duly given Cllr. M. Gleeson PROPOSED:

That this Council calls on the N.R.A., Garda Síochána and Local Authorities to standardise the manner in which lane selection should be made at Roundabouts. The prevailing level of variation from roundabout to roundabout in the manner in which lane selection is indicated is causing great confusion and creating danger for road users.

The following report issued:

The criteria for lane selection depends on the location and geography of the roundabout, traffic volumes, as well as traffic movements on all approaches (the journey destination through the roundabout). These are critical factors that are considered in the design process to determine the

optimum capacity of the junction and to minimize the amount of traffic queues on the approach roads and on the roundabout itself.

The current design standard for roundabouts, the National Roads Authority Design Manual for Roads and Bridges, (as well as UK standards) do not prescribe a fixed standard for lane selection at roundabouts, for the above reasons.

If the Councillor is aware of a location experiencing excessive delays due to a changed traffic pattern, the Road Design Section will undertake to investigate it.

Cllr. M. Gleeson said there is confusion regarding what lane to take when going straight through a roundabout. At the Cleeney Roundabout you take the outside lane, at the Leisure Complex you take the inside lane, at roundabout at Cronin's you take the outside lane while at Lissivigeen you take the inside lane. There is a lack of clarity regarding proper lane designation and road markings are inadequate as sometimes they are not visible because of the volumes of traffic. While in many instances local motorists have adapted it is very confusing and dangerous for visitors. He suggested that some overhead signage should be considered. In the interest of safety he called for consistency.

Cllr. M. Moloney SECONDED the motion.

Mr. C. O'Sullivan said the reply issued outlined the criteria used for lane selection. The main aim is to optimise the flow of traffic through the junction. He undertook to review the roundabouts mentioned by Cllr. Gleeson.

4. Water Charges Collection Policy **Pursuant to notice duly given Cllr. S. Fitzgerald PROPOSED:**

That Kerry County Council change its water charges collection policy and pursues a tenant (restaurant operator) for water fees which he refuses to pay and now operates from new leased premises, with a Council water supply. Stop pursuing the former landlord who was unaware that the tenant had not cleared his water account and who finds that the Council water supply to his premises has been disconnected. Surely the same procedure and formula should be in place as is with the ESB.

The following report issued:

Water Services connections serve actual properties and are vested in the owner of the property. It is a matter for the landlord/owner to ensure that the water accounts are being discharged as they become due just as he/she needs to attend to other property management issues. Failure to do

that means that the owner will be pursued for any outstanding sums and the water supply may be disconnected.

Cllr. S. Fitzgerald said that the tenant he was referring to left the property and did not pay the water charges due and the landlord was unaware of the outstanding charges. This is very unfair as the tenant opened up his business at a new location further down the street.

Cllr. M. Gleeson SECONDED the motion.

Cllr. J. Finucane also supported the motion and said it is wrong that a tenant can leave a bill for water charges and the landlord is liable. There should be some means of tracking a tenant who does not pay their water charges.

Cllr. P. O'Donoghue asked if the Council insists that the water charges bill remains in the name of the landlord only.

Mr. J. O'Connor, Head of Finance said he did not want to comment on the particular case. He confirmed that there have been instances of abuse of the whole connection process but it is not up to the Council to be debt collectors for landlords. Members adopt a Budget and it is up to the executive to collect the revenue. If there are genuine cases the Revenue Department will deal with them but they will not tolerate abuses.

Cllr. S. Fitzgerald pointed out that the landlord never got the bill but the tenant received it.

Mr. J. O'Connor, Head of Finance informed members that a connection serves a property and it is up to the landlord to look after his own business.

Cllr. S. Fitzgerald said the tenant is now operating from premises down the street.

Mr. J. O'Connor said it is difficult enough to collect money and this case is not as straight forward as Cllr. Fitzgerald understands.

Cllr. P. O'Donoghue said the landlord is now being made the debt collector and that is unfair.

Cllr. A.J. Spring pointed out that water charges bills should issue to both the tenant and the landlord.

**6. Payment of subcontractors by contractors on Council work
Pursuant to notice duly given Cllr. M. Moloney PROPOSED:**

That Kerry County Council, having awarded a tender to contractors, will ensure that all small contractors who have been subcontracted in to do work have been paid before all monies are handed over to the Contractor.

The following report issued:

The issue raised in this Notice of Motion has been examined. All our significant contracts are on the basis of nationally agreed terms and conditions of contract. These terms and conditions do not give any role to the County Council in intervening in instances such as outlined in the Notice of Motion. In any event, the relationship between contractor and sub-contractor is a matter of contract law and it would not be legally appropriate for the County Council to interfere with or intervene in a contract between two independent parties. The issue raised is one that would need to be addressed at national level and included in contract law.

Cllr. M. Moloney said while she understood the sentiment of the reply it is unfair that some sub-contractors are not paid by the main contractor on a job. As a result of this many small businesses are closing down. If the Council has responsibility for awarding contracts they should ensure that sub-contractors are paid.

Cllr. A.J. Spring said that contractors are not paying the pension levy and the Council should ensure that this is enforced.

Mr. J. O'Connor, Head of Finance, said that while he empathised with the spirit of the motion the law does not empower the Council to ensure sub-contractors on Council jobs are paid by the main contractor. Members could request the Departments of Justice and Enterprise and Employment to amend existing contract law to allow for this. He understood discussions are ongoing at a national level on this issue. The Council implements the national contract model.

Cllr. M. Moloney asked if the contractor would be awarded another contract by Kerry County Council.

In response Mr. J. O'Connor said that the Council is governed by EU and national law.

7. Organising of Seminars and Conferences

Pursuant to notice duly given Cllr. J. Finucane PROPOSED:

That all seminars and conferences in future should be organised by recognised bodies such as the Institute of Public Administration, the Irish Management Institute and possibly third level educational bodies and should be relevant to the functions of elected representatives.

The following report issued:

The sentiments addressed in this Motion are both timely and meritorious.

The most recent Circular Letter (LG2/2010) received from the Department of Environment, Heritage and Local Government on members expenses requires Local Authorities to adopt a Training and Development Programme for Councillors. The objectives of this Training Programme will be:

- **“To adopt a more structured approach to supporting the development needs of councillors so that they can discharge their duties as effectively as possible, and**
- **To inform decisions by the elected council on the conferences, seminars, meetings and events at which the council should be represented.**

Within the context of the overall programme, consideration should be given to:-

- **the annual seminars, conferences, etc of the three local government associations (Association of County and City Councils, Association of Municipal Authorities of Ireland and Local Authority Members Association).**
- **The possible inclusion of structured training or education courses that would lead to or contribute to qualifications. This could include, for example, distance or on-line courses leading to the award of recognised qualifications, particularly those within the FETAC and HETAC framework.”**

As upcoming Conferences, Seminars and Courses come to the attention of a Local Authority, an assessment of their relevance and suitability should be carried out. Events also need to be consistent with the objectives of the Training and Development Programme. Expenses for attending Conferences, Seminars or Courses which are in accordance with the Training Programme will be paid from existing councillors conference allocation.

The CPG have been considering the preparation of the Training and Development Programme for 2011 at recent CPG Meetings.

Cllr. J. Finucane said he is very proud to be a public representative but the controversy surrounding expenses for attending conferences is demeaning his role. He PROPOSED that only accredited bodies/organisations would provide

courses/conferences. In order to keep themselves up to-date members must do continuous professional courses on topics that are relevant to their functions.

Cllr. M. Gleeson SECONDED the motion.

8. Casual Trading in Church Street, Caherciveen
Pursuant to notice duly given Cllr. P.J. Donovan PROPOSED:

That Kerry County Council address the problems being experienced by the business people in Church Street, Caherciveen regarding casual trading in the area.

The following report issued:

This motion was moved at the last Killorglin Electoral Area meeting, on the 1st October 2010 and the following response was given to the members:-

“This matter will re-examined by the Caherciveen Traffic Warden and the Roads Enforcement Officer where necessary”

Where such an undertaking is given the Area Engineer will bring a more detailed report back to the next Area meeting.

Cllr. P.J. Donovan requested until this matter is examined by the Traffic Warden and the Roads Enforcement Officer that the area from the Church to the Monument would be kept free from casual traders. There are a number of businesses in this area and all the parking is being taken up by the casual traders. The business people in Church Street have said that if nothing is done to help them they will not pay their rates. There was a ‘Casual Trading Area’ in the Fair Green but that sign was removed.

Mr. C. O’Sullivan, Director of Roads said that Caherciveen is similar to Kenmare and Killorglin where the market rights must be extinguished and the Casual Trading Bye-Laws enacted. It is intended to pursue this matter in Killorglin in the first instance and then in Kenmare and Caherciveen.

9. Housing Allocations in 2010
Pursuant to notice duly given Cllr. P. O’Donoghue PROPOSED:

That Kerry County Council furnish a detailed report in relation to Housing Allocations to date this year. In particular to advise as to how many houses have been allocated and in that regard detail the numbers allocated to the following categories: 1. Married, 2. Lone Parents, 3. Single Men, 4. Single Women. The Council might also outline how long on average single men remain on the Housing List before houses are allocated to them.

The following report issued:

Of the 163 new tenancies commenced to date in 2010 the following is a breakdown along the lines as requested:-

- 1. 38 tenancies were commenced in respect of either married or co-habiting couples**
- 2. 39 tenancies were commenced in respect of single parents**
- 3. 28 tenancies were commenced in respect of single men**
- 4. 25 tenancies were commenced in respect of single women**

In addition

16 tenancies were commenced in respect of separated/divorced females of which 11 have children or other occupants residing with them.

10 tenancies were commenced in respect of separated/divorced males of which 5 have children or other occupants residing with them.

Of the remaining 7 tenancies which commenced 4 were in respect of widowed households and 3 households are unspecified as to their marital status.

Finally, of the single men housed in 2010 on average it took 2 1/2 years from the date of their application to the date their local authority tenancy commenced.

Cllr. P. O'Donoghue said single men are finding it extremely difficult to get housing. However, he accepted there was an improvement in this area in 2010 but just 20% of houses allocated were for single men. This category of tenant is living in substandard bed-sits and the longer they are there the greater the chance they will suffer from depression. In conclusion he said he felt this category of applicant is not being treated favourably.

Cllr. T. O'Brien supported the motion and said, as a result of marriage break-up, men tend to move out of the family home. He called on the Council to review current policy in this area.

Mr. J. Breen, Director of Housing, undertook to refer this issue to the Housing SPC for further consideration. The housing accommodation of all housing applicants is inspected when their applications are being assessed. It is the duty of a landlord to ensure that the accommodation is an acceptable standard.

**11. "Support and Buy in Kerry" Campaign
Pursuant to notice duly given Cllr. T. Fleming PROPOSED:**

That Kerry County Council in conjunction with the 4 local development agencies (Leader Groups) in the County, the Town Council's, & Chambers of Commerce promote an intensive "support and buy in Kerry" campaign in the lead up to

Christmas to give a much needed boost to businesses and local employment in County Kerry.

Mr. G. O'Brien said this is a matter for consideration by members.

Cllr. T. Fleming said it is very important for the economy that people shop in the county this Christmas. Business was back 20% in October and there is a need for a campaign to ensure that we maximise the business in Kerry in the lead into Christmas. Kerry County Council has a role to play in this and where there is no Town Council Kerry County Council should liaise with the Chambers of Commerce in those areas. Villages should also be included in this initiative.

Cllr. J. Finucane **SECONDED** the motion.

Cllr. M. Gleeson said he is involved in this type of initiative in Killarney where every effort is being made to protect jobs.

Cllr. T. Fleming said a substantial number of Kerry people shop in Dublin, Cork and Limerick and they should be encouraged to shop in Kerry. He asked what action would the Council take on this issue.

Mr. T. Curran, County Manager, said the Council could contact the Leader Groups on this issue and the County Enterprise Boards is already doing a lot in this area.

12. Extension of the 60km speed restriction on the N22 from Killarney's Pike Hil to Lissivigeen Roundabout

Cllr. P. Connor-Scarteen moved Notice of Motion No. 12 on behalf of Cllr. Sheahan.

Pursuant to notice duly given Cllr. J. Sheahan PROPOSED:

That Kerry County Council extend the 60km speed restriction on the N22 from Killarney's Pike Hill to Lissivigeen Roundabout.

The following report issued:

This motion was previously moved at the Killarney Electoral Area meeting, on the 10th February 2010, and the following response was given to the members:-

"The Roads, Transportation & Safety Department is presently awaiting the Department of Transport's Grant Allocation for 2010. When this is received the Department will be examining the level of staff resources required to deliver the Road Works Programme. When this is identified and having

regard to the limited staff numbers within Kerry County Council at present, the Department will consider if sufficient resources are then available to commence a Speed Limit Review for the County this year. This section of the N22 National Primary Route will be examined in detail if a review is undertaken”.

Any changes to the speed limit will require the initiation of a County Speed Limit Review. However as stated in the May Ordinary Meeting this year, there is a significant amount of work involved in undertaking such a review, including extensive consultation with An Garda Síochána, the National Roads Authority and the local communities. As was outlined at the Special Council meeting to consider the Roadworks Programme 2010, the substantial reduction in funding over the past year has had a significant impact on available resources. Given this constraint, the Department’s Work Programme will be focused on delivering works for which grant aid and own resources funding has been provided. It is unlikely that there are sufficient resources available to undertake this review. However the position will be kept under review in the chance that circumstances change.

**13. Rates payable to Kerry County Council
Pursuant to notice duly given Cllr. D. Healy-Rae PROPOSED:**

To ask Kerry County Council that as business people and tourism interest hotels and guest houses etc. are under huge financial pressure to examine the possibility of a fairer, more equitable system of determining the amount of rates payable to our Local Authority.

The following report issued:

Kerry County Council must assess rates in accordance with the current law on rates and valuation, and rates are payable in accordance with those requirements. Any changes to the existing arrangements would need the enactment of legislation by Oireachtas na hEireann on the proposal of the Minister for the Environment, Heritage and Local Government. Accordingly, then, it is not open to Kerry County Council to introduce any measures along the lines suggested in the notice of motion.

Cllr. D. Healy-Rae said that rate payers are under immense pressure. He asked if there was any way these businesses can be helped. It appears that smaller property owners are gaining more than larger property owners. He asked that rates would be based on profits.

Cllr. T. Fleming **SECONDED** the motion. Following the summer a number of small businesses are in danger of going out of business. The Council must help them stay in business if possible.

Mr. J. O'Connor, Head of Finance said that firms of accountants have been paid huge sums of money to examine the rating system. Kerry County Council is dependant on income to run its services and rates are a big part of this income. If the level of income set out in the Budget is not realised services would have to be reduced. He pointed out that the economy has not stopped and the Revenue Department give fair consideration to genuine hardship cases which are substantiated. The Council must apply the law in relation to rates.

15. Existing designations on Kenmare Bay

Pursuant to notice duly given Cllr. P. Connor-Scarteen PROPOSED:

That Kerry County Council ascertains what existing designations are on Kenmare Bay and the surrounding countryside, and any proposed designations and please provide maps of same.

The following report issued:

The existing designations relating to Kenmare Bay are shown on the attached maps - Figures 1, 2 and 3.

The maps indicate Prime Special Amenity Areas, Secondary Special Amenity Areas, National Heritage Areas (NHA's) and Special Areas of Conservation (SAC's).

There is no designated Special Protection Area (SPA) in Kenmare Bay.

Kerry County Council is not aware of any proposals to alter the designations shown.

See attached Map in Appendix 1.

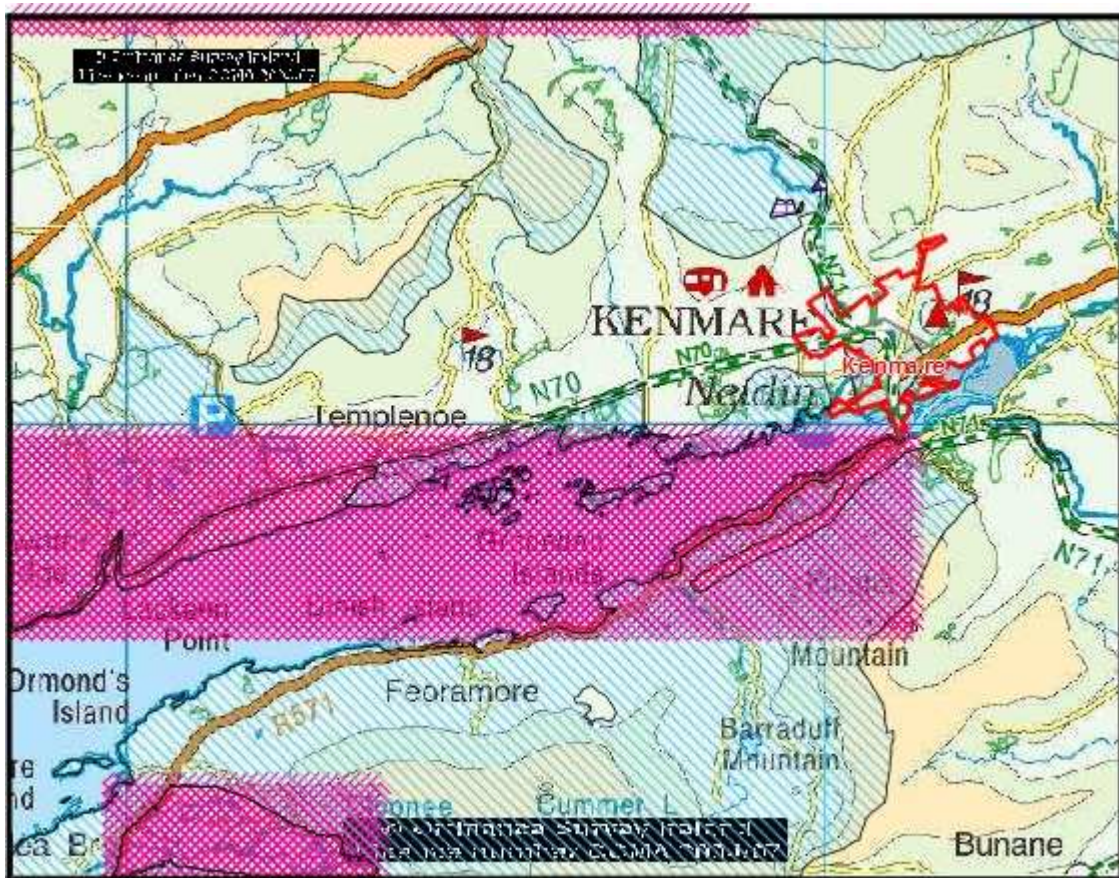


Figure 1: Areas of Prime (RED) and Secondary (BLUE) Special Amenity.

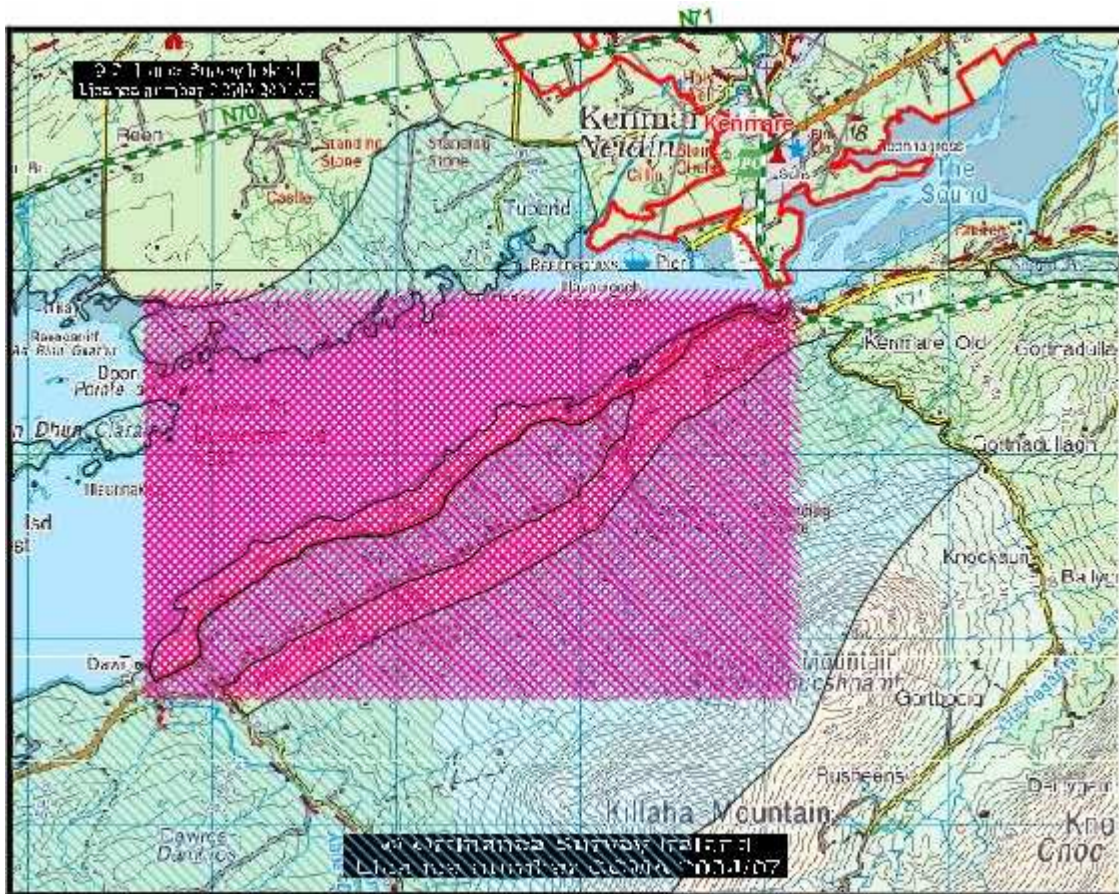


Figure 2: Areas of Prime (RED) and Secondary (BLUE) Special Amenity.

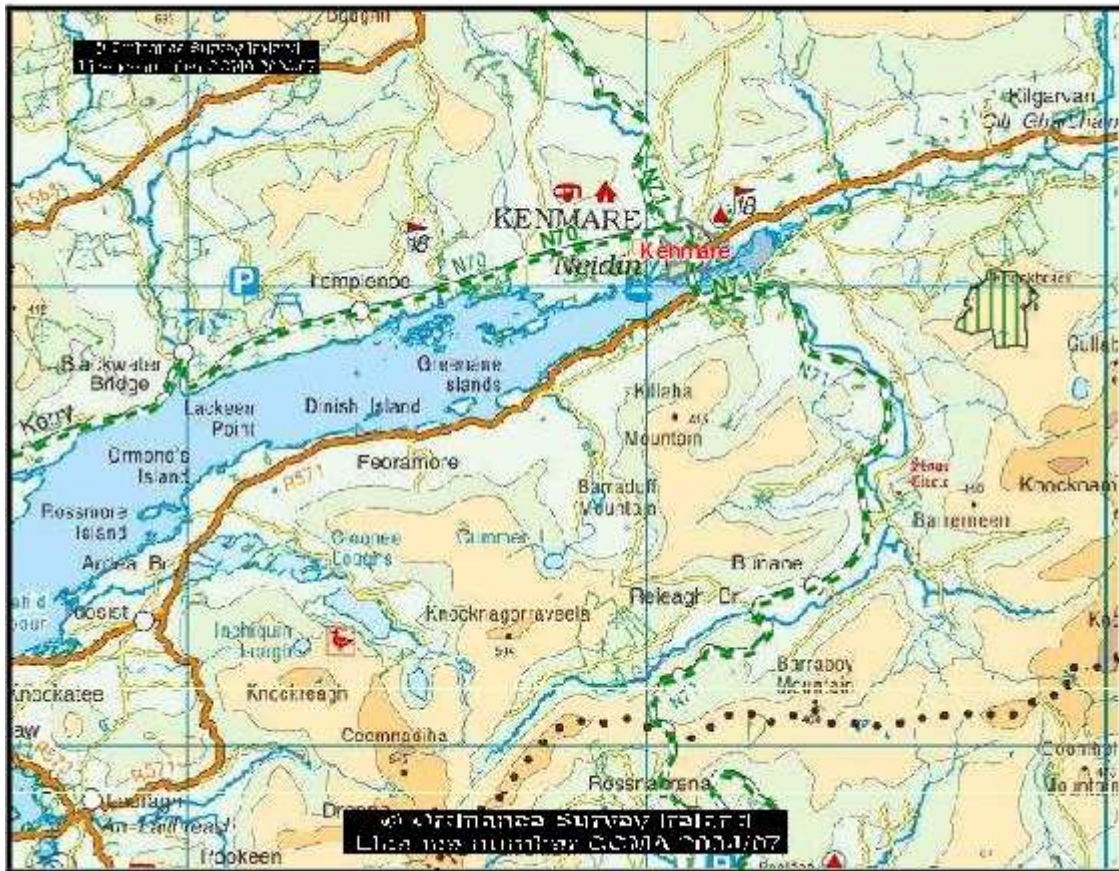


Figure 3: Natural Heritage Areas (GREEN).

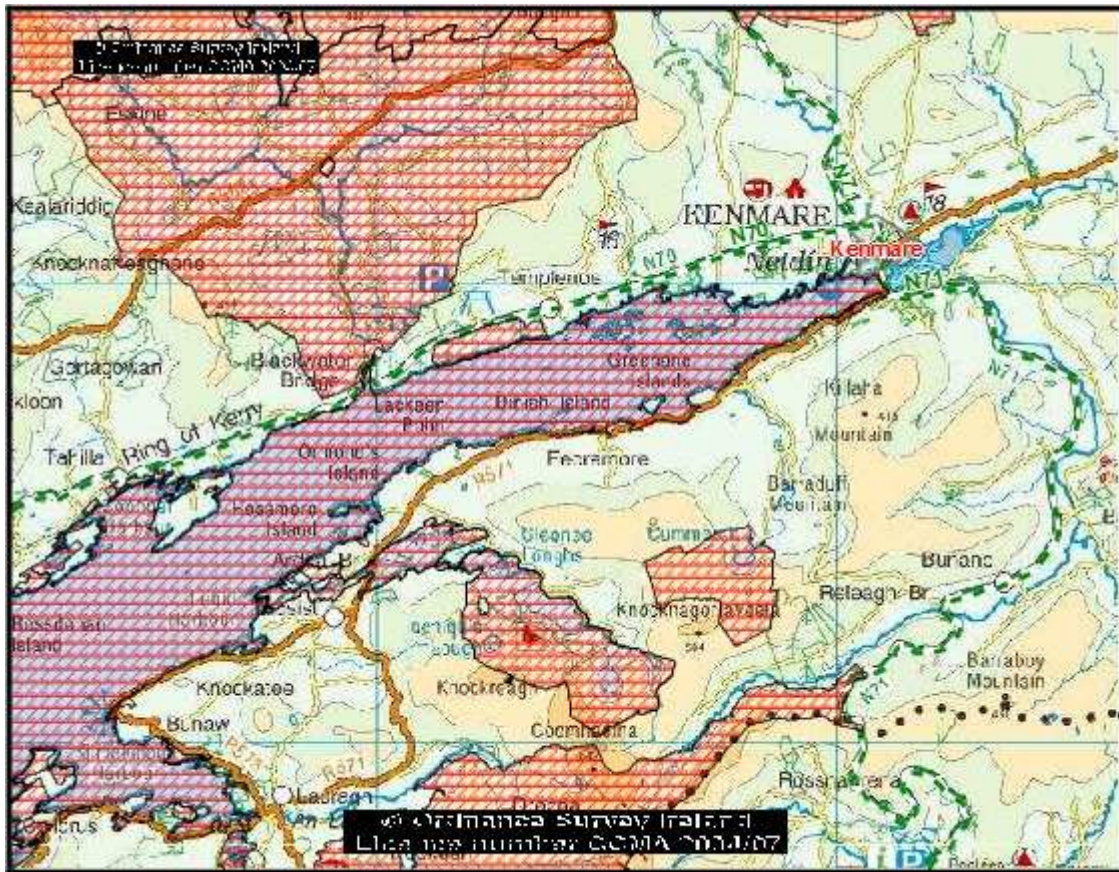


Figure 4: SAC (RED).

Cllr. P. Connor-Scarteen thanked management for the maps provided and for clarifying the issue of designations. Kenmare Bay is very scenic with many islands, wildlife etc. Farming and fishing have co-existed in harmony with nature for a long time in this area.

**16. Development of Fishing Stands for anglers with disabilities
Pursuant to notice duly given Cllr. M. Gleeson PROPOSED:**

That the Council would, where appropriate, facilitate angling clubs and disability organisations in the development of Fishing Stands for anglers with disability.

The following report issued:

Mr. G. O'Brien said that while this is a matter for consideration by members it is desirable that such facilities are available on an as inclusive basis as possible. An initiative at National level to develop and grant aid such an initiative would be welcomed.

Cllr. M. Gleeson said that at least 10% of people suffer from disabilities. Kerry has many rivers, lakes and seaside locations that are prime fishing places. Access to these should be readily available to people with disabilities and wheelchair users. The provision of high quality, covered fishing stands would greatly benefit local people with disabilities. It would also be an attraction for tourists and help to make the county more appealing to tourists. In conclusion he called on the County Manager to examine how his proposal can be progressed.

Mr. T. Curran, County Manager, said a sub-committee of the County Development Board are presently considering angling in the county. A meeting of that sub-committee was arranged for the following day and he would raise this motion at the meeting.

**17. Details of water breaks in each Electoral Area from 2007 to-date.
Pursuant to notice duly given Cllr. M. Cahill PROPOSED:**

That Kerry County Council furnish the members with a detailed report in relation to water breaks in each Electoral Area for 2007, 2008, 2009 and to date this year and also to furnish detailed costings for repairing these breaks for each year.

The following report issued:

Records for the total number of bursts and leaks are available for the period June 2006 to June 2009. There were 2,094 repairs carried out in the county during that period at a total cost of €2,116,864. This equates to an

average cost per repair of €1,011. It should be noted that this does not take account of the type of burst (pipe diameter, material, length of break etc.)

A breakdown of the cost of repairs for this period across each of the Water Services engineering areas for the period June 2006 to June 2009 is set out in Table 1.

Table 1

Area	Jun - Dec 2006	2007	2008	Jan - Jun 2009	Total
<i>Killarney</i>	€96,313	€178,666	€264,697	€135,900	€675,575
<i>Dingle</i>	€68,989	€151,418	€105,544	€44,610	€370,562
<i>North Kerry</i>	€84,704	€110,075	€110,703	€62,574	€368,057
<i>Tralee</i>	€90,224	€166,639	€191,072	€84,339	€532,274
<i>South Kerry</i>	€43,386	€63,954	€46,158	€16,898	€170,396
			Total Cost		€2,116,864
			Total Number of repairs		2,094
			Average cost per repair		€1,011

Leaks and bursts are inevitable in water mains but the numbers are higher than they should be, owing to the age profile of the network and historic underinvestment in pipe replacement. The council has had a Water Conservation Unit for over 3 years which has been working, with considerable success, on finding leaks and analysing and improving the management of the networks.

The issue of mains replacement and rehabilitation is now a Government priority and considerable national funding is being made available for three year work programmes and Kerry Water Authority has applied for funding of €21.5 million under the scheme. A project team is being set up to deliver the anticipated programme by means of direct labour and contract, beginning in early 2011.

Cllr. M. Cahill said that between 2006 and 2009 almost 2,100 repairs were carried out to the water pipe network at a cost of €2.1m. The fact that there are more leaks in some networks is down to the age of the pipe network. There have been a number of leaks in the pipe from Fossa to the Gap Cross and that pipe should be replaced. People want to see value for money and the people of this area want to ensure this pipe network is replaced.

18. Supplies of grit and salt for the winter

Pursuant to notice duly given Cllr. M. Moloney PROPOSED:

That Kerry County Council would advise if they are prepared for the winter period and have enough grit and salt in supply in case of a re-occurrence of last year's icy weather conditions.

The following report issued:

The weather over the Christmas period last year had not been experienced in the County for over 40 years. The Council implemented its emergency response to the situation having regard to available resources.

In an average winter, the Council would use approximately 3000 tonne of salt between November and March. The cost of winter maintenance on National routes is funded by a grant allocation from the NRA and the Council has funded the cost of winter maintenance on the non-national road network from its own resources. During the 6 week period of the severe weather in December 2009 to January 2010, the Council used over 5,600 tonne of salt.

A review was carried out by the Joint Committee on Environment, Heritage and Local Government and arising out of this review the Department of Transport issued revised recommendations to each local authority. In accordance with these recommendations we are currently finalizing our severe weather plan, a copy of which will be available on our website and will be forwarded to each of the members.

Due to the difficulties encountered nationally with the procurement of salt, the NRA have taken responsibility for the purchase and distribution of salt supplies. It has entered into a framework agreement with the salt suppliers to purchase and deliver nationally an initial consignment of 50,000 tonnes with a further 30,000 tonnes following.

Currently we have approximately 1500 tonnes of salt in stock and further deliveries are on-going at present. We have also purchased an additional salt gritter and 4 snow blades, with the funding being provided by the NRA, and are currently at planning for the construction of additional storage facilities.

In the event of a prolonged severe weather spell, as experienced last year, the Council will implement the measures in our severe weather plan and provide grit at strategic locations throughout the county for use by the local community. Grit is readily available from local quarries.

Cllr. M. Moloney asked if the NRA is contracting out the supply and delivery of salt for all local authorities in the country.

Mr. C. O'Sullivan, Director of Roads, said that following a review of last winter the NRA have taken over sole responsibility for the delivery of salt to all local authorities.

Cllr. M. Gleeson asked if the salt would be delivered prior to the onset of freezing road conditions.

Mr. C. O'Sullivan said the NRA has a contract for the supply of 80,000 tons of salt. Kerry County Council has secured funding for an additional gritter. A Part VIII report will be prepared for the provision of a salt barn at Ballymachthomas. The Council has reasonable stocks of salt at present. The spreading of the salt will be a matter for the Council. A computerised warning system is in place which gives advance warning of freezing conditions.

Cllr. T. Fleming then moved Notice of Motion No. 28 as it relates to this topic.

**28. Plan to deal with severe freeze conditions this winter.
Pursuant to notice duly given Cllrs. M. Cahill/T. Fleming PROPOSED:**

That Kerry County Council advertise and initiate a detailed plan to deal with any severe freeze conditions this winter. That community alert groups, emergency services, rural organisations etc. be organised to assist in local community action especially in isolated rural areas, also, that county council and town councils provide grit boxes in housing estates and liaise with residents associations re: the implementation of emergency gritting in these estates.

The following report issued:

Kerry County Council has a Severe Weather Plan which was activated last year during the extreme weather. We also have a Blizzard Plan, which again was also activated on the occasions it was required. Both these plans functioned when activated. At present, in association with the National Roads Authority we are formulating a Winter Service Plan, which outlines our ability to deliver winter services in the County, taking account of available staff and plant resources. This plan will be available on Kerry County Council web site when completed and a copy will be given to each of the members.

During the severe weather last year the emergency responders were co-ordinated by a Crisis Management Team under the direction of the County Manager. This team worked extremely well and all groups contributed to a successful outcome.

Following representations from various Councillors last year we arranged stockpiles of grit at numerous locations county wide where the general public could collect material for their own use. We will again provide these stockpiles at these locations if circumstances dictate. However, due to limited resources in finance, plant and manpower Kerry County Council will not be in a position to grit housing estates.

Kerry County Council in association with the Community and Voluntary forum in Kerry co-ordinated a seminar on appropriate responses to severe weather. This seminar was held in the Meadowlands Hotel on the 15th October last and was attended by representatives of many community groups, The seminar was addressed by the Gardai, the HSE, the National Emergency Management Office, Kerry County Council and by a community representative.

The overwhelming message coming out of the seminar was the need to establish a sense of resilience and preparedness with individuals and with communities and further more that the authorities would look at coordinating the provision of an emergency weather pack to include water, some food, fuel and batteries etc for each household. Kerry County Council will assist and co-operate with the outcomes of the seminar in conjunction with the other statutory emergencies involved in severe weather events. Citizens need to prepare for severe weather and have given thought to their own and neighbours requirements during bouts of severe weather.

Cllr. T. Fleming welcomed the report and said now that a National Strategic Plan is in place the response should be better this winter. There is a need to work closely with communities especially in East Kerry where there is network of roads that could be impassable. Housing estates were very badly hit last winter and in the EU grit boxes are provided in housing estates and the residents spread the grit. He expressed his disappointment that there is no plan in place to provide for housing estates.

Cllr. D. Healy-Rae pointed out that in some instances the grit provided in rural area was abused and he asked if anything could be done to prevent it.

Mr. C. O'Sullivan said that Kerry County Council has an emergency plan in place to cater for events such as the freezing conditions of last winter. The severe weather experienced last winter usually occurs once every forty years. The

Council is still carrying a deficit of €0.5m from last winter. If the events of last year re-occur this year the Council is prepared for it.

19. Response from Minister Harney T.D. regarding St. Anne's Hospital, Caherciveen.

Pursuant to notice duly given Cllr. P.J. Donovan PROPOSED:

What reply did Kerry County Council get from Ms. Mary Harney, TD, Minister for Health regarding the closure of 10 beds in St. Anne's Hospital, Caherciveen.

The following reply issued:

In her response dated 5th July 2010 Minister Harney indicated that our letter was referred to the CEO of the HSE who would arrange for the matters raised to be investigated and a reply issued directly.

The following reply was received from Michael Fitzgerald, Acting Local Health Manager, Kerry Community Services on the 16th July, 2010 and this reply was included in Correspondence General for the September 2010 Meeting.

"I refer to your letter of 29th June 2010 in relation to the following resolution from Kerry Co. Council members:

"That Kerry County Council request Ms. Mary Harney, TD, Minister for Health to take all necessary steps to ensure that there will be no bed cuts in St. Anne's Hospital, Caherciveen, as all beds there at the moment are needed for the community".

Your letter has been referred to me for direct reply.

Caherciveen Community Hospital is a 45 bed residential care facility providing continuing care and community support beds for the population of South West Kerry. The bed capacity of the hospital is as follows:

Continuing Care	30 beds
Convalescent Care	11 beds
Palliative Care	2 beds
Respite Care	2 beds
Total	45 beds

Valentia Community Hospital which is operated by a voluntary group supported by the HSE also provides long term residential care to the population of the area.

Since July 2009 all designated residential facilities for older people must meet the requirements of the Health Act 2007, Health Act 2007 (Care and Welfare of Residents in Designated Centres for Older People) Regulations 2009 and the National Quality Standards for Residential Care Settings for Older People in Ireland. All units are subject to registration and inspection by the Health Information and Quality Authority (HIQA) which was established to regulate the quality of residential care in designated centres for children, older people and people with disabilities.

Caherciveen Community Hospital is currently undergoing the HIQA registration process and the HSE will be guided by the outcomes of this process in relation to care standards, inclusive of bed numbers etc. The hospital also requires upgrading to comply with fire and safety standards and a plan is being formulated to achieve same over the coming period.

The hospital is targeted for significant infrastructural improvements in the current year to address fire related issues and to work towards the requirements of the HIQA standards. The internal infrastructural improvements required to enhance the safety and quality of care in the hospital may result in a reduction in the overall bed capacity.”

Cllr. P.J. Donovan asked that a letter would be forwarded to the Minister for Health calling for funding for an extension to St. Anne’s Hospital to allow the 2 beds to be restored.

Cllr. P. O’Donoghue supported the motion and said this is one of the greatest facilities in Caherciveen and much of the equipment in the hospital was provided by the local community. A facility as good as this should not be down graded. As Caherciveen is so peripheral all services and beds at the hospital should be retained to allow older people to remain in their own area.

20. Co-ordinated response to the current refuse collection situation in the County.

Pursuant to notice duly given Cllr. J. Finucane PROPOSED:

That Kerry County Council in conjunction with the other local authorities in Kerry will co-ordinate an active response to the current refuse collection situation in the County.

The following report issued:

The issue of waste management and the development of the Kerry Local Authorities waste management business has been to the forefront of management discussions over the last few months. Councillors will note that waste collection charges have already been set for 2011. This will enable a much earlier marketing campaign to commence than has

heretofore been the case. The budget for marketing has been substantially increased and it is the intention of Kerry County Council to maintain a focused marketing campaign throughout the coming year. However, the waste collection market is extremely competitive and Kerry County Council must retain the flexibility to respond to the kind of challenges which are currently evident. Kerry County Council is committed to maintaining and growing its share of the waste collection business throughout the County. This means that Kerry County Council must be able to compete on price with private contractors and this will involve achieving significant savings throughout the waste business and maximizing efficiency.

This will require the commitment and co-operation of the staff, the elected members and the customers of the Councils.

Cllr. J. Finucane said he also raised this issue at a recent Tralee Electoral Area Meeting as it is a critical service. There have been many changes in the market place with offers by other service providers for a limited period only. It is critical that local government retains its refuse collection service as it will protect jobs and it is one of our core services. A committee should be established to draw up a strategy on how to market our service as it is vital that our service is marketed. It maybe possible to introduce a Scheme where the local GAA Club would be given a fee for any new customer they secure. A marketing campaign should also appeal to people to care for the environment.

Cllr. A. McEllistrim pointed out that the Council offers a Waiver Scheme which the private operators do not. If the Council did not continue with this service prices would increase, there would be an increase in illegal dumping and the less profitable routes would no longer be serviced.

21. Unoccupied estates in the County

Pursuant to notice duly given Cllr. P. O'Donoghue PROPOSED:

That Kerry County Council furnish a report as to how many estates in the County remain unoccupied or partially occupied and what action the Council propose to take in relation to estates that are now deemed to be "Ghost Estates".

The following report issued:

The Department of the Environment, Heritage & Local Government conducted a survey of housing development between May and August this year to obtain a national picture of the number, location and construction status of housing developments which had commenced at the time of the survey.

I attach extract from the survey which includes the data in respect of Kerry.

In all 152 no. Estates were surveyed which involved a total of 4,621 housing units. The survey shows that of the 4,621 units permitted that:-

- 2,861 no. are completed**
- 327 no. are near completion**
- 82 no. up to wall plate**
- 95 no. DPC level**
- 61 no. foundations to DPC level**
- 1,195 no. not started.**

Of the total 2,861 units completed, 675 no. were vacant with a further 327 nearing completion giving a total of approx. 1,000 units vacant in the county. A further 238 units are at various stages of completion with 1,195 units not yet commenced in the estates.

The survey goes on to give details of the status of roads, services and open spaces in the developments. In some cases all services are completed but all or a considerable portion of the development is vacant (particularly blocks of apartments). In other cases a considerable amount of the development is occupied but the roads and services have not kept pace with the house construction.

As Members are aware the Council established an Estates Unit in mid-2009 to deal with the issues of unfinished estates and to date we have identified approx. 40 no. estates where substantial works are outstanding. We are working with developers and in some cases Liquidators/Receivers in an attempt to get progress on these issues.

The Department of the Environment has established a high level Expert Group under the Chairmanship of Mr. John O'Connor, CEO Designate of the Housing & Sustainable Communities Agency to report back to the Minister on action, including a best practice manual, on unfinished housing developments. It is intended that this document will be completed in early 2011 and issued to local authorities.

The Council is continuing to survey estates in the County and to take enforcement action as appropriate in an effort to ensure that estates are finished to a satisfactory standard.

Minutes November Ordinary Meeting

Regional Authority	South-East						South-West		
Constituent Counties	Carlow	Kilkenny	Tipp South	Waterford City	Waterford Co	Wexford	Cork City	Cork Co	Kerry
No of Developments Inspected	66	76	31	12	25	180	21	284	152
Housing Form / Type									
Detached	917	783	322	162	318	2040	18	2779	1210
Semi-detached	1727	1988	1026	465	492	2630	58	7112	2003
Terrace	589	1593	493	435	73	1769	656	6984	689
Duplex	74	114	0	87	3	140	162	509	68
Apartment	375	354	14	199	33	736	1068	2297	451
TOTAL	3693	4884	1855	1348	810	6715	1964	18681	4621
Dwellings Completion Status									
Complete & occupied	1652	2398	949	524	292	3962	625	7493	2188
Complete & vacant	327	483	267	53	144	682	419	2681	675
Near Complete - no building activity	333	141	24	128	42	369	57	748	228
Near Complete - with activity	0	30	41	114	11	72	44	312	98
Wal Plate - no building activity	20	35	24	3	1	61	79	248	71
Wal Plate - with building activity	0	3	0	1	11	17	18	91	11
DPC complete - no building activity	144	83	0	6	24	141	2	218	92
DPC Complete - with activity	6	6	0	0	4	21	0	29	3
Found to DPC level - no activity	178	83	34	14	17	32	11	261	58
Found to DPC level - with activity	2	3	26	0	4	24	0	94	3
No construction started	1031	1630	480	505	363	1264	509	6516	1195
TOTAL	3693	4884	1855	1348	810	6715	1964	18681	4621
Roads, Footpaths & Lighting Status (Number of dwellings served)									
Roads - complete and in service	1220	2136	683	323	184	2804	1013	8225	2542
Roads - base/binder course	746	773	496	254	227	1727	207	1716	220
Roads - no roads or pre-base course	11	2	35	0	25	43	24	233	100
TOTAL	1979	2881	1216	577	436	4674	1244	10174	2862
Footpaths - complete	1966	2878	1216	577	436	4609	1220	10069	2778
Footpaths - not complete	11	3	0	0	0	66	24	105	84
TOTAL	1979	2881	1216	577	436	4674	1244	10174	2862
Lighting - complete	1901	2857	1216	577	391	4504	1220	9925	2776
Lighting - not complete	78	24	0	0	45	170	24	249	86
TOTAL	1979	2881	1216	577	436	4674	1244	10174	2862
8. Services Status (Number of dwellings served)									
Potable water supply fully operational	1979	2881	1216	577	436	4674	1244	10134	2660
Waste water system fully operational	1979	2881	1216	577	436	4674	1244	10085	2660
Storm water system fully operational	1979	2881	1216	577	436	4674	1244	10085	2660
9. Open Space									
Identified on layout plans	129	228	105	41	59	382	27	544	109
Areas - fully complete	106	146	70	23	27	267	22	362	75
Areas - levelled, not seeded	2	9	7	6	3	31	1	28	5
Areas - substantially untouched	21	73	26	12	24	74	4	164	29
TOTAL	129	228	105	41	59	382	27	544	109
Construction activity on site - YES									
- NO	5	7	5	4	4	24	5	48	25
	61	89	26	8	21	156	16	235	127

Cllr. P. O'Donoghue said there are 40 estates in Kerry where substantial works are outstanding. He was not aware of any action being taken by Kerry County Council to try to ensure that work is completed in these estates. He urged the Council to take action immediately in relation to these estates.

Cllr. D. Healy-Rae said he submitted a similar motion for the Killarney Area Meeting held the previous week and he was not given such a detailed reply.

Cllr. M. Cahill supported the motion. He said he had a similar motion on the agenda in relation to an estate in Killorglin and he then moved Motion No. 3.

**3. Taking in charge of Knocklyne Valley Housing Estate, Killorglin
Pursuant to notice duly given Cllr. M. Cahill PROPOSED:**

That Kerry County Council furnish a detailed progress report in relation to the taking in charge of Knocklyne Valley Housing Estate, Killorglin and also furnish a report in relation to the huge delays being experienced with this process to date.

The following report issued:

**Planning Reg Nos. 99/467, 01/3816 & 02/234
Development at: Knocklyne Valley, Killorglin
Developer: Lartigue Developments
Bond: €353,761.00**

To date, Kerry County Council, Planning Authority, have not received an application from either the Developer or the Residents of this Estate, to have the development Taken in Charge.

As Cllr. Cahill is aware, a portion of the original bond submitted was drawn down by Kerry County Council, to facilitate the carrying out of landscaping works within the development. These works are now nearing completion. With regard to other works which remain outstanding within the development, our Enforcement Unit are liaising with the developer in relation to same. Some of the works outstanding have been identified as follows:

- o Cracked and damaged sections of footpath to be replaced.**
- o Repairs to storm and foul sewers required.**
- o Broken kerbs to be replaced.**
- o Pointing of kerbs required.**
- o Stop sign and appropriate road markings required at entrance/junction with public road.**
- o Appropriate road markings at all internal junctions.**
- o All stopcocks are not to be on private property.**
- o Stopcocks to be a maximum depth of 600 mm.**

- o **Cracked and damaged sections of road to be replaced.**
- o **Water ponding on roadway to be removed.**

The Enforcement Unit are in communication with the Residents of this Estate regarding these works outstanding.

With regard to delays being experienced with the Taking in Charge process in general, this is often as a result of works outstanding identified by our Estates Unit following inspections of the development, which are then notified to the Developers. The Estates Unit also require the Developers to provide drawings of the finished estate and to complete all outstanding works before Kerry County Council can commence taking the development in charge.

Cllr. M. Cahill said it is a disgrace the way the residents of Knocklyne Estate have been abandoned. The residents are struggling to get work on the Estate completed. Last year he brought a deputation from this Estate into an area meeting and the estate is no nearer being taken in charge by the Council than it was 8 years ago. The Bond should be used for the protection of the residents. He called on the Council to do everything possible to assist the Residents Association in this case.

Cllr. M. O'Shea asked if a breakdown per Electoral Area could be circulated to all members.

Mr. M. McMahon pointed out that the results of the survey are available on the Department's website. He undertook to circulate it to all members. Some time ago the Council recognised the difficulties in this area and established an Estates Unit. Efforts to-date have concentrated on estates where people are living. There are apartment estates completed to our satisfaction but they are vacant. It will take a number of years to sort out these estates.

Cllr. M. Cahill asked that the results of the survey on unfinished housing estates in Kerry would be circulated to all members. He pointed out that Knocklyne Estate is 99% occupied.

Mr. McMahon stated that Knocklyne Estate is also 99% complete.

**22. Upgrading of the N22 Ballyvourney to Ballincollig Road
Pursuant to notice duly given Cllr. B. Griffin PROPOSED:**

That this Council calls for immediate progress on the N22 Ballyvourney to Ballincollig road, as the current road is substandard and is hampering access to the County, thus hampering our economic progress.

The following report issued:

The provision of this infrastructure is the responsibility of the National Roads Authority and this motion is a matter for resolution.

The CPO and EIS for the “Cork County Council N22 Baile Bhuirne Macroom (Baile Bhuirne to Coolcour) Road Development” were submitted to An Bord Pleanála in October 2009 and an oral hearing was held earlier this year. The Board has yet not issued its decision on the application.

Cllr. B. Griffin said the N22 Ballyvourney to Killarney road is crucial for access to Cork from Kerry. In 1998 the National Roads Needs Strategy this road was identified as requiring major improvements especially the section from Ballyvourney to Macroom. There are a number of bottlenecks in Macroom and the section of road beyond Lissarda is poor. It is critical for the economy of Kerry that this road is upgraded.

Cllr. D. Healy-Rae supported the motion and said there are many reasons why the upgrading of this road was delayed.

23. Cuts that would affect people with disabilities, the elderly, the vulnerable in the forthcoming Budget.

Pursuant to notice duly given Cllr. T. Fleming PROPOSED:

That the Government would refrain from any cuts that may affect people with disabilities, the elderly, the vulnerable, in these forthcoming Budgets.

Mr. G. O'Brien said this is a matter for consideration by members.

Cllr. T. Fleming said it is vitally important to protect people with disabilities, the elderly and the vulnerable in the forthcoming Budget. These people need facilities and structures. Many voluntary organisations need supports. He asked that the motion would be forwarded to the Minister for Finance for consideration.

Cllr. M. Moloney SECONDED the motion.

24. Introduction of drug testing of drivers

Pursuant to notice duly given Cllr. D. Healy-Rae PROPOSED:

That Kerry County Council ask the Minister for Transport to fast forward proposals to introduce drug testing of drivers on our public roads.

Mr. G. O'Brien said this is a matter for consideration by members.

Cllr. D. Healy-Rae said drivers who are on drugs can cause accidents and the Government should be addressing this issue. The Gardaí should be given the

powers to tackle this problem. He asked that a letter would be forwarded to the Minister for Justice calling on him to progress legislation to deal with this issue.

Cllr. M. Cahill supported the motion and said the number of drivers under the influence of drugs is on the increase. He added that there should be more drug testing on our roads.

Cllr. T. Fleming supported the motion and asked that there would be a differentiation between the driver who takes two pints and the driver who has taken drugs.

**25. Disposal of Council lands adjacent to the Café Beag in Milltown
Pursuant to notice duly given Cllr. M. O'Shea PROPOSED:**

That Kerry County Council will commence the process of disposing of Council lands adjacent to the Café Beag in Milltown for use as a playground. These lands were first zoned for such use in 2006.

Cllr. M. O'Shea asked that the motion would be taken as read.

**26. New Hospital for Kenmare
Pursuant to notice duly given Cllr. P. Connor-Scarteen PROPOSED:**

That Kerry County Council and the HSE do their utmost to assist with expediting any remaining issues regarding the advancement of the construction of a new hospital in Kenmare.

The following report issued:

Staff of the Planning Section have had pre-planning consultation with Agents for the HSE. I understand that a contractor has now been selected to provide this facility under a 'Design & Build' arrangement. The submission of a planning application is awaited.

Cllr. P. Connor-Scarteen said there are a lot of hurdles to be overcome before Kenmare Hospital is provided. He asked how long would the planning permission take.

Mr. M. McMahon, Dir. Of Planning informed the meeting that no planning application for the hospital has been lodged with the planning authority. This is a Design and Build project. He added that his Department was involved in the pre-planning consultations.

Cllr. P. Connor-Scarteen PROPOSED that a letter would be sent to the HSE urging them to progress this project.

Cllr. M. O'Shea SECONDED this proposal and it was agreed.

**27. Collection and drop off point for School Buses in Killorglin
Pursuant to notice duly given Cllrs. P.J. Donovan/B. Griffin PROPOSED:**

That Kerry County Council would liaise with Kerry Education Service and all other relevant bodies with a view to finding a sensible solution to the situation where secondary school students of both schools in the town are dropped off and collected at the Fairfield carpark, from and to where they must walk, before and after school, sometimes in inclement weather conditions, resulting in the students getting wet and having to spend long periods in wet clothing.

The following report issued:

This subject was discussed at the Killorglin Area Meeting on the 15th February 2008, where a delegation consisting of a representative from Kerry Education Services, the Gardaí, the principals from Killorglin Community College and Intermediate School, Killorglin, Bus Eireann and Kerry Coaches were received to discuss school transport in Killorglin. Following a lengthy discussion at that time it was accepted that the existing road network in Killorglin had been improved by Kerry County Council as far as possible to assist school buses and all other road users and the present situation where by the Fairfield is used as a central drop off point would remain, with the respective schools making whatever subsequent arrangements they considered appropriate.

The Council has no control over the provision of the school bus service and this is an issue that can only be resolved by Kerry Education Service, the schools and the operators of the bus service. It may be more appropriate for the Council members on the KES committee to raise this issue at their next meeting.

Cllr. P.J. Donovan pointed out that school children get wet walking to school from where the bus drops them off in Killorglin as it is some distance from the school. He said he would raise this issue with the KES.

Cllr. M. Cahill supported the motion and said this has been a problem for a number of years and it is time it was resolved.

29. Availability of personalised registration plates from the Motor Taxation Department.

Pursuant to notice duly given Cllrs. D. Healy-Rae/M. Healy-Rae PROPOSED:

To ask Kerry County Council to consider a proposal so that motorists could access personalized registration plates from the Motor Taxation Department. I believe it would raise much needed extra funding for our Local Authority.

The following report issued:

The Motor Taxation Department do not have responsibility for the issue of number plates. The Revenue Commissioners, Central Vehicle Office in Rosslare have this responsibility since 1993. This matter can be referred to the Departments of Finance & Transportation for further consideration.

Cllr. D. Healy-Rae said a number of people informed him this is available in other states. It provides an opportunity to raise much needed funding.

Cllr. B. Griffin supported the motion and said personalised registration plates are very popular in some states. He asked that the motion would be referred to the Revenue Commissioners and the Departments of Finance and Transport for consideration.

This was agreed.

30. Amendment to the legislation relating to Arts Grants

Pursuant to notice duly given Cllrs. P. O'Donoghue/M. O'Shea PROPOSED:

That Kerry County Council request the Government to amend the legislation relating to Arts grants provided to communities where capital projects have been undertaken and completed. A grant of 1% of the total capital project could be more beneficial for community facilities/amenities that may be lacking.

Mr. G. O'Brien said this is a matter for consideration by members.

Cllr. M. O'Shea said that this Scheme relates mostly to art work on national routes and as a result of sewerage schemes. He asked that a letter would issue to the Minister calling on her to amend the Scheme to allow the 1% funding to be used for amenities i.e. children's playgrounds. These facilities would benefit the entire community.

Cllr. T. Fleming SECONDED the motion.

Mr. J. D. Flynn, Director of Corporate Services said at present it is not possible for the Council to use this funding for amenity facilities. However a letter can

issue to the Minister requesting her to amend the current Scheme to provide for this.

10.11.15.15 Correspondence – Conferences and Seminars

- (a) On the PROPOSAL of Cllr. P.J. Donovan, SECONDED by Cllr. M. Cahill it was agreed to authorise the attendance of Cllr. M. O'Shea at The Open Door Network Conference on the theme Kerry's Response to Violence against Women and Children – "Where's the Harm" to be held in Tralee on the 19th November, 2010.

Cllr. O'Shea was nominated to report back to the Council on this event.

- (b) On the PROPOSAL of Cllr. P.J. Donovan, SECONDED by Cllr. M. O'Shea it was agreed to authorise the attendance of Cllrs. B. Cronin and P. Connor-Scarteen at the Total Waste Prevention event on the theme "How to reduce costs and optimise resources for your business to be held in Cork on the 25 November, 2010.

Cllr. P. Connor-Scarteen was nominated to report back to Council on this event.

10.11.15.16 Correspondence General

It was agreed to note the following items of correspondence which were circulated.

1.	Letter dated 14 October 2010 from the Office of the Minister for Enterprise, Trade and Innovation in relation to fair prices for farmers and suppliers for their produce.
2.	Letter dated 14 October 2010 from the Road Safety Authority regarding the development of road safety education programmes and the availability of the Road Safety Interactive Shuttle.
3.	Letter dated 14 October 2010 from the Office of the Minister for Environment, Heritage and Local Government regarding turf cutting.
4.	Letter dated 14 October 2010 from the HSE regarding the opening of Dingle Hospital.
5.	Letter dated 20 October 2010 from the Minister for Transport regarding the reduction in the level of service on the Kerry/Dublin PSO route.
6.	Letter dated 21 October 2010 from the Office of the Minister for Environment, Heritage and Local Government regarding commercial motor tax.

7.	Letter dated 21 October 2010 from the Office of the Minister for Environment, Heritage and Local Government regarding the payment of motor tax.
8.	Letter dated 22 October 2010 from the HSE regarding the new Dingle Community Hospital.
9.	Letter dated 22 October 2010 from the Health Information and Quality Authority (HIQA) regarding the opening of Dingle Community Hospital.
10.	Letter dated 26 October 2010 from the HSE regarding the proposed closure of Ross Products.
11.	Letter dated 2 nd November 2010 from the Tánaiste and Minister for Education and Skills regarding the amalgamation of Kerry and Limerick VEC's.
12.	Letter dated 3 rd November 2010 from the Office of the Taoiseach regarding the amalgamation of VEC's.
13.	Letter dated 12 October 2010 from North Tipperary County Council regarding a resolution adopted by that authority calling for the re-introduction of a refund system on all glass bottles containing alcoholic beverages.
14.	Letter dated 12 October 2010 from Monaghan Town Council regarding a resolution adopted by that authority opposing any proposals to abolish Town Councils.
15.	Letter dated 26 October 2010 from Galway County Council regarding a resolution adopted by that authority calling on the Government to defer the introduction of a directly elected Mayor for Dublin.
16.	Letter dated 27 October 2010 from Waterford City Council regarding a resolution adopted by that authority opposing any reduction in the National Minimum Wage.
17.	Letter dated 1 November 2010 from Donegal County Council regarding a resolution adopted by that authority calling on the Government and the HSE to make Alzheimer's and other forms of Dementia a National Health priority.
18.	Letter dated 1 November 2010 from Donegal County Council regarding a resolution adopted by that authority opposing the Government introduction of a Public Service Obligation (PSO) levy on electricity bills.
19.	Letter dated 2 November 2010 from New Ross Town Council regarding a resolution adopted by that authority calling for the implementation of a scheme of free Radon test in areas of high risk and that a grant scheme for remediation works be put in place.

20.	Letter dated 3 rd November 2010 from Dublin City Council regarding a resolution adopted by that authority calling for the introduction of regulations on the 'Cash for Gold' business.
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Votes of Sympathy

The following Votes of Sympathy were noted from the Vote of Sympathy book:

- (a) Cllrs. D. Healy-Rae, M. Healy-Rae, M. Moloney, M. Gleeson, T. Fleming and B. Griffin proposed that a vote of sympathy would be extended to the family of the late Patrick Dennehy.
- (b) Cllrs. D. Healy-Rae, M. Healy-Rae, T. Fleming and B. Griffin proposed that a vote of sympathy would be extended to the family of the late John Spillane.
- (c) Cllrs. D. Healy-Rae and M. Healy-Rae proposed that a vote of sympathy would be extended to the family of the late Norah Cronin.
- (d) Cllrs. D. Healy-Rae and M. Healy-Rae proposed that a vote of sympathy would be extended to the family of the late Timothy Dennehy.
- (e) Cllrs. M. Gleeson and J. Finucane proposed that a vote of sympathy would be extended to the family of the late Patricia Griffin.
- (f) Cllrs. M. Moloney and M. Gleeson proposed that a vote of sympathy would be extended to the family of the late Thomas 'Sonny' Leane.
- (g) Cllrs. M. Moloney, M. Gleeson, T. Fleming and B. Griffin proposed that a vote of sympathy would be extended to the family of the late Timothy Crowley.
- (h) Cllrs. A.J. Spring and T. O'Brien proposed that a vote of sympathy would be extended to the family of the late Louise McKenna.
- (i) Cllrs. T. Fleming, B. Griffin, D. Healy-Rae and M. Healy-Rae proposed that a vote of sympathy would be extended to the family of the late Tess Riordan.
- (j) Cllr. T. Fleming proposed that a vote of sympathy would be extended to the family of the late Abina Cahill.

The meeting concluded at 4.25 p.m.

Gerard O'Brien
Meetings Administrator

Mayor of Kerry