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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. M. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Furies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneeveguilla this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

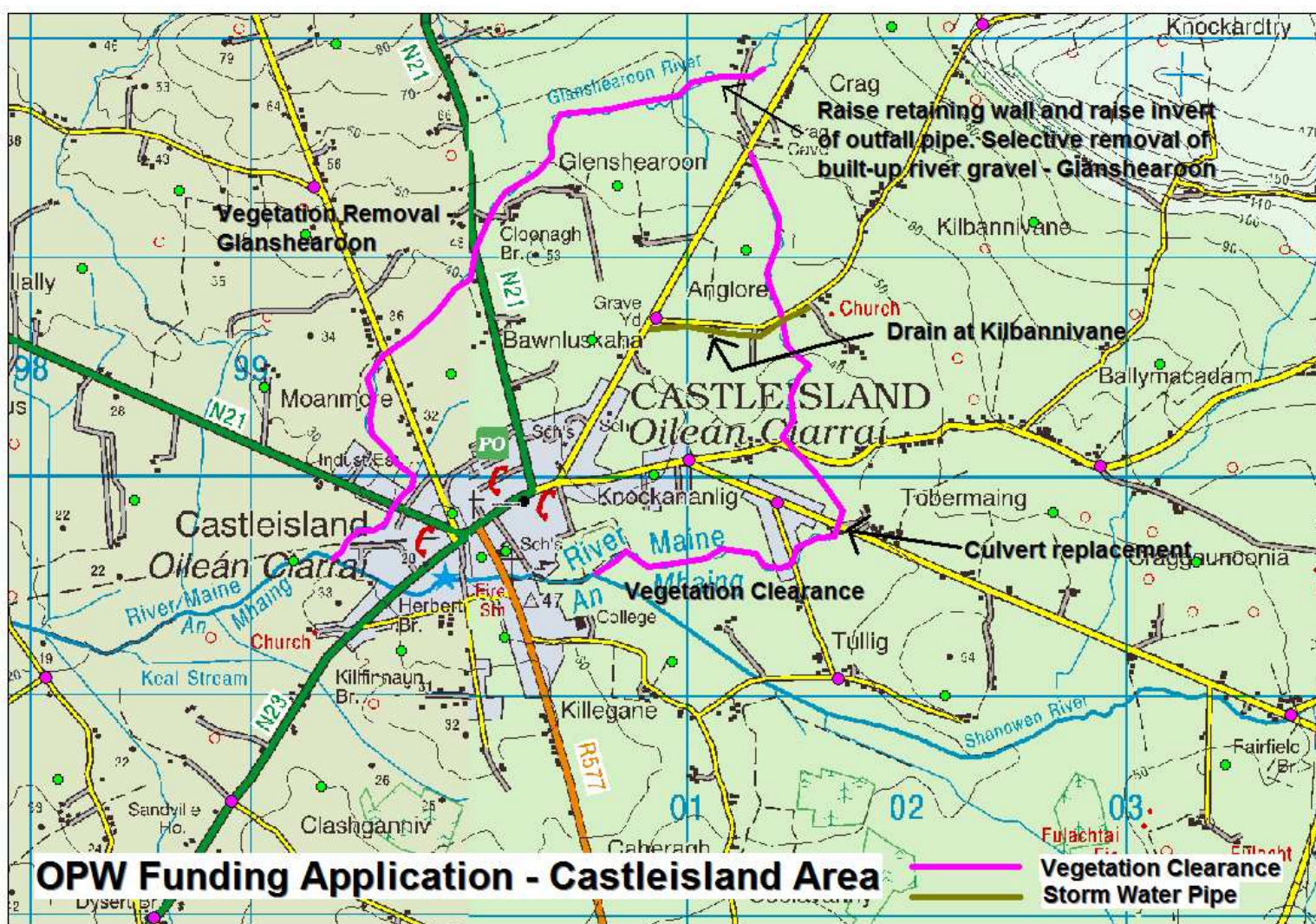
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

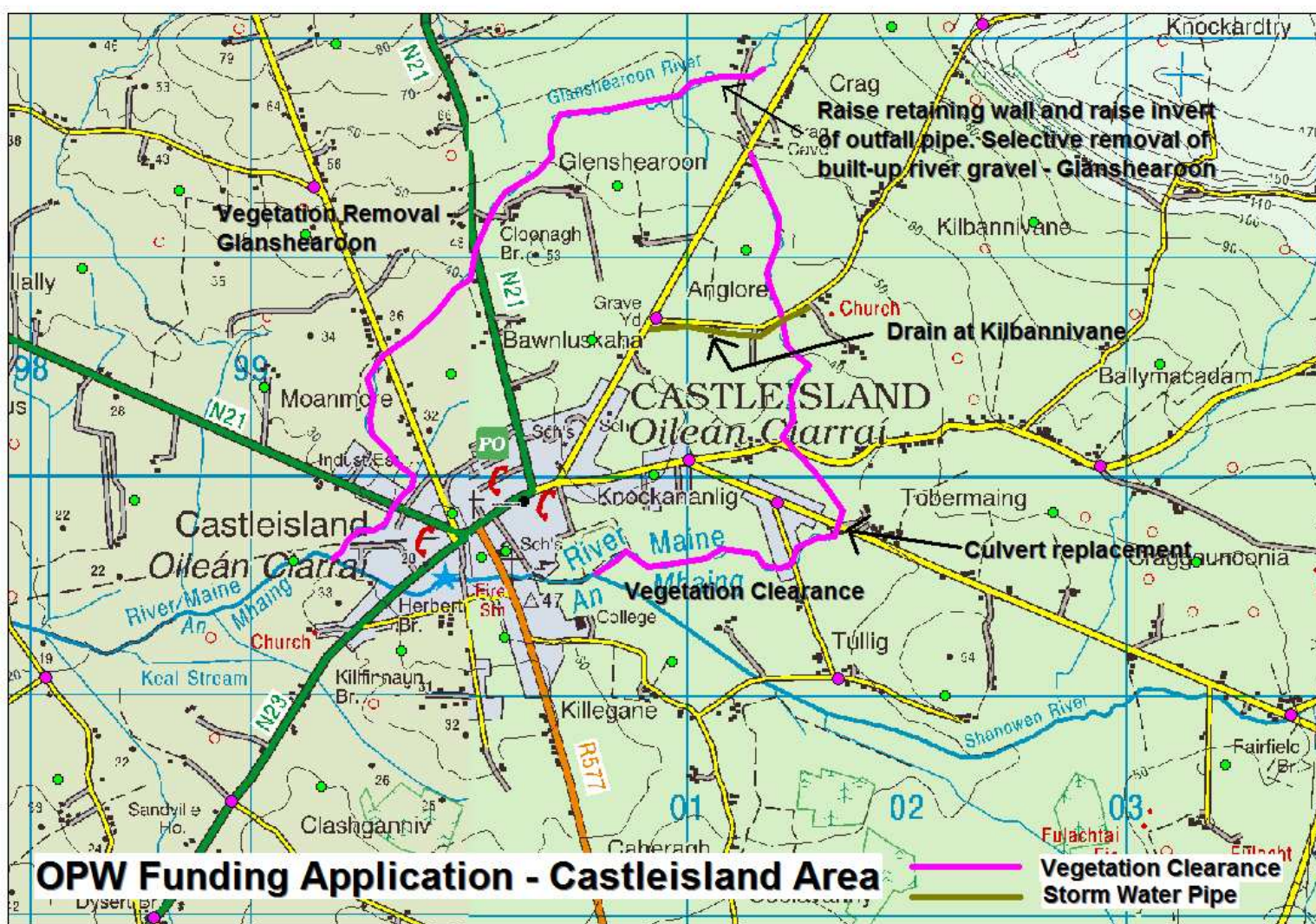
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end on the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

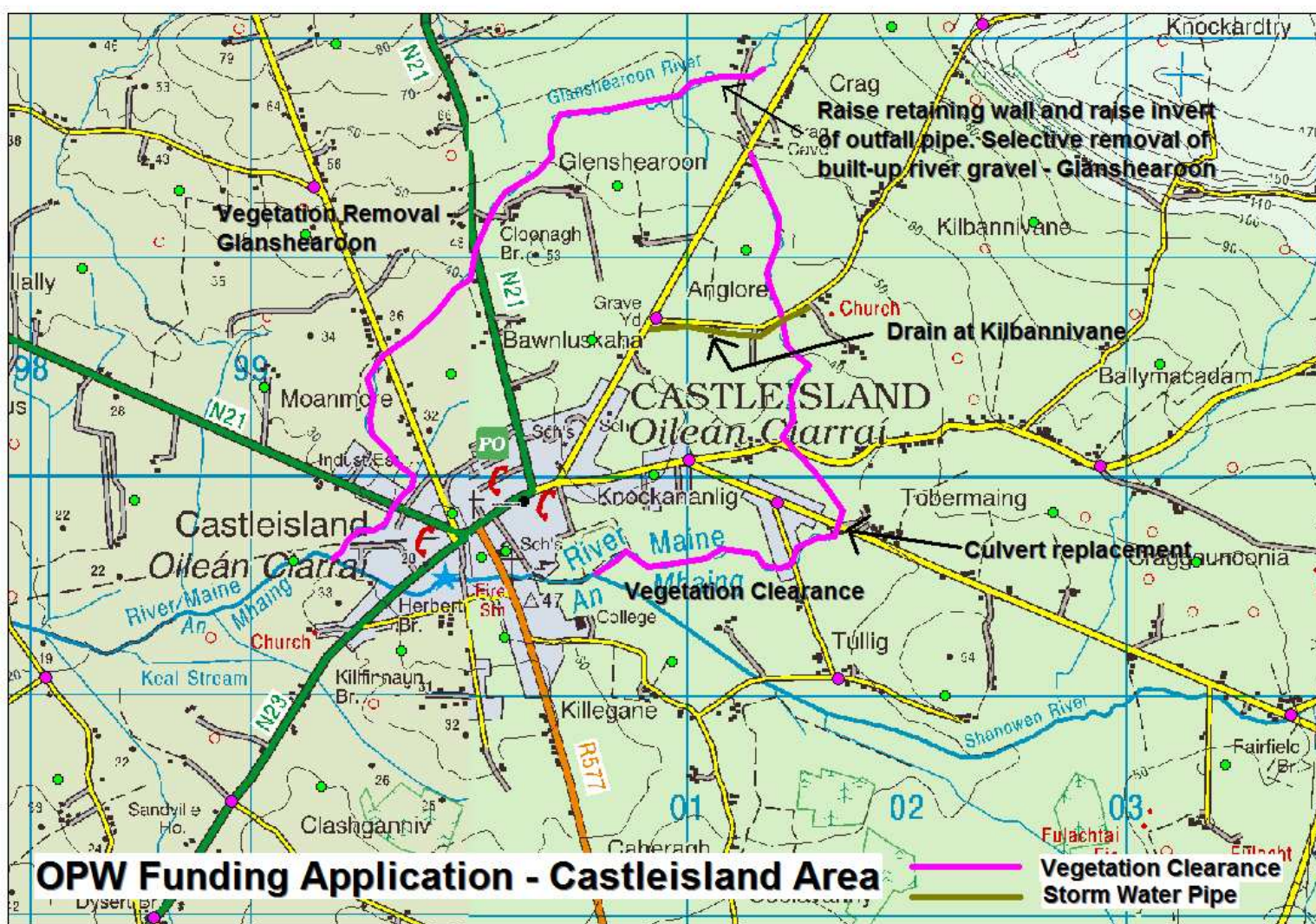
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catchments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has came there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

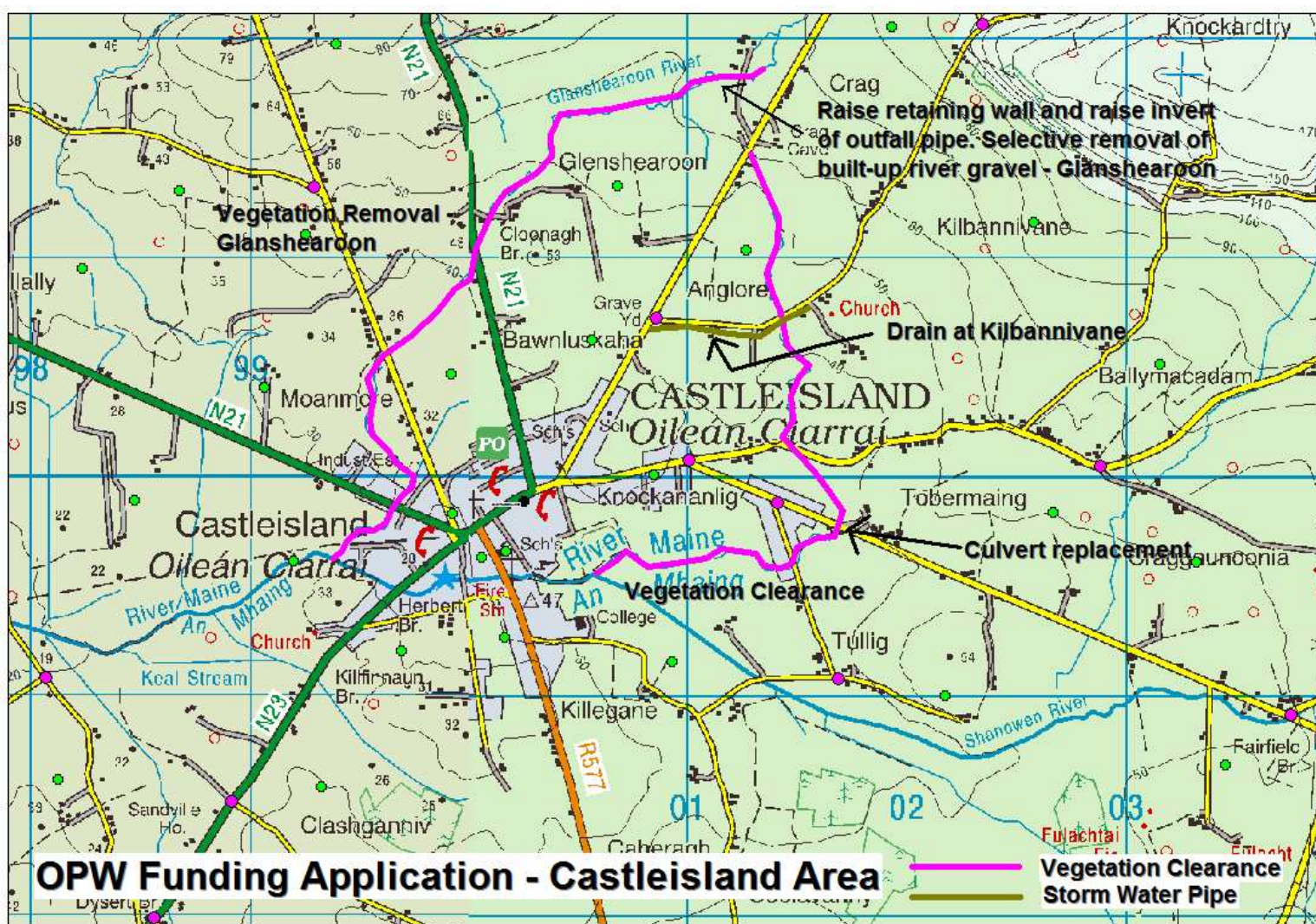
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffneys to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has came there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Furies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

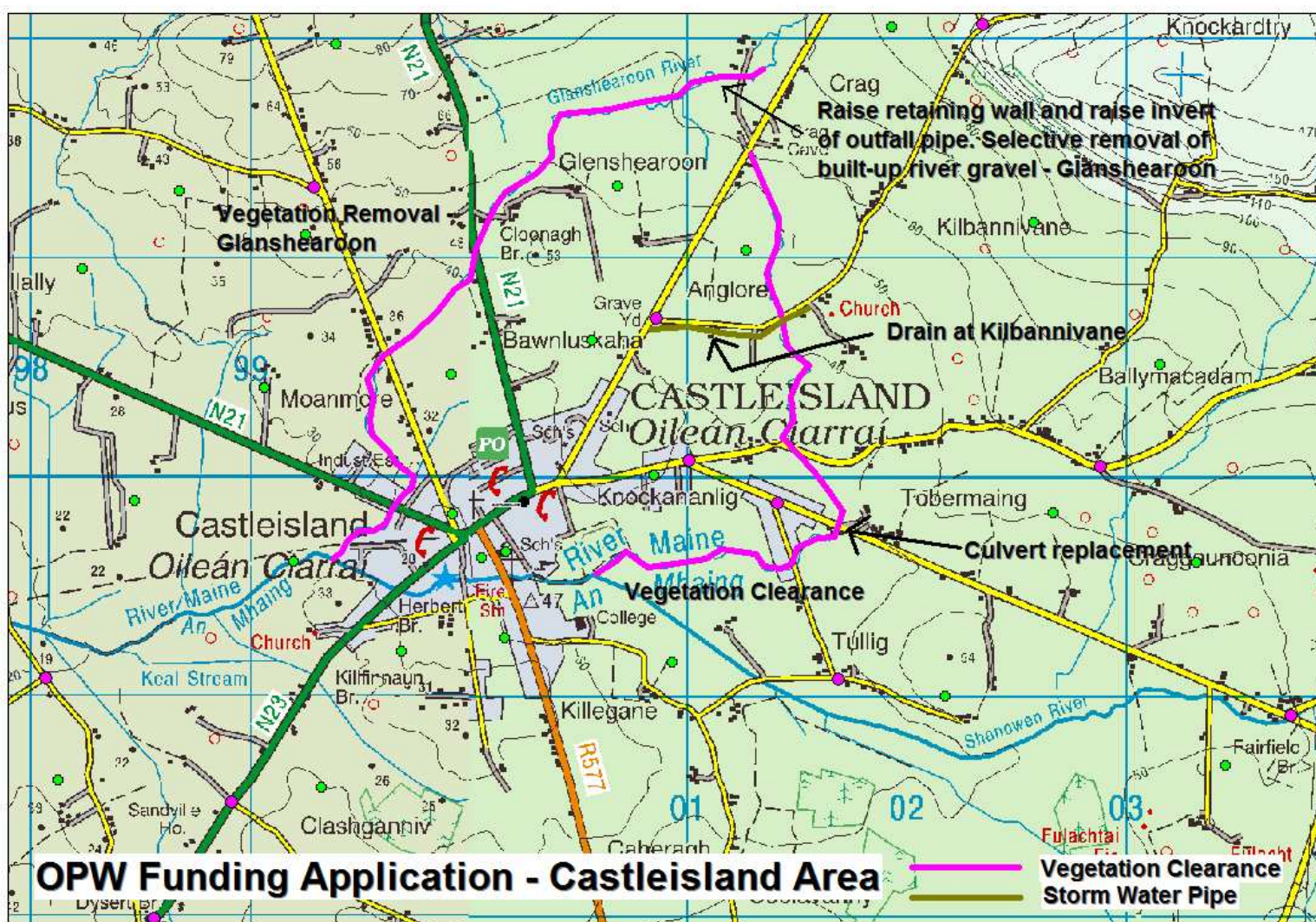
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has came there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

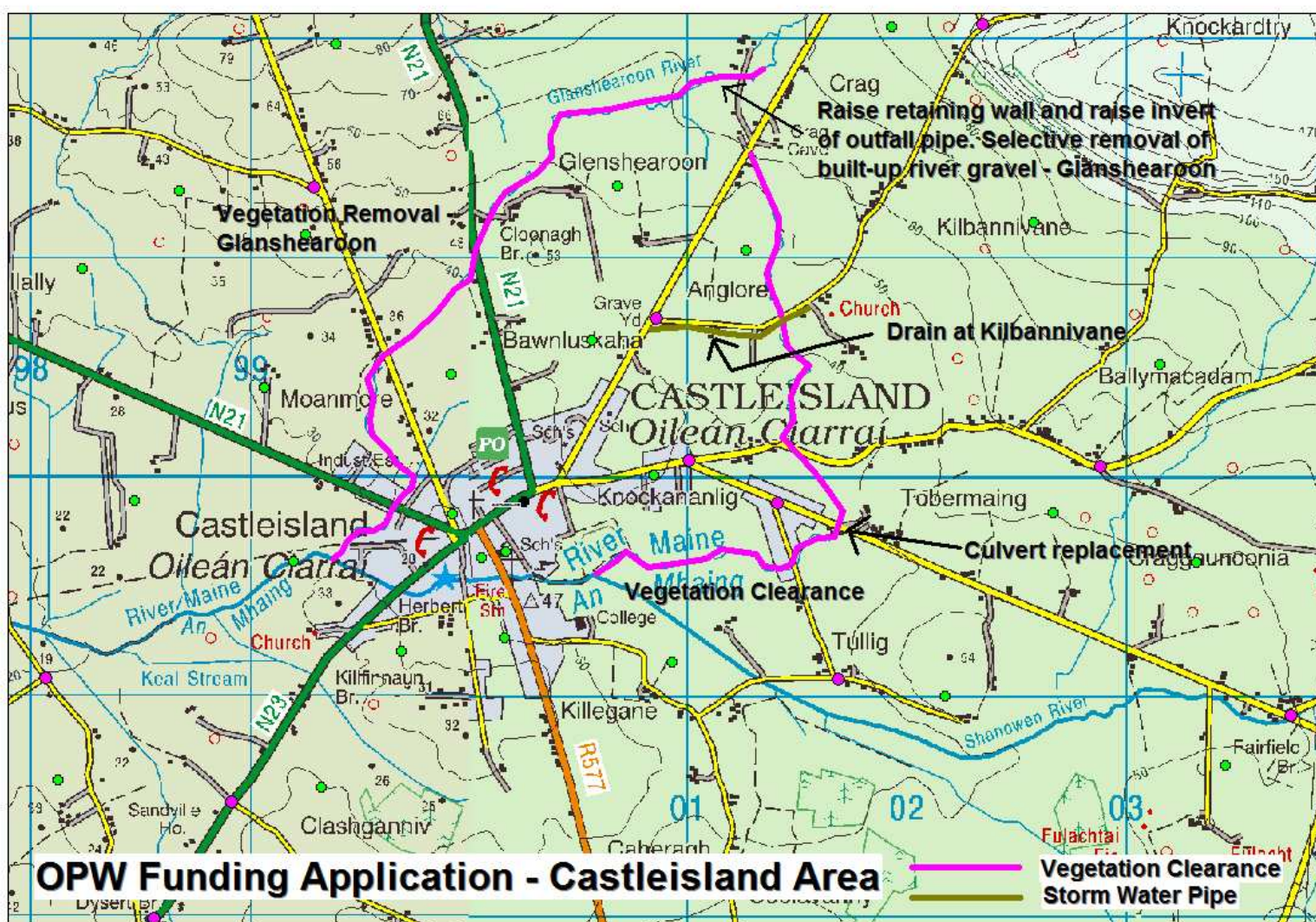
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Furies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

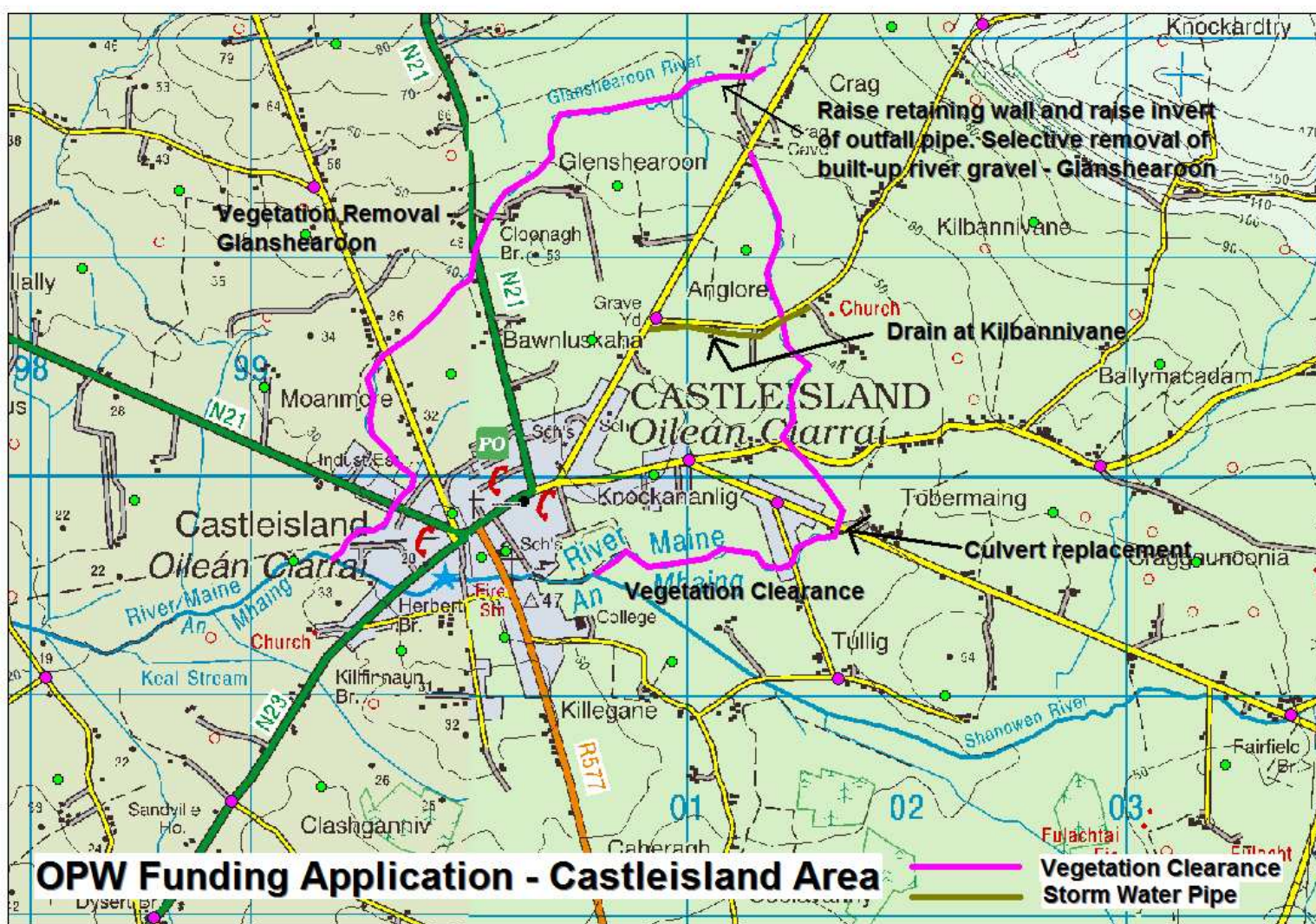
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

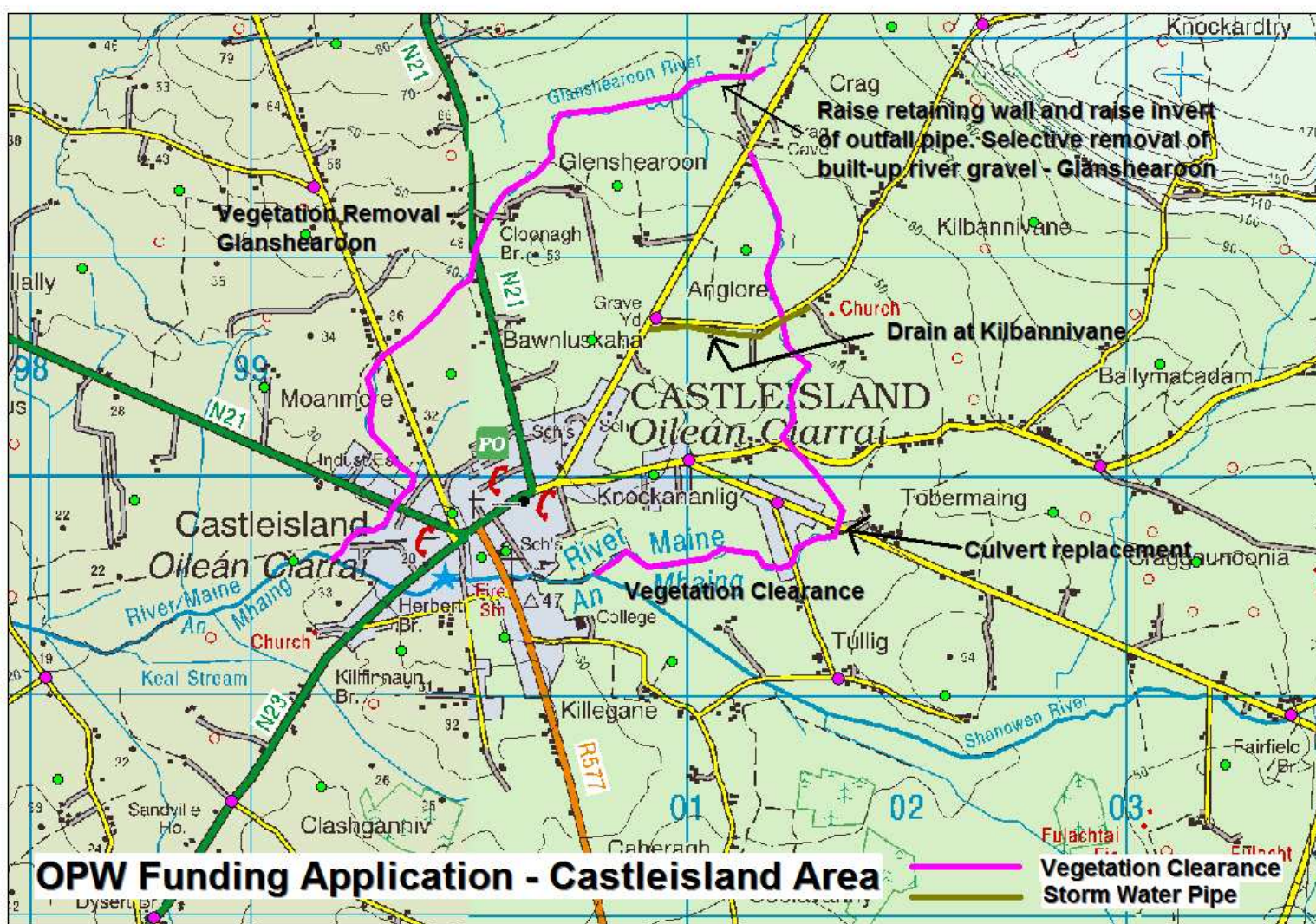
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

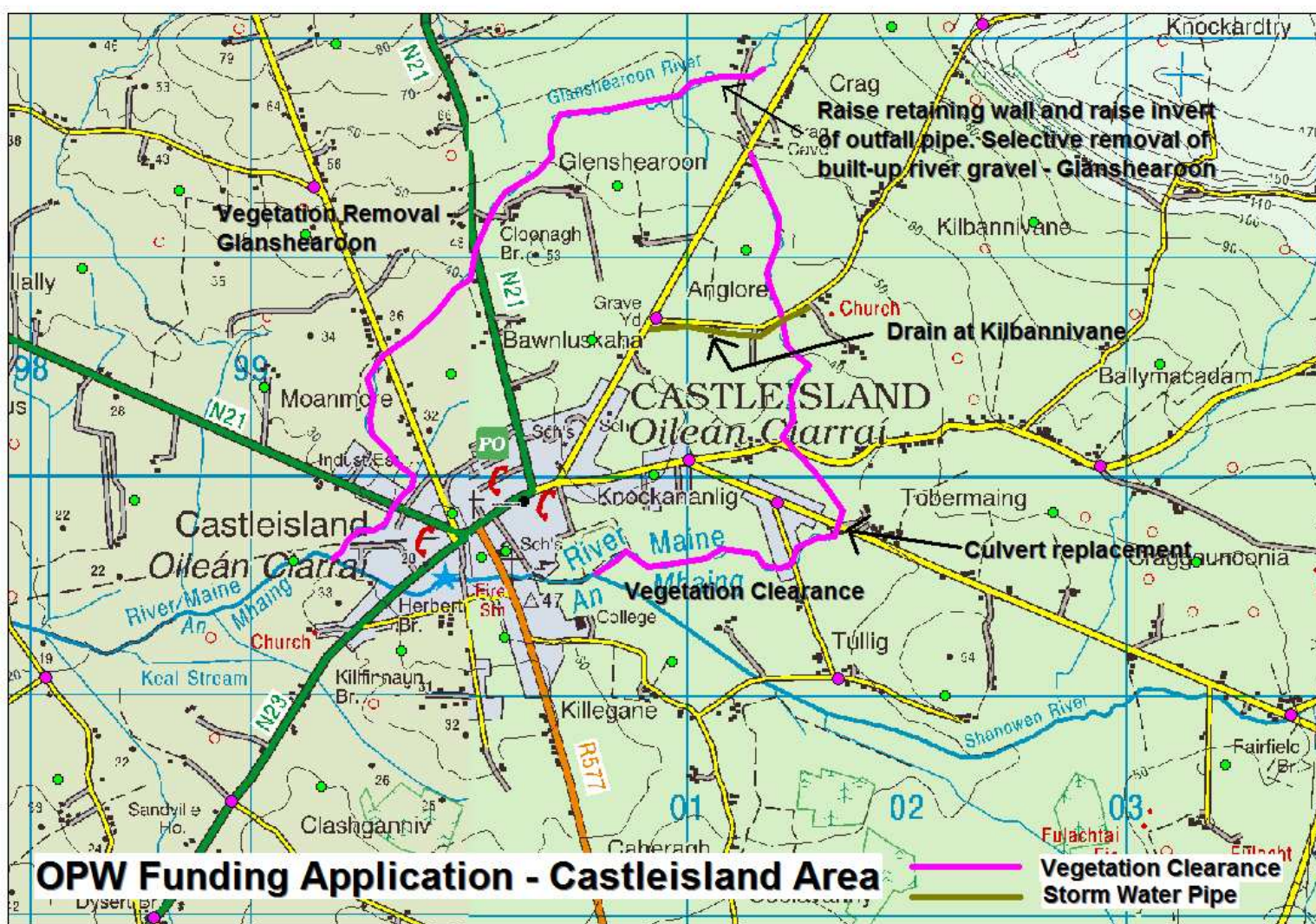
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

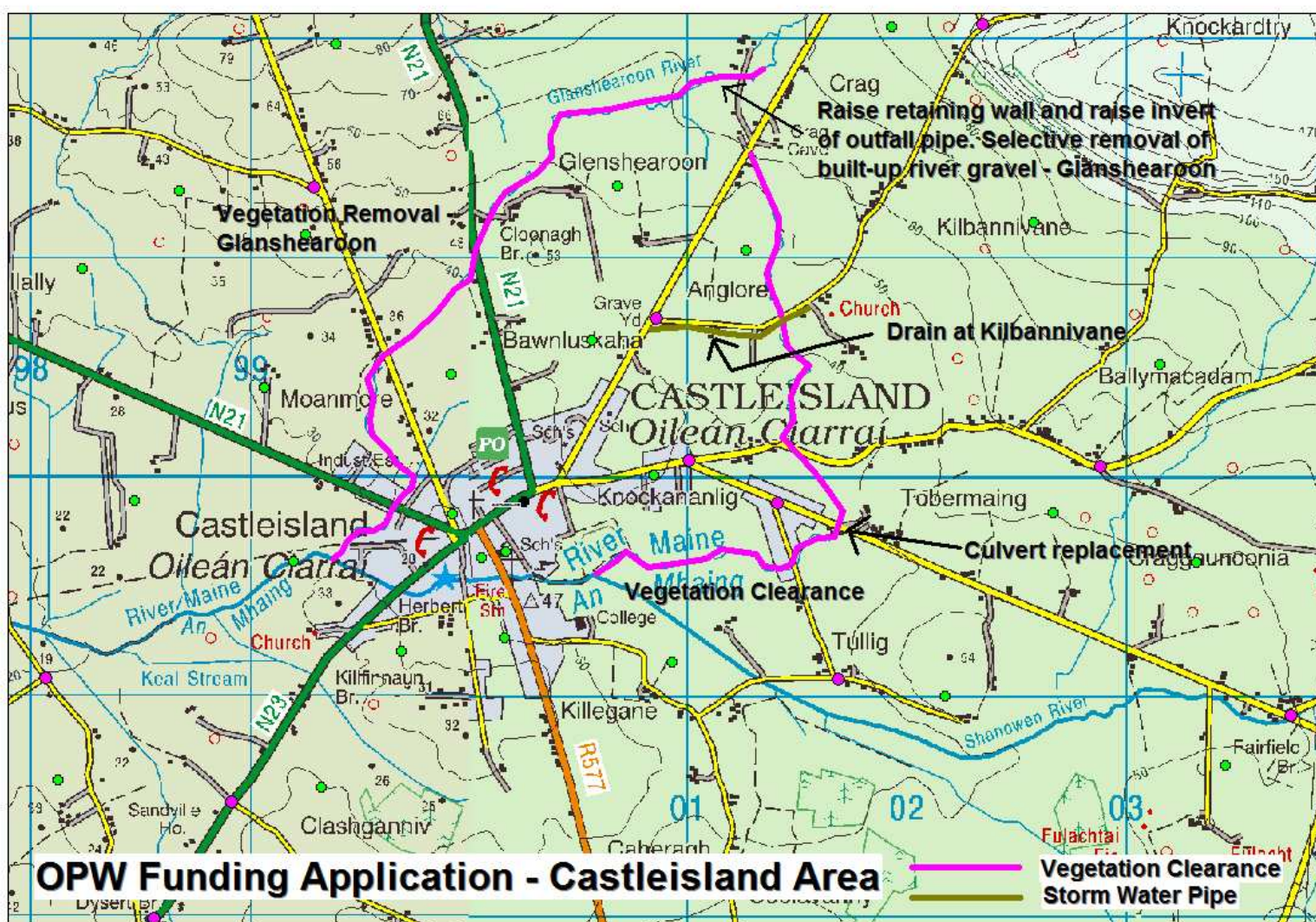
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeneys Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

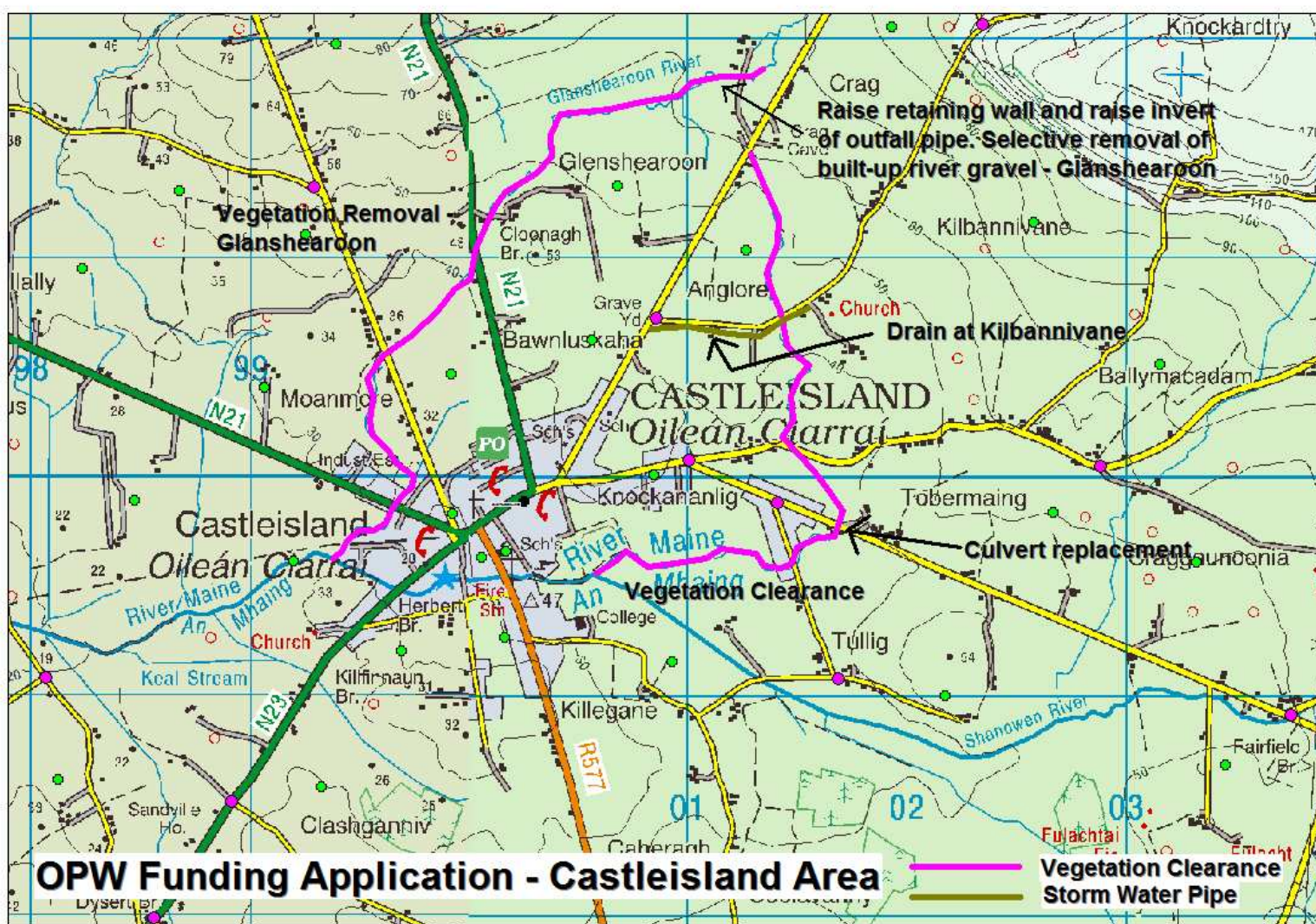
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeneys Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

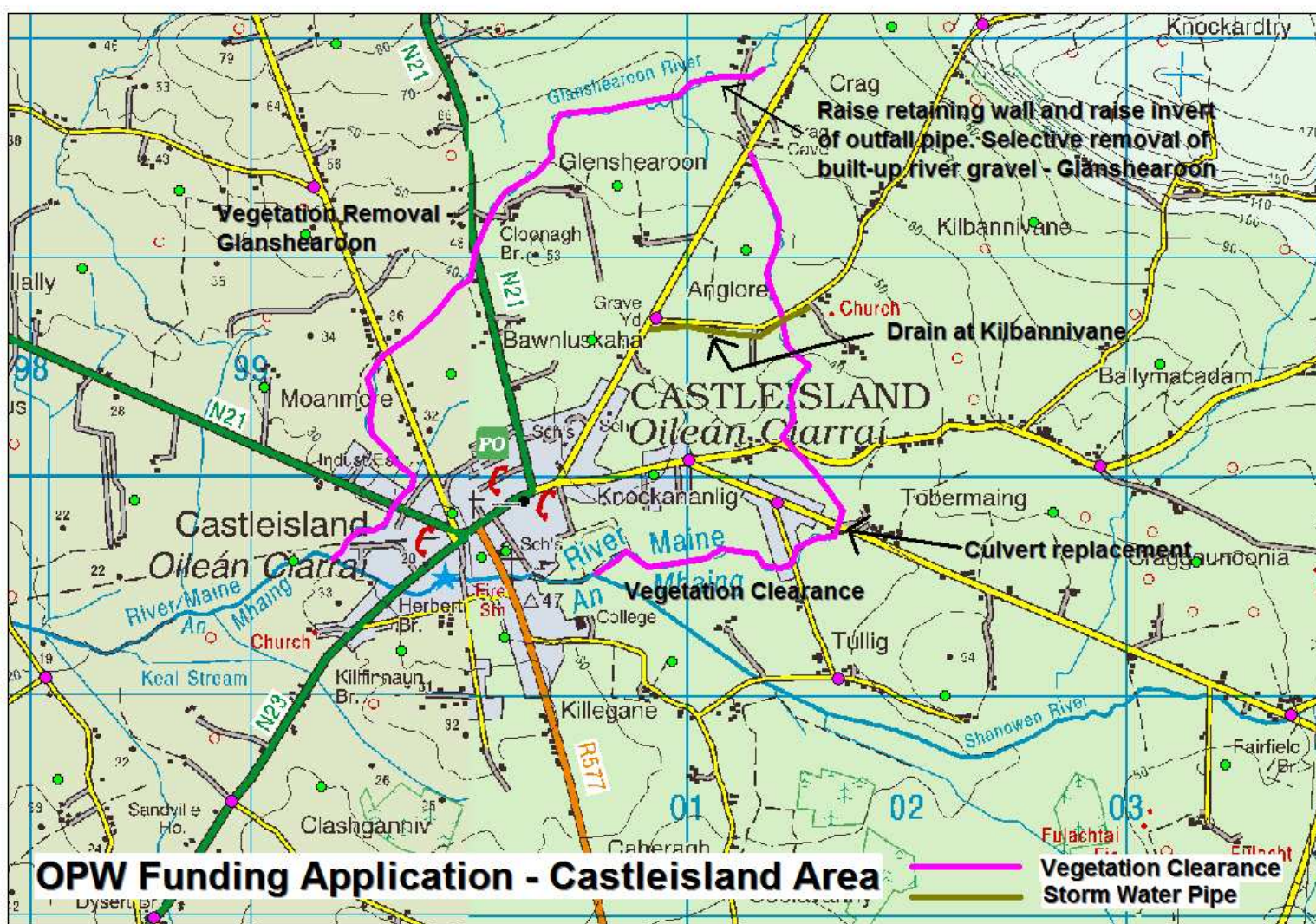
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has came there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. M. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

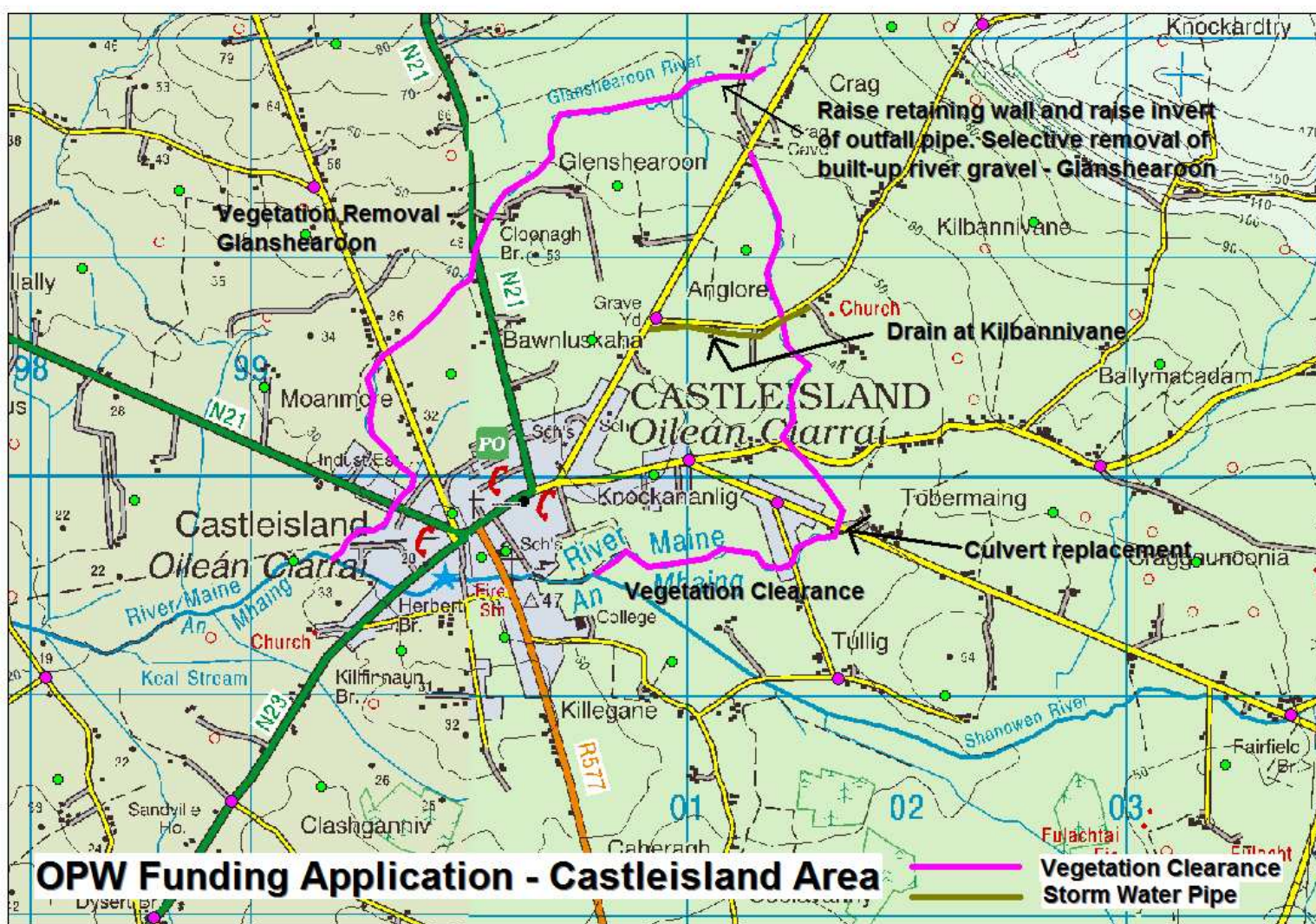
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catchments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneeveguilla this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

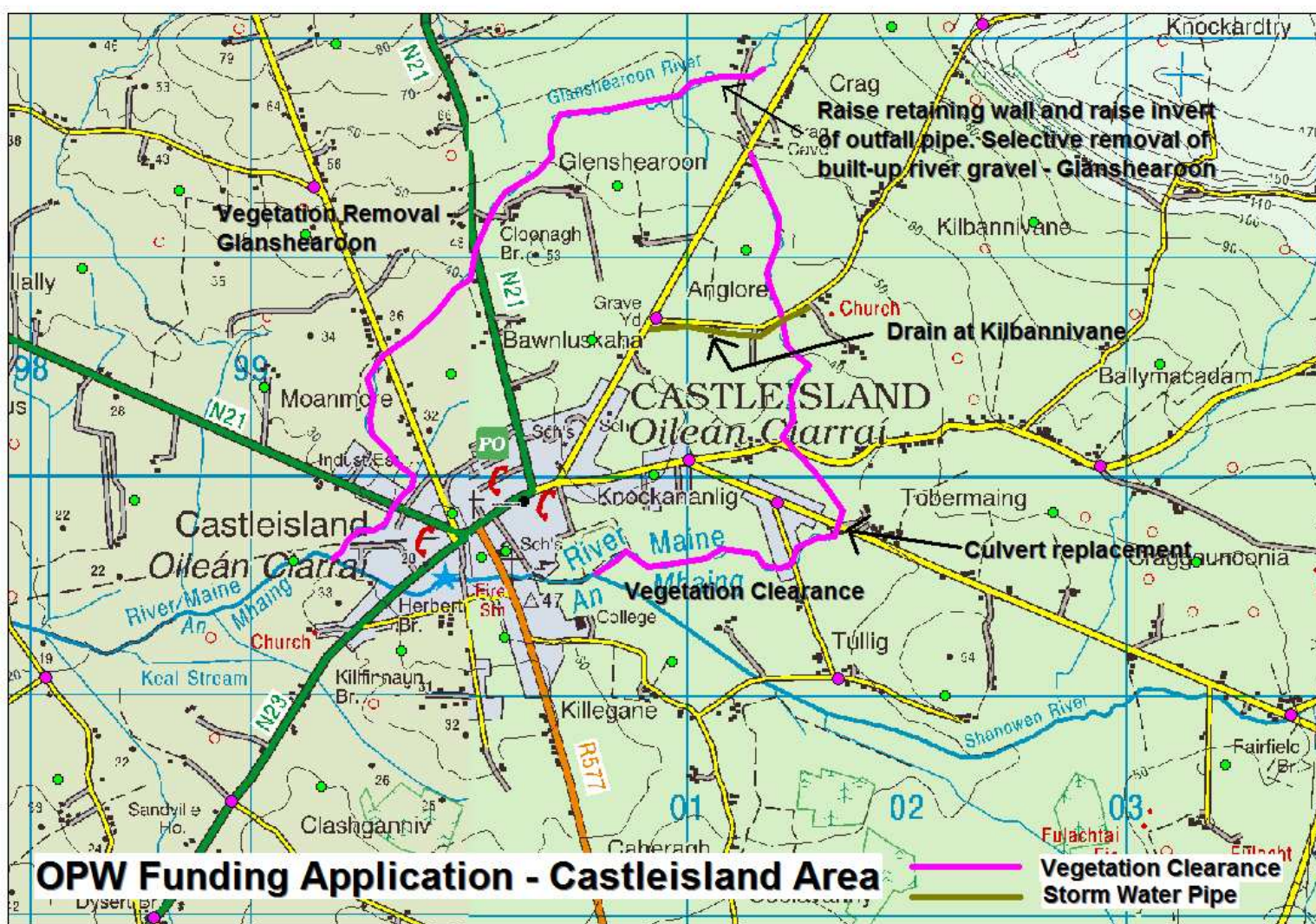
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catchments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

'this is a time when creativity is our greatest asset'

'It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place'

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

'An act to promote the development of and participation in the arts'

'A Local Authority shall prepare and implement plans for the development of the arts in its functional area'

- 'Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts'

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneevegulla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegulla this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

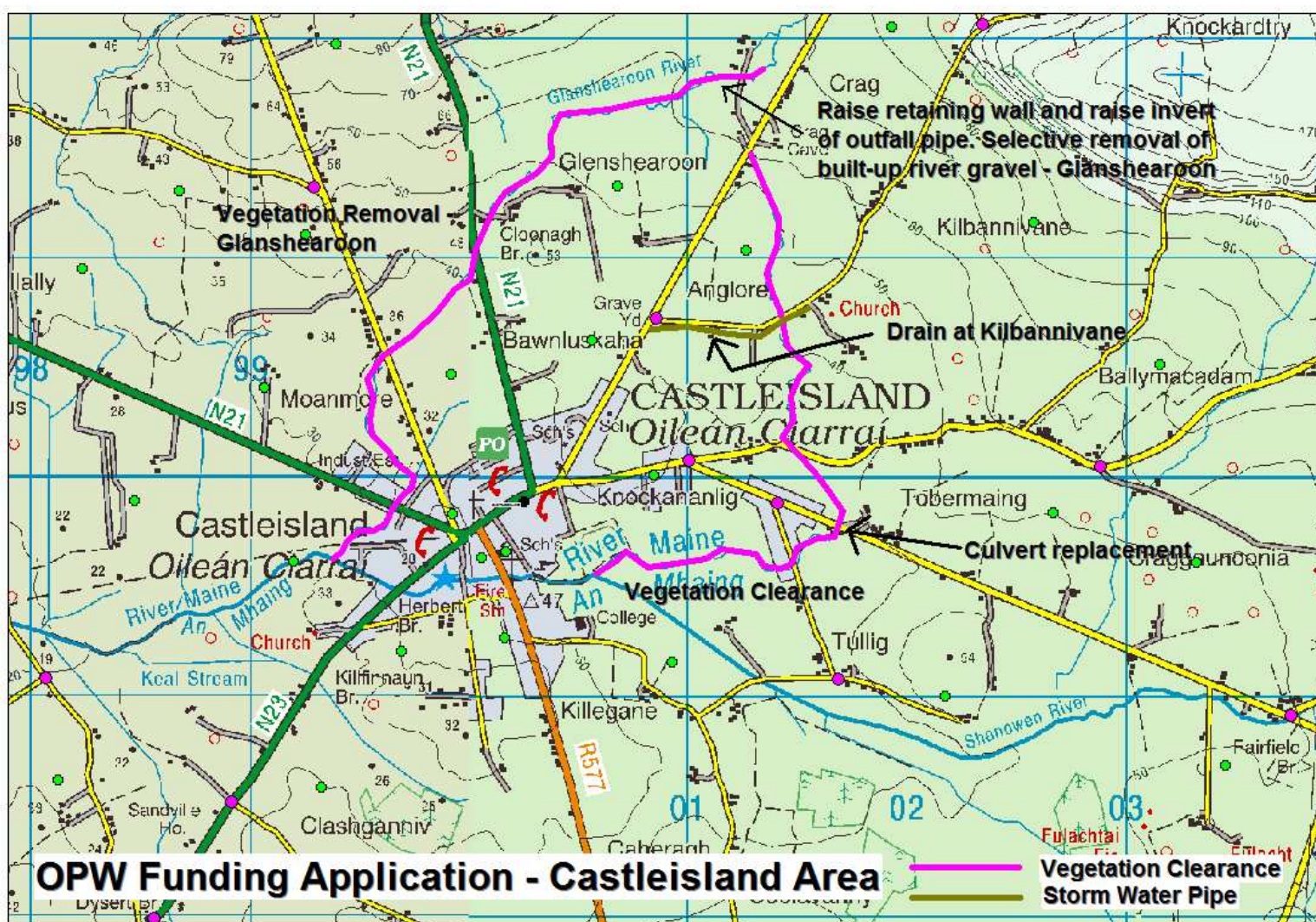
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeens to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. M. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeneys Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Furies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

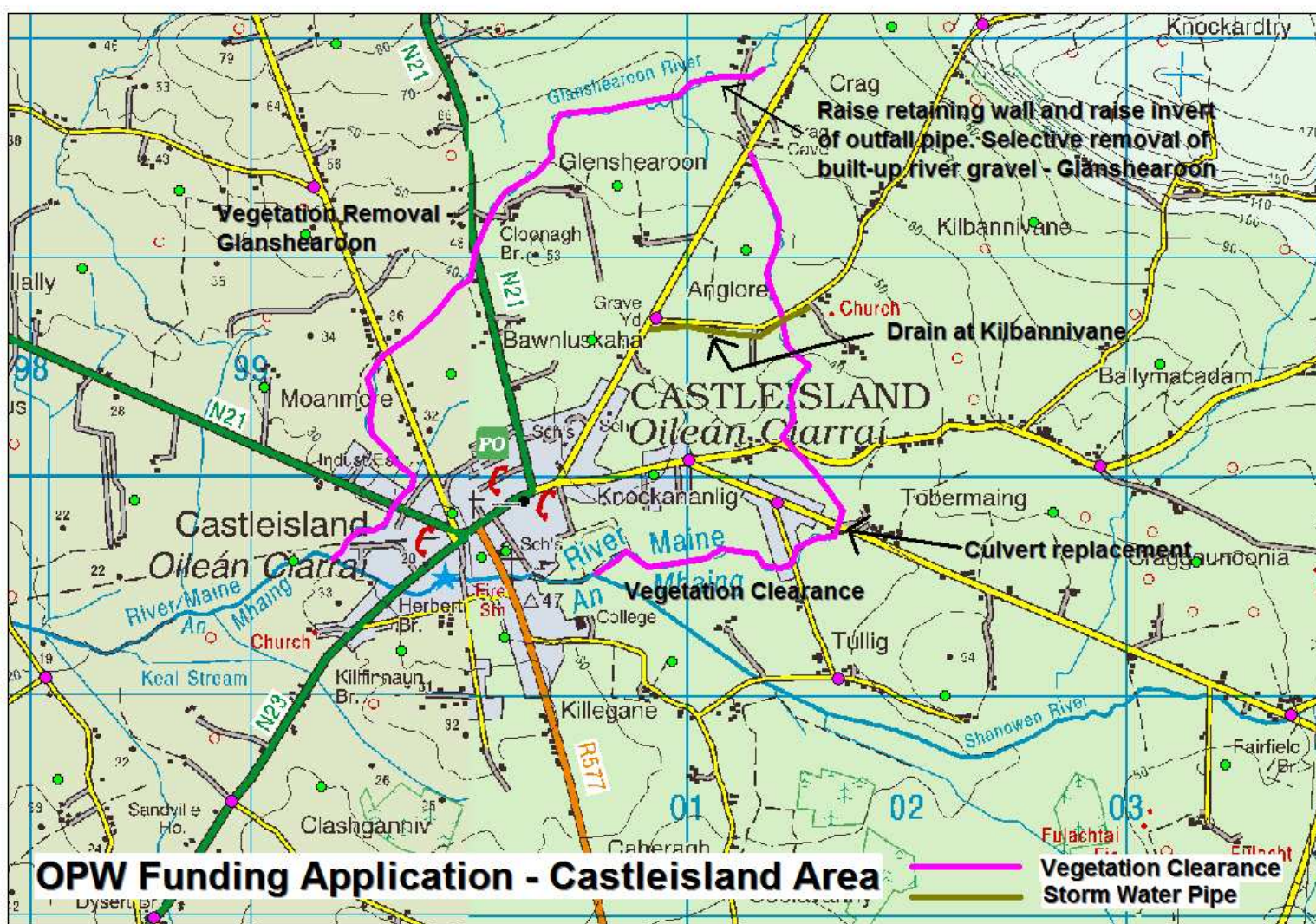
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeens to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossaneen, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossaneen Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneeveguilla this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

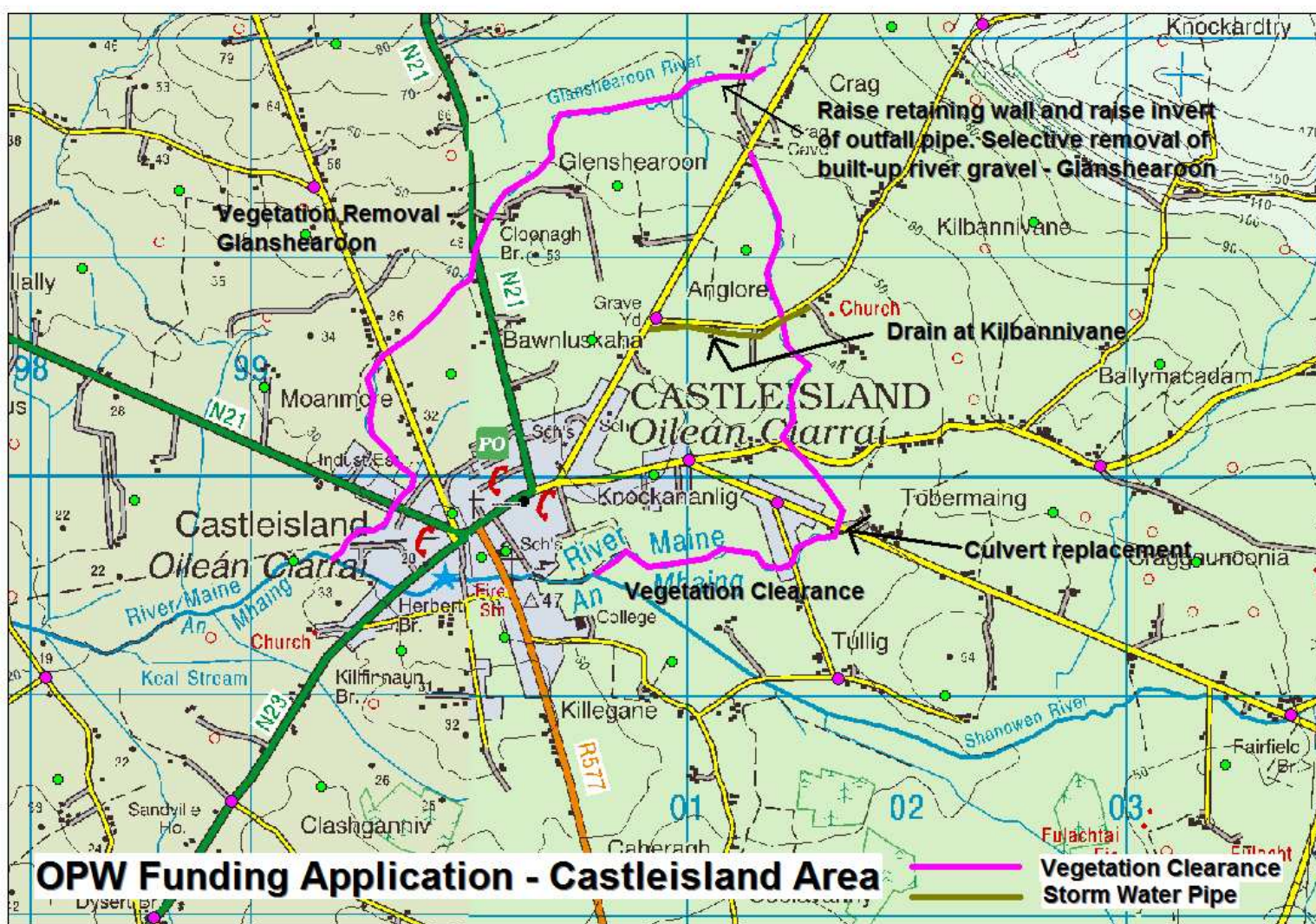
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeen to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. M. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasarnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Faries village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end on the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

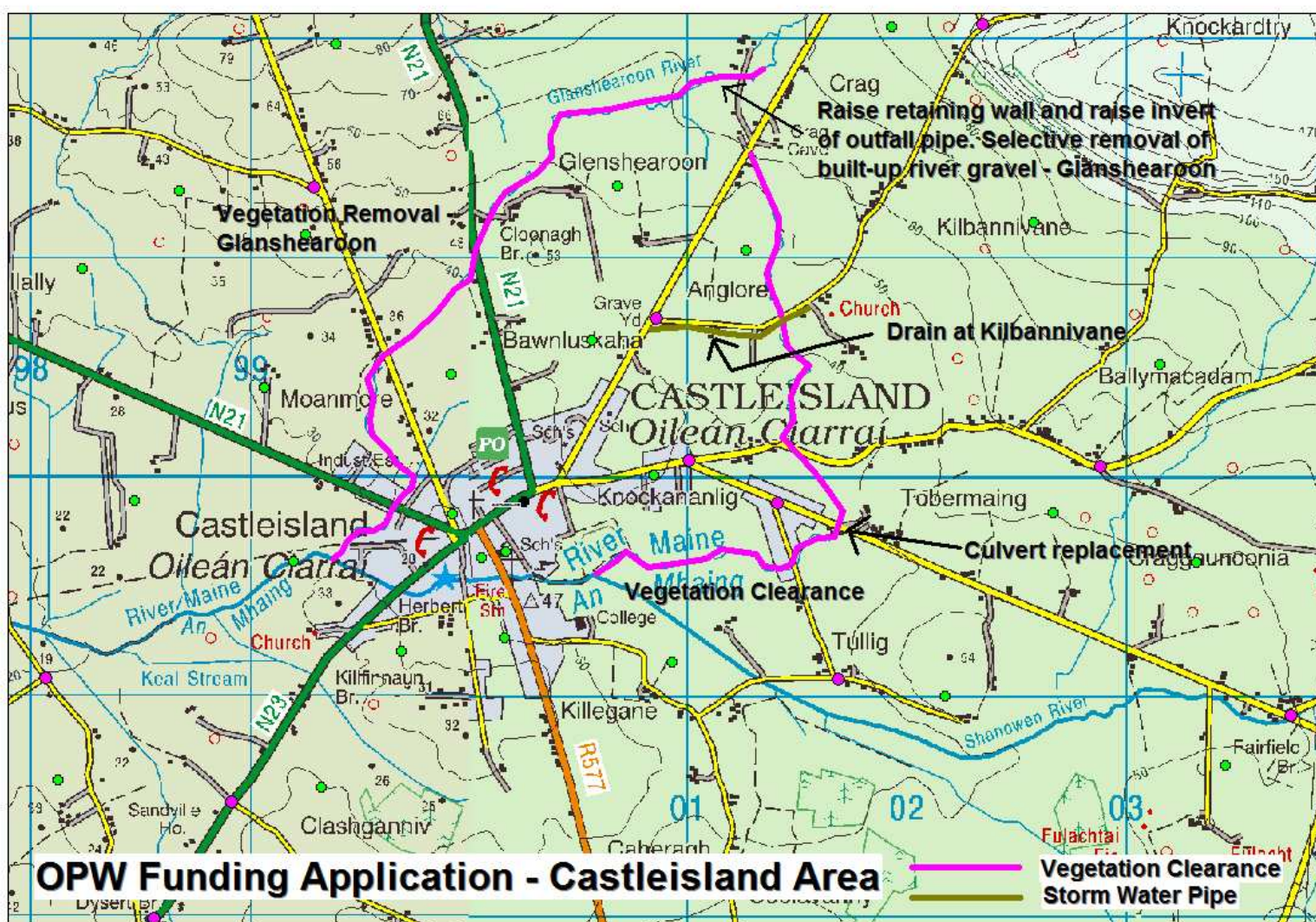
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossaneen, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossaneen Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Firies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end on the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

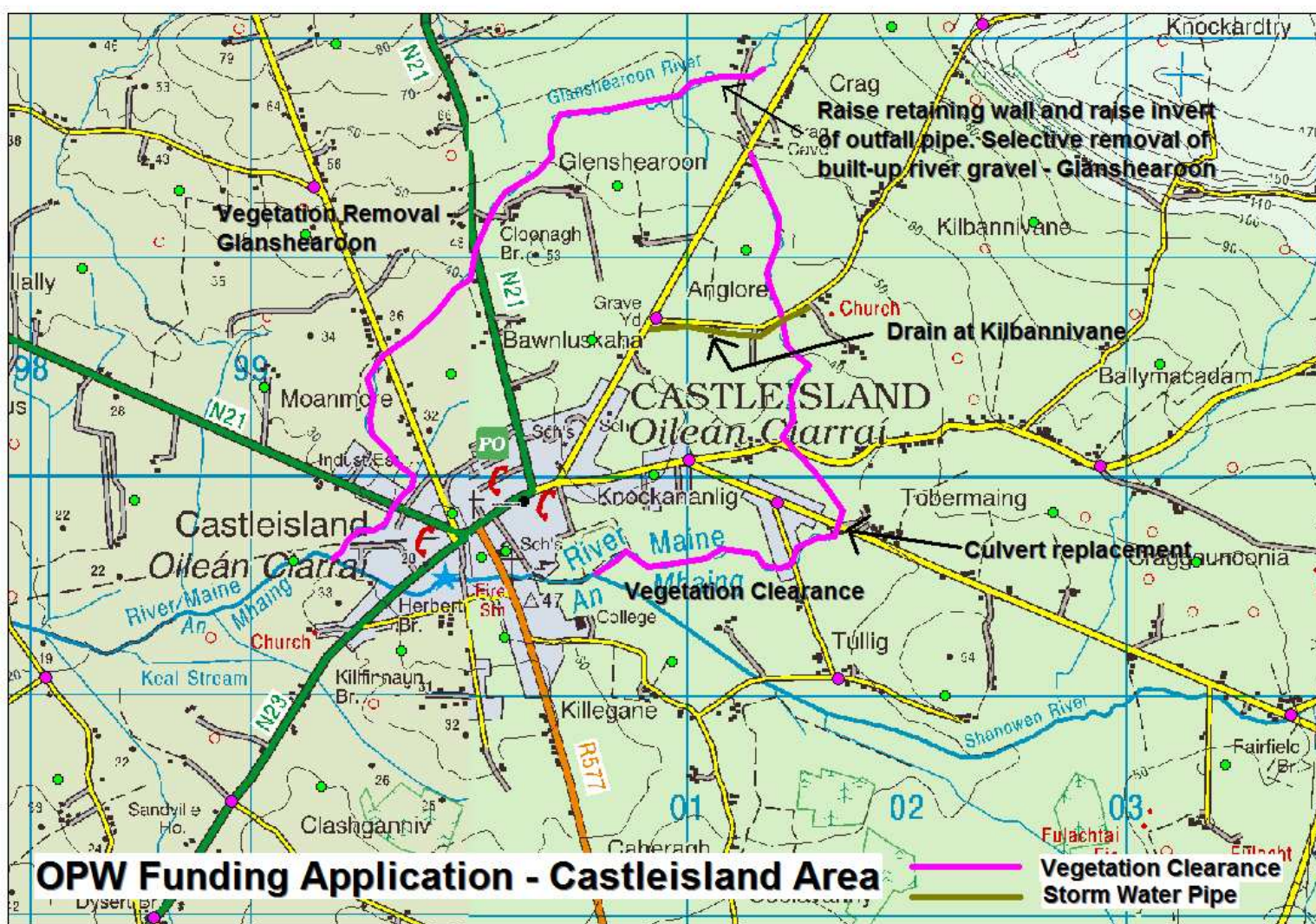
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffees to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator

This agenda is edited for Data Protection purposes because in effect putting it on the Internet is publishing it. An unedited paper copy is available on request.

MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY 12th NOVEMBER, 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 12 SAMAHAIN, 2014.

PRESENT/I LÁTHAIR

B Cronin	D Healy Rae
JJ Culloty	N Kelleher
M Gleeson	B O'Connell
D Grady	J Sheahan

In attendance/i láthair

Mr. J. Breen	Delegated Executive for the MD of Killarney
Mr. G. O'Brien	Meetings Administrator
Mr. D. Doyle	S.E.E.
Mr. C. Mangan	S.E.E.
Ms. B. Mulryan	E.E.
Ms. S. Broderick	S.O.
Ms. J. O'Sullivan	C.O.
Mr. Ml. Lynch	S.E.E.
Ms. K. Kennelly	Arts Officer
Mr. C. O'Leary	E.E.
Mr. P. Neary	S.E.E.

The meeting commenced at 10.00am

Vote of Sympathy

Cathaoirleach Cllr. JJ Culloty extended his sympathy to Cllr. D Grady and his family on the recent death of his brother Sylvester.

All members said they wished to be associated with this expression of sympathy.

14.11.12.01 Confirmation of the Minutes

(a) On the PROPOSAL of Cllr. M.Gleeson SECONDED by Cllr. D. Grady it was agreed that the Minutes of the meeting of the members of the Municipal District of Killarney held on the 19th September, 2014 be confirmed.

(b) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. J. Sheehan it was agreed that the Minutes of the budget meeting of the members of the Municipal District of Killarney held on the 9th October, 2014 be confirmed.

14.11.12.02 Business prescribed by Statute, Standing Orders or Resolution

(a) Traffic Calming Measures – R876 at McSweeney's Corner Roundabout

To consider the provision of Traffic Calming Measures, pursuant to Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009, in respect of the following:-

- The proposed development of Traffic Calming Measures on the R876 at McSweeney's Corner Roundabout at the junction of College Street and Lewis Road, Killarney, County Kerry.

The proposed works will include an improved uncontrolled pedestrian crossing facility incorporating a kerbed central refuge island on the Lewis Road approach to the roundabout. The scheme will also include realigning the existing roundabout road markings and the removal of the existing two lane entry on the eastern approach of College Street to a single lane entry. It is also proposed to lay a new road pavement for the length of the scheme along with other ancillary and accommodation works.

Cllr. Donal Grady asked if any objections had been received during the Public Consultation Phase.

Mr. D. Doyle confirmed that no objections or submissions had been received.

In response to a question from Cllr. Niall Kelleher, Mr. David Doyle proceeded to outline the detail of the works that were being proposed.

Cllr. Brendan Cronin welcomed the proposed pedestrian crossing on Lewis Road and the importance of a safe island in the centre in order to accommodate elderly people crossing at this point. However, he had serious concerns regarding the proposed reduction from two lanes to one entering this roundabout. He referred to the roundabouts at The Friary, Hegarty's and Daly's and pointed out that all these had two lanes entering into them. He foresaw the creation of a huge bottleneck if the proposals as outlined proceeded. He PROPOSED that the kerbing on the Arbutus side be set back in order to maintain the two lanes entering the roundabout. This proposal was supported by Cllr. John Sheahan.

Cllr. Danny Healy-Rae welcomed the proposed pedestrian crossing outlining that he had many Motions put down in the past in connection with this and he felt that there was no need to change the roundabout layout.

Cllr. Donal Grady agreed with Cllr. Cronin's proposal and felt that the loading bay should become a parking space after 12.00pm.

In response to the issues raised by the Members, Mr. David Doyle agreed that the loading bay would be moved down to College Street and the kerbing would be set back to allow two lane access to the roundabout.

Mr. Doyle stated that any amendments to the loading bays/parking bays cannot take place until the On-street Parking Bye-Laws are reviewed.

Cllr. John Sheahan asked if the proposed pedestrian crossing would be controlled.

Mr. David Doyle confirmed that it would be uncontrolled as the NRA would not allow a pedestrian crossing with lights.

It was agreed that ducting would be put in place when constructing the pedestrian crossing to allow for the provision of lights at a later stage, if approved.

Cllr. Brendan Cronin PROPOSED the removal and movement of the loading bay along with the setting back of the kerbing to allow two lane access to the roundabout and this was SECONDED by Cllr. Donal Grady and agreed by all Members.

(b) Nominee to Kerry Life Skills Ltd.

Mr. G O'Brien Meetings Administrator referred to a letter from Kerry Life Skills Ltd which was circulated to the members, requesting that one councillor from each Municipal District be nominated to its board of directors. This matter had been discussed at the September meeting of the full Council when it was agreed that it would be referred to the Municipal District meetings.

On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. M. Gleeson it was agreed Cllr. D. Grady be nominated to Kerry Life Skills Ltd.

14.11.12.03 Reception of Deputations

(a) Residents of Lissivigeen

The Cathaoirleach Cllr. J. Culloty welcomed the deputation from Lissivigeen and introduced the spokespersons (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

Cllr. D. Healy Rae said that the deputation were concerned about the number of traffic accidents that are occurring at Coolcaslaugh junction when vehicles are attempting to access the main road. His main concern is to reduce the speed at this junction.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that he lives close to this area and getting out on to the main road at this junction can take from five to ten minutes and regularly a judgement call has to be made on exiting on to the main road. He said that when on the main road a vehicle can come up behind at a speed of 100km and this is very dangerous. He said that the reduction of

the speed limit from the 100Km to 60Km is necessary at that section of road.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that he is a driving instructor and would use this area of road a lot and also emphasised the need for the reduction in the speed limit at this junction. He said that as a member of the Fire Service he has been called there to assist at a number of accidents at this location and a reduction of the speed limit would help to address this matter.

Cllr. D. Healy Rae moved NOM 23 at this stage.

23. Cllr. D. Healy Rae: To ask again that the speed limit be reduced from Lissivigeen Roundabout to the bottom of the Pike Hill to help the residents of Coolcaslagh and Upper Lissivigeen access the N22 safely.

REPLY: It is our intention to carry out a review of the special speed limit Bye-Laws for the County. This request will be considered, in consultation with the Operations SPC, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council. There is a detailed statutory process and extensive procedures to be followed when completing a special speed limit review, as set out in Section 9 of the Road Traffic Act, 2004. Unfortunately, due to the reduction in resources and the workload of the Operations Directorate, we have been unable to commit to completing a speed limit review for the county since the current Bye-Laws were adopted in November 2006.

In accordance with the provisions of Section 21 of the Local Government Reform Act, 2014 and S.I. No. 231/2014 - Local Government (Performance of Reserved Functions in Respect of Municipal District Members) Regulations 2014, to ensure consistency in the application of Special Speed Limits across the county, any review of these Bye-Laws will have to be considered for the county as a whole and presented to the plenary Council, for adoption

Cllr. Healy Rae reiterated the need for the reduction of the speed limit in order for the residents of the Coolcaslagh and upper Lissivigeen to access the N22 safely. He mentioned that he came on an accident himself at this location where the roof of the vehicle had to be cut off to help the occupants to get out safely. He said that there is a large volume of traffic in this area and that it should be only a matter of changing the numbers on two signs.

Cllr. M. Gleeson welcomed the deputation and said they made their case very well. He said that the frustration of these people will have to be eased and facilitate a reduction in the speed limit.

Cllr. J. Sheehan welcomed the deputation and said that on previous meetings he too has similar motions and if a reduction in the speed limit saved lives it should be considered.

Cllr. N. Kelleher welcomed the deputation and too said that he had a number of motions regarding this matter. He said that this area should be prioritised for a speed limit review early next year.

Cllr. D. Grady welcomed the deputation. He pointed out that it was a large residential area with a school nearby and also has a large commercial and industrial access. He said that he can see why residents would get frustrated when having to wait in their cars for eight to ten minutes to get on the main N22 road. He hoped that this location would be prioritised for a speed limit reduction in 2015 and assured the residents of his support.

Cllr. D. Healy Rae said that he understood that there have been fifteen recorded accidents at this junction. He also pointed out that the speed limit also should be reduced as there is a school located at the junction .

Cllr. J.J. Culloty welcomed the deputation and concurred with the previous speakers. He said that he uses this junction on a daily basis and has seen some near misses. He hoped this area will be prioritised in a speed limit review in 2015 and that the speed limit will be reduced. The reduction will only take a few seconds off commuters but would help in making the road safer.

Mr. D. Doyle said that he welcomed the deputation and acknowledged the concerns of the residents. He said that he would be in favour of a reduction in the speed limit at this junction and the NRA Road Safety Officer has agreed in principal to same.

Cllr. D. Healy Rae thanked the deputation and assured them of his continued support.

(b) Reception of a deputation from the residents of Cahereen Heights, Castleisland

Cllr. B. O'Connell welcomed the deputation and introduced the spokesperson *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*

He said that there is a great residents association in the estate which endeavors to keep things going with limited resources. He said that there were 5 houses rented under the RAS scheme of which some are owned by the developers and their family and fees for the upkeep of the estate are not being paid to the Management Company in respect of these houses. In his opinion this gives the impression of supporting the developers. He said that there was €1500 due to the ESB for the sewage pump which must be paid by the residents. He said that Liberty Insurance is the bond holder and asked if that company are bond holders for other developments.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that this was an estate of 99 houses of which 70 are occupied and five of these are rented under the RAS scheme.

Since 2006 maintenance fees of €300 per house was being collected annually of which all residents except the 5 houses in RAS were paying into. He said that there was 45 street lights in the estate of which 17 are not operating. The company who supplies them is based in Holland and has since closed down so a new lighting system has to be put in place. He acknowledged the work that Mr. Donal Murphy S.E.E. was doing for them but he has now gone as far as possible. Liberty insurance is refusing to carry out the works. He has previously requested that the planning authority would consider Court Proceedings against Liberty Insurance but planning were reluctant to do so as it would take up to 3 years. Now 3 years have lapsed and still no closure. He mentioned that there are 31 interested buyers for the remaining 29 vacant houses in the estate but they will not buy until works are carried out. The residents over the past 8 years have paid out over €130,000 and cannot and will not be able to pay out any more. He also said that by the 1st of December if nothing has been done to help in the estate the sewerage will not be pumped out of the houses rented under the RAS scheme. He asked that the landlords of these properties to be contacted regarding this matter.

Spokesperson (*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) said that the residents and management company are fast running out of money and pointed out that 70 houses are occupied but only 65 are contributing to the maintenance of the estate. He said that the residents have done their part Kerry County Council must address the issue of the houses rented under the Rental Accommodation (RAS) scheme which are not contributing to the management of the estate.

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) referred to the following notice of motion submitted by Cllr. M. Gleeson for the September meeting and said that the response given was not helpful to the residents. He asked who had prepared this reply, what is the council going to do for the estate and what is the Housing Dept of Kerry county council going to do with the 5 houses rented under the RAS scheme.

“That the Council would detail the progress made towards the development of a properly functioning sewerage scheme for Cahereen Heights, Castleisland”

“The developer has applied to the Council for take-over of this privately owned estate of circa 70 houses, which is situated on the southern side of Castleisland.

The financial bond attached to the grant of Planning Permission is being invoked, and the insurance company and its consulting engineer have undertaken to carry out extensive works to the roads, lighting, water and sewer, etc. infrastructure. There are significant inadequacies in the construction of the sewerage system, which involves two pump stations and a deep waste-water sump, and which is connected to the public Castleisland Sewerage Scheme.

It is expected that, following the completion of legalities, the comprehensive works will be commenced in the coming weeks."

Cllr. M. Gleeson welcomed the deputation and acknowledged that the residents would not be in a position to pay anymore for the maintenance of the estate. He said that since he submitted this notice of motion for the September meeting no progress has been made. He said that lighting and sewerage is a perquisite for basic health and safety.

Cllr. N. Kelleher said that he welcomed the deputation and fully supported them. Drastic action is now required after a long time of inaction. He asked if a schedule of works was drawn up for the estate. Legal action should be considered as these residents are also paying property tax.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) clarified that the residents were exempt from paying the Local Property Tax until 2015 as this estate was classed as an unfinished estate.

Cllr. D. Grady welcomed the deputation. He said that there is an onus on Kerry County Council to pursue this matter with Liberty Insurance. He assured the deputation of his help and support.

Cllr. J. Sheehan welcomed the deputation and acknowledged the plight of the residents. He called on Kerry County Council to endeavour to seek a satisfactory resolution to this matter.

Cllr. B. Cronin welcomed the deputation and said he was familiar with the circumstances. He is not aware of any other estate that had such a burden. There is an onus on Kerry County Council's Planning Department to access the bond on behalf of residents and Legal Proceedings against the bondholder should be considered. He asked that the Director of Housing would provide clarification with regard to the five houses rented under the Rental Accommodation Scheme (RAS)

Cllr. D. Healy Rae welcomed the deputation and said that he could understand that the residents of the estate are aggrieved when the owners of 5 houses are not contributing to the maintenance of the estate. He commended Mr. D Murphy on the excellent work being done by him and hoped that the residents would be compensated for the money they have already paid. He also asked that the bond to be drawn down as soon as possible so as to alleviate the suffering of the residents.

Cllr. JJ. Culloty welcomed the deputation and assured them of his support. He acknowledged that Mr. D Murphy has done everything possible to help the residents of this estate.

Mr. J. Breen welcomed the deputation and said he was fully aware of their situation and that every effort was being done to rectify this. The

fundamental error is that the estate was not built in accordance with the conditions of the planning permission granted.

Mr. D. Murphy said that the Bond which is in place is not a single Bond i.e there are three different Bonds of varying amounts. One of the most serious issues underground is that there is no storm water outlet. A schedule of works was agreed with the bond holder approximately a year ago but no progress has been made in the interim.

Mr. J. Breen said that Kerry County Council is not the landlord of these 5 houses rented under the Rental Accommodation Scheme. Kerry County Council is the 3rd party and the agreement is between the property owner and the tenant. He undertook to review the RAS contracts but said that Kerry County Council cannot be expected to intervene in this case.

Cllr. B. O'Connell said that it is now time to consider legal proceedings against the bond holder. He acknowledged that Kerry County Council is not the landlord of the 5 houses and asked for Kerry County Council would advise the landlords that their contracts would not be renewed if management fees are not paid.

Mr. J. Breen undertook to examine this matter and provide a report for the members at the next Killarney Municipal District meeting.

Cllr. D. Healy Rae asked if there will be provision for the residents to be compensated for the maintenance fees already paid.

Mr. J. Breen said that while he did not have legal advice on this matter he is not aware of any provision in the bond for compensation for the residents.

With regard to the response to notice of motion submitted by Cllr. M Gleeson for the September Municipal District meeting, Mr. Breen said that this matter had been referred to the Water Services Department and the response had been prepared by Mr. C Mangan Senior Executive Engineer.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) said that the report which appeared in the media was not helpful to the residents

Mr. J. Breen said that Kerry County Council is not responsible for the information used by the media.

(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request) asked if it is within the remit of the Council to terminate the contracts under the Rental Accommodation Scheme (RAS).

Mr. J. Breen undertook to investigate this matter.

14.11.12.04 Presentation by Kerry County Council Arts Officer – Kate Kennelly

Ms. Kate Kennelly Arts Officer made a presentation to the members as follows:

Kerry County Council Arts Service 2014

‘this is a time when creativity is our greatest asset’

‘It has been my hope that culture would be brought in from the margins by planners and policy makers and accorded its central place’

Michael D Higgins 2010.

Guided by Arts Legislation Arts Act 2003

‘An act to promote the development of and participation in the arts’

‘A Local Authority shall prepare and implement plans for the development of the arts in its functional area’

- ‘Stimulating public interest in the arts, promoting knowledge, appreciation and practice of the arts and improving standards on the arts’

Arts Office Areas of Involvement

Kerry has a vibrant arts sector, one that is constantly evolving.

The Arts Officer works with arts venues, organisations, festivals, events as well as artists based in the county. Schools, community groups, external agencies- local and national. Sections internally to maximise funding opportunities for the arts and strategic planning for the arts, percent for art commissions. The Arts Office contributes to corporate objectives and national policy.

Art forms as defined by the Arts Act 2003 include the below:

- Visual Arts – (painting, sculpture, photography, printmaking)
- Performing Arts – (Drama, Dance, Music)
- Film
- Literature
- Circus Arts
- Opera
- Architecture
- New media

Arts Office Policy & Planning

In 1999 the Arts Office published The Guide to the Arts in Kerry. This laid the foundation for comprehensive policy development outlining strength and deficit in the arts.

- The Arts Office, via widespread consultation and taking account of national arts policy, published the Kerry Arts Plan 2001-2006.

- This plan was succeeded by the 2007-2012 Plan which sought to increase resources to the Arts Service – both staff and funding. The onset of the recession curtailed this plan greatly. However, good projects and partnerships developed during the plan.
- SMT and the SPC agreed to hold off on the next plan to coincide with the new Council and Corporate Plan, therefore consultation for the 2015-2020 plan is being scheduled at present.
- On going contributions to National Policy and County Plans

What does the Arts Officer do?

- Formulating policy – contribute to corporate, local, national plans.
- Integrating national policy
- Budget submission, allocation, monitoring & office administration
- Supporting art venues, festivals, projects & initiatives in Kerry
- Supporting individual artists of all disciplines
- Lead & support strategic partnerships
- Kerry Screen Commission – link with Irish Film Board
- Promoting the profile of the arts locally and nationally
- Promoting arts in education through schools, libraries and communities.
- Initiating arts programming, events etc
- Advocating arts tourism development and planning (seminar 06, Original Kerry craft trail)
- Supporting arts infrastructure development
- Culture Night planning, coordination, administration & evaluation.
- Database development, website development
- Media liaison
- Circulation of information, awards, commissions, exhibitions etc.
- Administration and commissioning of the percent for art scheme
- Advocating for the arts internally and externally.
- www.kerrycoco.ie www.kerryfilm.ie www.sliabhluachra.ie f kerrycoarts

Main projects 2014

- Kerry Screen Commission www.kerryfilm.ie
- Sliabh Luachra Music Trail www.sliabhluachra.ie
- Arts Plan research and consultation
- Writer, Filmmaker, Dancer in Residence
- Kerry Music Education Partnership – youth music mentoring
- Culture Night www.culturekerry.com 32 events
- Art for the Young at Heart
- KYTD www.kydt.ie
- Arts Festivals promotion
- Website development www.kerrycoco.ie
- Updating database and communication with artists and wider public facebook/kerrycountyarts, twitter@KerryCoArts
- Percent for Arts commissions

Support 2014:

- Contributions to Síamsa Tíre, St. Johns, Tech Amergin, Carnegie Arts Centre, Listowel Writers Week, Kerry Film Festival. Rent free space to Dingle Courthouse Studios, support space to Kerry Film Festival, Arts Act Grant 73 recipients, Artist in Schools bursary 7 schools, Individual Artist Awards 10 awards. County Piano events 1.

Arts Office Staff & Budget

- The arts office staff, provide a countywide service; Arts Officer and .5 Clerical Officer (shared with Heritage and Archaeology). (+ Arts Job bridge Intern) 2014 arts budget (KCC arts spend is in the lowest two arts budgets nationally in Local Authorities): €251,000 main areas of expenditure: (1) Programming (Residencies, Bealtaine, Youth Arts, Arts Festivals flyer) €52,000 (2) Salaries (3) Administration (4) Grants – Arts Act Grant €29,450, Revenue funding €60,000 (5) Awards (Artist in School, Individual Artist Awards) €14,500, Culture Night €14,000 night)
- Other support to the arts community in Kerry from KCC has included site donation for arts venues, studio space where available, street cleaning after festivals, waiving of rates to arts and cultural venues that are non-profit making and of charitable status, advice re signage, health and safety, promotion via the arts office, advice and guidance re festivals and arts events. Support goes far beyond financial allocated via the Arts Office.
- Value of total support 2014 - €380,000. (inclusive of €251,000)

Income to KCC Arts budget

- The Arts Council co-fund the arts program of the Arts Office i.e. contribution towards the residency programmes, youth art projects etc. The Arts Council allocation to Kerry County Council 2014 is €26,110. This funding must be matched and is part of the overall KCC allocation of €251,000
- Culture Night - income from the Department of Arts, Heritage and the Gaeltacht, funding must be matched. €7,000 received in 2014.
- In the past KCC Arts Office secured EU funding for an arts project, however this was when there was more Clerical support in the Arts Office. We would like to investigate and secure funds, should more resources be made available.

Developmental role of the Arts Office

- The arts office actively works with others- arts, community and education organisations to encourage greater networking of the arts in Kerry, e.g. Putting people first fits hand in glove with the arts. Arts address issues of quality of life, communication, self-expression, they can address issues of health and wellbeing, social inclusion/ isolation, vibrancy of communities, assist with economic development, enhance the attractiveness and experiences of a destination – both to visit and live in....Potential for greater development of arts tourism as part of the wider experiential tourism which is the largest growing tourism area internationally.

- To increase the developmental nature of the arts office it is necessary to build the capacity of the arts office. This will necessitate increased resources (staff and funding) in time. This in turn will enable more strategic focused partnerships (local, national and international) in arts delivery throughout the county.

Arts Office wish list

- Increased resources in order to be more proactive.
- Increased staffing in the arts service to develop participatory arts, to develop Kerry as a viable career option for artists, to develop greater impact of the arts in the county working with the main stakeholders – arts, education, health, tourism etc. Increased resources that actively responds to quality arts development in the county.
- Affordable access to the arts for every child in Kerry.
- Full implementation of strategies and actions of the Kerry Arts Plan.
- The above will allow arts development that will place Kerry at the forefront of the arts in Ireland.

Cllr. J. J. Culloty welcomed Ms. Kennelly and acknowledged her enthusiasm for the Arts and the importance of the Arts Office to the County.

Cllr. M. Gleeson welcomed Ms. Kennelly. He acknowledged the great work the Arts Office does and how it promotes the county and its tourism. He said that some cultural aspects are fragile and need protecting. He is aware of local artists who have benefited from the support provided by the Arts office.

Cllr. D. Grady welcomed Ms. Kennelly and acknowledged the wonderful work of the Arts Office. He said that there was an Arts Committee in Killarney and it has been disbanded. This should be re-established as some wonderful work is being done in Killarney.

Cllr. B. Cronin welcomed and complimented Ms. Kennelly and thanked her for the assistance she has given to many people for their art projects. He acknowledged her work in promoting the culture of the county.

Cllr. N. Kelleher welcomed Ms. Kennelly wished to be associated with the sentiments expressed by the previous speakers. He asked for an update on the level of funding available for the Arts for Killarney.

Ms. Kennelly said that the funding of €10,000 is allocated for the entire Municipal District of Killarney. Projects that reflect the strengths of Killarney will be supported. Killarney does not have a specific dedicated space for the arts.

Cllr. N. Kelleher said that he would like to see this funding being increased.

14.11.12.05 Christmas Parking in Killarney

Mr. J Breen said that parking will be free of charge on High Street and Lewis Road car park from 1st of December. Parking permits are valid for all car parks during the month of December.

Cllr. M. Gleeson asked if free parking is available in the Glebe car park up to 11 am.

Cllr. B. Cronin welcomed the introduction of free parking in the car parks mentioned, for the month of December. He said that one of the pay meters in the Upper New St car park is out of order at present. He asked that the individual income from each of the car parks be prepared for the next meeting.

Cllr. D. Grady said that he is aware that pay machines in the car parks in Killarney are being vandalised

Mr. D. Doyle informed the members that the Christmas lights will be turned on the 28th of November at 7.00pm.

Cllr. M. Gleeson asked if it is intended to continue with the allotments in Killarney for next year.

Mr. D Doyle said that he does not anticipate that there will be any changes with regard to the continuation of the allotments.

14.11.12.06 Job Creation/Sustainable Economic Development Directorate

(a) Notices of Motion

1. Cllr. M. Gleeson: That the Authority would examine the feasibility of building a High Rise car park in Killarney. The level of summer traffic makes imperative the provision of additional parking spaces.

REPLY: The consideration of the construction of a multi storey car park was considered a number of years ago by the then Killarney Town Council. Economic circumstances dictated at the time that there was no possibility of a private funding partner to come on board to assist in the car park project development. Given the improving economic circumstances it may now be prudent to assess the appetite for such investment through funding partners.

Cllr. M Gleeson said that tourism is the life blood of Killarney and tourism and investment are interlinked. While he acknowledged the cost and the issues regarding the visual obtrusiveness of such a development he emphasised that the provision of additional parking space is very important for the future of Killarney

Cllr. D. Grady supported the notice of motion and said that he had raised

this matter at a previous meeting as a high rise car park is vital for Killarney.

2. Cllr. M. Gleeson: That the Council would give an update on progress to date and future plans for the Walkway/Cycleway that on completion is intended to encircle Lough Léin.

REPLY: As the Councillors may be aware, Kerry County Council is working with the NPWS and local business, tourism and community groups on developing the amenity trail in question. Our consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures (bridges etc) along the route. The design stage works are progressing well but are necessarily very detailed. Once that work has been done it is intended to apply for the statutory approvals required to put the trail in place and can give a lot more in the way of detail on the route. We should be in a position to make the applications for the relevant permissions in 2015 subject to nothing significant emerging in the conclusion of the design works.

Cllr. M. Gleeson said that this cycleway and walkway is the most important short term project for Killarney and would be of enormous importance to tourism and for local people. He asked that it would be progressed with all possible haste as it would be of huge benefit to the whole area.

Cllr. J. J Culloty SECONDED the notice of motion and said that it was a very worthy project. He said the benefits from this project would be immeasurable in terms of tourism and the health of local people.

Cllr. B. Cronin also fully supported this project and also asked if discussions had taken place with the landowners and householders concerned

Mr. J. Breen said that consultants are in the process of completing the trail options report, trail design, environmental assessment reports and the design of the structures along the route. The steering group will be meeting within the next week and when a definitive design is available to them, discussion with landowners will follow.

14.11.12.07 Sustainable Communities / Quality of Life Directorate.

It was agreed to note the following report which was circulated

Library Service Report November 2014

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

- As a support to the recently expanded Classroom Novels Collection, Kerry Library has published 2 guides for schools – (i) a 36 page catalogue listing each book in the collection, organised alphabetically and coded using 11 different subject icons which will allow teachers to choose titles based on subject as well as age appropriate material. (ii) a short guide simply listing each book in the collection. Copies of the guides will be issued to all primary schools in the county, both electronically & in hard copy.
Primary school teachers may borrow a set of each title free of charge for a 1month
- Kerry Library promotes a wide range of events and exhibitions at each of its libraries annually. During October, Children's Book Festival was most successful. Forthcoming events at Killarney Library include:

Mons. Hugh O'Flaherty Literary Awards Ceremony
Killarney Library,
Monday, 10 November, 11.00 pm

Workshop: Sewing & fashion Club
Killarney Library
Friday, 14 November, 11.00am

Workshop: Spanish Irish Cultural Exchange
Killarney Library
Thursday, 13 November, 6.30pm – 7.30p.m.

Exhibition: 'Art exhibition of watercolours and oils' by Hel ne Brunicardi.
Killarney Library
Saturday, 22 November - Saturday, November 29

All details are available on the library website: www.kerrylibrary.ie

Community Services Report and Engagement Report November 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer
Local Community Development Committee

The LCDC met on 3rd November. The meeting considered the Committees role in developing a Leader Strategy for the County and the preparation of the Local Economic & Community Plan in Conjunction with Kerry County Council.

The tenders in respect of the Social Inclusion & Community Activation Programme have issued and completed Tenders must be received by 19th December 2014.

Public Participation Network

Preparations for the establishment of the PPN continued with registration up to 30th September. A number of information meetings were held throughout the county including Killarney detailing the role of the PPN and particularly its functions in relation to the selection of community members for the SPCs, JPC and ultimately for the permanent membership of the LCDC. The meeting to agree nominations for the SPCs & JPCs is scheduled for 12th November in Tralee

Community Awards/Tidy Town Awards

The Community Awards were held in Killarney in the past month and were a huge success showcasing the many voluntary groups in the county. Congratulations to all who took part.

The Killarney Looking Good Tidy Towns Awards also took place recently and the achievements of the year were acknowledged and the various community and business awards presented.

Emergency Services Report November 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- October was an average month in terms of fire-call volumes. The Halloween occasion passed without major disturbance. Four Brigade units had no Bonfire calls with a county-wide total otherwise of 16 as follows: (Brigade areas, not specifically the Brigade towns themselves) Tralee x 3, Castleisland x 1, Listowel x 5 (including calls to Moyvane and Ballylongford), Killarney x 2, Ballybunion x 3 and Caherciveen x 2.

Fire Safety and Prevention:

- National Fire Safety Week took place in October 6th – 13th inclusive. This years activity programme for the week was intensive, featuring displays, active demonstrations, media work (written media and radio work - both Irish and English languages)
- The lead-in to Halloween was also a week of intense dissemination of the fire safety message

Building Control:

- Some 'completions of works' came through in October. Specifically, the Building Control Section were informed of two project completions with

the submission on the Building Control Management System (BCMS) of the mandatory certifications and confirmations. Each of these were reviewed and validated for registration on the BCMS. The subject premises can now be legally opened, used and/or occupied.

Civil Defence:

- Modifications to the newly acquired (rental) garage/warehouse facility in Monavally are ongoing. DoD is funding the modification costs
- The usual recruitment, progression and the training of new and existing volunteer members is ongoing

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Major Emergency Management Committee met on 21st October primarily to discuss the Ebola crisis and to review business continuity planning.

Administrative Matters:

- The key administrative task under way at this point is the groundwork for a new version of the FSi software utility which administers retained fire service attendances interlinking with payroll calculations. The new iteration is SQL-based rather than Access database –based
- SMT and head of Finance are currently evaluating reports which have been prepared and submitted on proposed works projects as per September report.

Environmental Protection Services Report November 2014

Business Unit Manager – Mr Michael O Leary, Senior Executive Officer

The following are a list of environmental awareness activities taking place this month and over the next few months:

- Launch of Smarter Travel for Tralee town was carried out on Tuesday 11th Nov
- Stop Food Waste Demonstration at Listowel Food Fair on 20th Nov
- Repair Workshops in Tralee on Sat 22nd Nov. These can be extended to Killarney in the New Year again if there is sufficient interest in doing so.
- Collection of White goods / WEEE waste took place in Tralee on Sat 8th Nov and will be in Killarney in Spring 2015
- Japanese Knotweed Seminar for community groups will take place in Spring 2015 – these will possibly be held in Tralee or Killarney. This will be in conjunction with Kerry County Council Biodiversity officer.
- Sustainable Living / Community Resilience Workshops currently being run for Listowel and Tarbert Tidy Town. Killorglin is on the list for Spring 2015 and we can extend workshops to Killarney if there is interest.
- Recycling Guide and Energy/ Water Conservation tips for Xmas – currently being prepared

Housing/Social Services Report November 2014

Business Unit Manager – Mr Liam Quinlan , Senior Executive Officer

Social Housing Activity Report at 3rd November 2014

Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	34
New Tenancies Commenced	23
Accommodation refusals	5

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	1

Construction Programme

Single Rural Dwellings - under construction	2
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	806 (including 101 Voluntaries)	177 (including 19 Voluntaries)
New tenancies in 2014	115 (including 11 Voluntaries)	41 (including 5 Voluntaries)
Tenancies terminated in 2014	37	13

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	62	15
Leases under negotiation	9	1

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>€</u>
Allocation 2014		2.039m
New Grants Allocated 2014	368	2.084m
Total 2014 Commitment	421	2.392m
Grants Paid	238	1.339m

Ms. J. Brosnan informed the members that at the moment there are 8 houses under repair. There are also three completed, two in Castleisland and one in Rathmore.

Cllr. D. Grady commended Kerry County Council on the excellent work being done with regard to the upgrading houses.

Mr. J. Breen advised that a staff member of the Housing Department will be present at all future Municipal District meetings to address any queries the members may wish to raise.

Cllr. B. Cronin raised an issue concerning an applicant for a housing adaptation grant and asked that this matter be investigated.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would provide an update on the progress being made towards the provision of an appropriate public toilet at the Fair Field, Killarney.

REPLY: Plans have been drawn up for the provision of permanent toilet facilities at the Fair Field Killarney to replace the present temporary structure. However, before these plans are advanced further consideration needs to be made of the financial cost of construction as well as running costs where there are other public toilet facilities nearby. A final decision has not been made to proceed or otherwise.

Cllr. M. Gleeson said that in this era it is inappropriate that the unsightly public toilet is located beside the Courthouse building. It is not fair on local businesses especially during events in the town and large volumes of people use their facilities.

Cllr. D. Grady supported the notice of motion.

2. Cllr. D. Healy Rae: To ask Kerry County Council to access funding to build council houses in Killarney and Rathmore.

REPLY: Currently, the Department has allocated funding of € 1.08m for a development of 8 houses in The Park, Killarney. It would be hoped that funding would be made available in 2015 for the balance of the proposed development i.e. 12 more dwellings (estimated cost €1.5m approx)- this would be a project that could be advanced quickly given that Planning permission is in place. More generally, following the recent positive National Budget, it is likely that increased capital funding will become available for local authority housing acquisitions and construction over the next number of years in locations where lands are available for development and social housing demand can be demonstrated. We will ensure that these opportunities will be maximized to the fullest extent possible in order to increase the supply of social housing direct provision in the county.

Cllr. D. Healy Rae acknowledged this reply and asked that the development of houses in Rathmore be considered as there is a considerable number of people in this area who are working locally and would like to live in Rathmore.

Cllr. N. Kelleher SECONDED the notice of motion and said that he is aware of an applicant who has been on the housing list for 10 years which is unacceptable.

Cllr. D. Grady said that there was funding given by the Minister for the commencement of 8 houses in Chestnut Drive and nothing yet has commenced. He asked if an age restriction of 50 years of age applies to applicants for Cluid Housing.

Mr. J. Breen said that the construction of 8 houses in Chestnut Drive will be advertised for tender within the next month.

Mr. Breen said that Cluid or any other approved voluntary housing body receives 100% Government funding for a project, all the houses in the development are allocated to applicants on the housing list. If part Government funding is received then only a % of the houses are allocated to such applicants. **Mr. Breen** confirmed that an age limit does not apply to applicants for Cluid housing.

Cllr. D. Healy Rae said that he also understood the age restriction was in place.

Cllr. N Kelleher moved Question 1 at this stage.

Question 1. Cllr. N. Kelleher: In accordance with the provisions of Section 136 of The Local Government Act 2001 can Kerry county Council provide a waiting list of people approved and waiting for social housing in the municipal district.

REPLY: Currently, there are 4,911 qualified Social Housing applicants in Kerry. Each applicant can select up to 3 areas of choice where they wish to be considered for social housing. 1,581 qualified applicants have expressed an interest in residing within the Killarney Municipal District. Of these, 34% are qualified for 1 bedroom accommodation, 34% are qualified for 2 bedroom accommodation, 30% are qualified for 3 bedroom accommodation and 2% are qualified for 4 bedroom accommodation.

Cllr. N. Kelleher requested that a copy of the Housing List be made available to him.

Mr. J. Breen said applicants are given 3 areas of choice of where they want to be housed. He also pointed out that in accordance with Data Protection Legislation members would be responsible for the protection of the data supplied. He said that if a member is looking for any information on a particular housing issue that the staff of the Housing Department will accommodate them.

Cllr. D. Healy Rae said that if the housing list is given to one member it should be given to all members.

3. Cllr. B. Cronin: To clarify what assessment or progress have management made on the offer made in June 2014 to sell six acres of land adjacent to Killarney town to the Council and to clarify have this council any interest in purchasing this property.

REPLY: The offer of land to the former Town Council came in the context of the former Town Council seeking land for a burial ground adjacent to the town. This land is under consideration presently in this context. The council are pursuing a number of options for the provision of burial spaces presently

Cllr. B. Cronin said that when an opportunity like this presents itself it should be taken up. He said that he has received correspondence from an undertaker in Killarney advising of the urgent need for a public burial ground in the environs of Killarney. He asked for clarification with regard to the options being pursued to acquire land for a burial ground. Cllr. J.J. Culloty moved Question No. 3 at this stage.

Question 3. Cllr. JJ. Culloty: What is the current situation regarding the acquisition of a public cemetery for the people of Killarney?

REPLY: The current situation is that the council is in active negotiations to provide burial ground spaces for Killarney. It had been hoped that this matter would be resolved for this Municipal District meeting but negotiations have not yet finalized.

Mr. J Breen said that the council is pursuing a number of options for the provision of burial spaces in Killarney.

Cllr. B. Cronin requested that the landowner be contacted as this offer is unique in terms of proximity to the town.

Cllr. M. Gleeson asked that this offer be examined. He referred to his previous proposal regarding the exchange of land with the N.P.W.S. to facilitate the development of a much needed public burial ground in the Killarney area and asked if any response had been received from the Attorney Generals Office and if not that this matter be pursued.

Cllr. D. Grady said that he understood that money had been set aside by Killarney Town Council for the purchase of land for the provision of a Burial Ground.

Cllr. D. Healy Rae said his first Notice of Motion following his co-option to Kerry Council had been in connection with the acquisition of land for a burial ground in Killarney.

Mr. J. Breen said that he did not disagree with any of the comments made and that all options have to be kept open. He undertook to contact the NPWS as requested by Cllr. Gleeson

(b) Questions

Question 1 was moved in conjunction with Notice of Motion No. 2.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any progress been made with the provision of a playground for Furies.

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

Cllr. D. Healy Rae said that this matter had been raised by him at previous meetings.

Cllr. B. Cronin asked if any progress is being made with this project.

Mr. J. Breen said the provision of a playground is dependant on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site.

Question 3 was moved in conjunction with Notice of Motion No. 3

4. Cllr. B. Cronin: Has any progress been made regarding acquiring a site for a playground in Furies?

REPLY: The provision of a playground for Furies depends on local co-operation for the provision of either a dedicated site or ancillary land required for car parking adjacent to a playground site. Presently this has not yet been positively resolved.

5. Cllr. B. Cronin: Has Kerry County Council finalized all requirements for the extra grave spaces at Old Kilcummin Cemetery.

REPLY: All arrangements are now in place for the extension of Old Kilcummin Graveyard.

Cllr. B. Cronin asked that his gratitude be conveyed to the landowner for the help and assistance given with regard to the acquisition of this site.

14.11.12.08 Operations, Health & Safety Directorate.

It was agreed to note the following report which was circulated:

Report from the Director of Operations, Health & Safety

1. David Doyle Senior Executive Engineer Municipal District

Kevin O'Malley Senior Administrator – based in the Municipal District Operations Office

Liz Breen – Staff Officer– based in the Municipal District Operations Office

Area Engineering Staff:

Breda Mulryan, Brendan Mulhern, P.J. Galvin, Kieran O'Halloran, John Keane, Donal O'Sullivan

2. Works Programme – Works carried out November & December 2014

Killarney Municipal District	<u>Killarney Area</u>		
	Location	Works Description	Status
	N22 at Dunrine, Killarney	Complete traffic calming	50% complete
	McSweeney's Corner, Killarney	Road pavement improvement and provision of uncontrolled pedestrian crossing	To be completed within the next two weeks
	N71 at Dinis, Muckross, Killarney	Complete drainage works	Ongoing 80% complete
	N71 Muckross Road	Commence traffic calming	To commence next week
	N72 at Bealnadeige, Rathmore.	Complete road pavement improvement works	Ongoing 90% complete
	N23 at Kilfelm, Castleisland	Complete overlay works	Ongoing 90% complete
	Winter Service Plan	Monitoring and treatment of selected routes	Ongoing
	<u>Killarney Town</u>		
	Location	Works Description	Status
	Upper Park Road	Provision of Cycle path and retaining wall	Starting mid November
	Knockreer	Provision of outdoor gym equipment	Ongoing – will be completed in 2 weeks.
	N22 at Cleeny	Provision of Sound barrier	Will be completed by end November
	Christmas Preparations	Erection of Christmas	Will be complete by 28 th November.

		lights	

3. Housing

Location	Works Description	Status
39 Gleann Rua Rathmore	Upgrade 3 bedroom vacant dwelling	completion date End November
38 An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date Mid November
42B An Caislean Mor Castleisland	Upgrade 3 bedroom vacant dwelling	Completion date mid November
30 Gleann Rua Rathmore	Upgrade of vacant dwelling	Completion Date end January 2015
9 Glena Rua, Rathmore	Upgrade vacant dwelling	Completion date End December
194 Ballyspillane Killarney	Upgrade of vacant dwelling	Completion date mid December
15 Torc Terrace Killarney	Upgrade of vacant dwelling	Completion date End January 2015
72 Pinewood, Killarney	Upgrade of vacant dwelling	Completion date End January 2015
65 Council dwelling in Killarney Municipal District at Rathmore, Gneeveguilla, Currow, Farranfore.	Insulation to walls and attics	Completion date End December 2014

Winter Maintenance Plan

Mr. D. Doyle updated the members on the winter maintenance plan for roads in the Killarney Municipal District and undertook to forward a list of roads that will be salted to the members.

Cllr. D. Healy Rae asked if the salt storage location has been changed.

Mr. P Neary said that this matter is currently being finalised but it is planned that the driver of the truck will fill a load in Ballycarty and salting will take place towards Kilgarvan, if more salt is needed it will be replenished in the Kenmare compound.

Cllr. D. Grady acknowledged the wonderful work which is carried out by the Roads and Transportation Department during harsh weather conditions.

(b) Notices of Motion

1. Cllr. N. Kelleher: To ask Kerry County Council have proposals been submitted to the NRA with regards to the upgrading of the main street in Rathmore and lighting and if not when will they be submitted?

REPLY: The National Roads Authority in its overview of network improvements has outlined the following priorities:

- Priority 1 – Asset Management, Network Rehabilitation and Network Operations
- Priority 2 – National Secondary Roads Improvements, Bottleneck Improvement Projects, Safety Projects and Traffic Management Projects
- Priority 3 – Network Improvement Projects

The footpaths in Rathmore will be considered a priority 3. These footpaths have been discussed with the NRA Road safety officer and it was confirmed that these footpaths will be dealt with as part of the Road safety inspection programme which is currently being carried out by the NRA. No funding will be provided by the NRA until these inspections are complete. Kerry County Council is currently preparing an ESCO contract to replace all public lights in the county with LED lights. It is hoped that this contract will be tendered by early 2015. The upgrading of the main street in Rathmore can be considered for inclusion in Killarney Municipal District allocation 2015.

Cllr. N. Kelleher acknowledged that Mr. D. Doyle had met with him in Rathmore to discuss this matter. He said that the residents of Rathmore feel that they have been let down by Kerry County Council as the condition of the main street has a visual and structural impact on Rathmore. Vehicles being driven at high speed through the town is also an issue.

He said that Rathmore is the gateway to the county and for the remainder of his term he will have Notices of Motion concerning Rathmore included on the agenda for every meeting. He acknowledged that Mr. Doyle had recently been promoted to the position of Acting Senior Engineer and asked that he would emphasise the importance of this project with his successor.

Cllr. D Healy Rae moved Notice of Motion No. 22 at this stage.

22. Cllr. D. Healy Rae: To ask Kerry County Council to replace the bad sections of footpath on the left and right hand side of the road from the old creamery site over to Shinnagh Cross in Rathmore.

REPLY: There is no funding currently available to replace the bad sections of footpath on the left hand side of the roadway from Sapphire Signs over to the Garda Station, in Rathmore Village. This can be considered for inclusion in Killarney Municipal District allocation 2015.

He said that he had submitted numerous Notices Of Motion regarding the upgrading of infrastructure in Rathmore, for previous meetings. He understood that IRD Duhallow would be contributing towards the upgrading of footpaths in Rathmore.

Mr. D Doyle said that he would contact IRD Duhallow to discuss the contribution of funding for the upgrading of the footpaths.

Cllr J. Sheahan moved Question 11 at this stage and said that Rathmore has been neglected and these works should now be prioritised.

Question 11. Cllr. J. Sheahan: That Kerry County Council provide a footpath and street lights at Station Road, Shinnagh, Rathmore.

REPLY: Works are due to commence in late November to install a footpath and public lights from the Station to the Crescent Housing Estate in Rathmore.

Cllr. N Kelleher said that he understood that in excess of €100,00 will be collected in development levies in Rathmore and a considerable amount has been collected previously.

Mr. D Doyle said that the Development Levy Scheme is for the whole county and not area specific.

Cllr. N Kelleher said that he would be requesting approval for a deputation to be received from the residents of Rathmore at the next meeting and they will want a response to their concerns.

Cllr. B. Cronin asked that a report on the specific amounts paid in development levies in Rathmore be forwarded to the members.

2. Cllr. N. Kelleher: To ask Kerry County Council to resurface the road at Ballinahulla from (details with directorate).

REPLY: There is no funding currently available to carry out resurfacing works on the L-7025 in Ballinahulla, However it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

Cllr. N. Kelleher asked if this issue can be prioritised and included in the roads programme for 2015.

Cllr. J. Sheahan SECONDED the notice of motion.

3. Cllr. N. Kelleher: To ask Kerry County Council to deal with the water logging on the road outside the house of (details with directorate).

REPLY: Works will be carried out shortly to deal with the water lodging on L-7017, Scrahanfadda, Gneevegullia.

Cllr. N. Kelleher welcomed this reply

4. Cllr. N. Kelleher: To ask Kerry County Council to repaint the car park lines in Danu Childcare Rathmore.

REPLY: The Carpark in the Danu Childcare Centre, Rathmore is not in the charge of Kerry County Council. The lining works will have to be carried out by the owner.

Cllr. N. Kelleher welcomed this reply and asked if this project would be suitable for funding from the Municipal District Discretionary Amenity/Recreation/Community Support Fund.

Mr. J. Breen said that an application could be made for this type of funding in 2015.

Mr. G. O'Brien said that it is expected that the approval of the sectoral representatives on the SPC's will be included on the agenda for adoption by the members at the December meeting. The Strategic Policy Committee will be put in place in early 2015 and following adoption of the scheme by the members an application may be made for funding in March/April 2015.

5. Cllr. N. Kelleher: To ask Kerry County Council to put a light on the main road outside the Cois Abhainn Estate in Cordal.

REPLY: The provision of a public light at this location would be considered an isolated light and would not be a clear extension of the public lighting network in Cordal; therefore, Kerry County Council do not intend to erect a public light at this location as it does not comply with Kerry County Councils public lighting policy.

6. Cllr. N. Kelleher: To ask Kerry County Council to get Airtricity to replace the broken bulbs in Gleann na Greine Rathmore and Clarin Wood Rathmore; several requests have been made but to no avail.

REPLY: The public lights maintenance contractor, Airtricity have been requested to carry out the required repairs to public lighting at Clarin Wood. However, Gleann na Greine remains a private development, and therefore Kerry County Council cannot carry out repairs in this development.

Cllr. N. Kelleher said that Airtricity have been contacted a number of times in connection with a light on in this area that is on 24 hours a day. He said that this was a breach of contract between Airtricity and Kerry County Council.

Mr. D. Doyle said he had requested a meeting with management of Airtricity to discuss this matter.

7. Cllr. M. Gleeson: That the Council would examine the feasibility of providing a 2- Lane traffic exit onto Mission Road from Cathedral Place.

REPLY: This junction layout was re-designed in 2011 as part of the safety improvement works for the junction. This request will be forwarded to the Road Design Office to determine if a 2 lane traffic exit onto Mission Road from Cathedral Place can be provided here.

Cllr. M. Gleeson said that a 2 lane exit would make an enormous difference to the town, especially when a funeral is taking place. He acknowledged that great work has been done at this location but there is adequate width in the footpath which could be reduced to provide two lanes and adequate space for cyclists. This in turn would facilitate the flow of traffic from the Cathedral gate to Mission road and Port road.

Cllr. B. Cronin **SECONDED** the notice of motion.

8. Cllr. M. Gleeson: That the Council would devise an overall plan for the Abbey Cross junction on Muckross Road that would [a] eliminate the regular ponding and [b] improve the visual aspect of this important location.

REPLY: A plan will be devised for the Abbey Cross Junction, Muckross Road. The required works would be suitable for funding through a County Councillors Allocation.

Cllr. M. Gleeson said that he would be willing to allocate funding from his County Councillors Allocation (CCA) for this project. He said that the building up of the embankment and landscaping would improve the visual aspect at this location.

Cllr. D. Grady **SECONDED** the notice of motion.

9. Cllr. M. Gleeson: That the Council would examine the possibility of providing Traffic Calming measures on Loreto Road in the town-land of Castlelough.

REPLY: The road design section of Kerry County Council will prepare a design for provision of Traffic Calming at Loreto Road. Speed surveys will be carried out on this road to determine the most suitable traffic calming measures for this road. An application for funding will be made under the Low Cost Safety Improvement Scheme for Local and Non National Roads.

Cllr. M. Gleeson said that he would have reservations about ramps being stalled at this location.

Cllr. J.J. Culloty seconded the notice of motion and agreed that a speed survey should be carried out.

10. Cllr. M. Gleeson: That the Council would make financial provision for the resurfacing of the footpath on the northern side of Park Road between the two Roundabouts. Its present condition is unsatisfactory and in places is unsafe.

REPLY: The footpaths on the northern side of Park Road require to be replaced. There is no funding currently available for this work. This work can be considered for inclusion in Killarney Municipal District allocation 2015. Sections of this footpath which are in a very poor state will be repaired over the coming months

Cllr. M. Gleeson said that parts of this footpath are in a deplorable state and patching is unsatisfactory, older people use this footpath and could trip easily and fall. He said that this could be part of a multi annual project.

Cllr. D. Grady seconded the notice of motion.

11. Cllr. D. Grady: As the junction at the top of High Street is not satisfactory I suggest that we would turn on all traffic lights at the junction to flashing and ensure that we have the pedestrian lights working until a better solution is found.

REPLY: Traffic lights can only be switched to flashing orange at the request of the Gardaí.

The traffic junction at High Street was revised to provide access to Monsignor O'Flaherty Road from St. Anne's Road and High Street. This was to reduce the traffic volumes going through the town centre. High Street car park junction was incorporated into this revised traffic arrangement. The operation and control of the automated traffic lights system are now optimised at this junction. Other minor works carried out at this junction included widening the New Road Junction to allow traffic to split into two lanes for turning left to Rock Road and right for St Anne's Road.

Traffic entering Monsignor O'Flaherty Road from St. Anne's road or Rock Road will retain right of way over traffic in High Street. This is required for safety reasons as this traffic has passed through a green phase of lights and therefore must have right of way.

A full safety audit will be carried out at this junction within the next month.

Cllr. D. Grady asked for the design team of Kerry County Council to come up with a better plan for this area. He said the residents of Woodlawn are like prisoners of their own estate.

Cllr. B. Cronin SECONDED the notice of motion and said that he had raised a similar issue at the last meeting. Taking the right of way from

traffic coming up High St. is a mistake as it allows traffic into a cul –de-sac. He asked that this be changed as it is causing unnecessary confusion.

Mr. D. Doyle said that a safety audit will be carried out at this junction within the next month.

12. Cllr. D. Grady: I request that the Council would resurface the bad areas on Mission Road and around the Ha Ha as it is in a very bad condition.

REPLY: Repair works have been carried out to the N71 National Secondary Road at the Ha Ha. There is no funding available at present to resurface the sections along Mission Road. This section of road will be maintained subject to available resources.

Cllr. D. Grady welcomed this response

13. Cllr. D. Grady: I request that the Council would examine the trees in front of and at the side of Ardshanavooly as they are very high and are a danger to the public.

REPLY: A list of trees requiring maintenance, including the trees in Ardshanavooly, is currently being prepared. Quotations will be sought from qualified contractors and works are to commence in late November

Cllr. D. Grady welcomed this response

14. Cllr. J. Sheahan: That Kerry County Council provides an update regarding the footpath that is urgently required at Firies Drive, Firies, Killarney.

REPLY: Kerry County Council is currently in negotiations with the landowner in order to acquire the necessary land to provide the footpath link to the centre of the Village in Firies

Cllr. J. Sheahan said he was not satisfied with this response. He said that it was a Health and Safety issue as children use this footpath to go to the village and have to come off the footpath and walk on the main road for a section of it which is highly dangerous.

Cllr. B. Cronin SECONDED the notice of motion.

Ms. B. Mulryan said that she has met with the landowner who has agreed in principle to give the land required land. She undertook to prepare a costing for the project

15. Cllr. J. Sheahan: That Kerry County Council raise the height of the bridge walls over the Callowa River at Shinnagh, Rathmore.

REPLY: There is no funding available currently to raise the parapet walls on

the bridge over the Callowa River at Shinnagh, Rathmore. However the works would be suitable for funding through County Councillors' Allocation.

Cllr. J. Sheahan said that this was a Health and Safety issue. The wall is only knee high and it is enticing children to jump up on it and in turn could fall into the river. He called on the Roads Department to re-examine this location. County Councillors Allocation should not be required as it is a Health and Safety hazard.

Cathaoirleach, Cllr. JJ Culloty supported the notice of motion. Mr. D. Doyle undertook to re-examine this location and said that a barrier may have to be considered in the short term.

16. Cllr. J. Sheahan: That Kerry County Council realign & resurface the junction at Tullig, Spa, Killarney.

REPLY: There is no funding currently available to re-align and resurface the Tullig Junction on the Spa Road. There would be substantial funding required to re-align this junction, therefore it would not be suitable for County Councillors Allocations. Therefore only other source of funding available for improvement works at this location is the Department of Transport, Tourism and Sport's Low Cost Safety Improvement Grant. However, there are no accidents recorded on the NRA's database to support an application for funding by the Council. The Department will not allocate funding to a location with no history of accidents.

Cllr. J. Sheahan said that a number of people have raised this matter with him. He asked that the realignment of this junction be reconsidered.

Cllr. M. Gleeson seconded the notice of motion and said that taking a left turn at this junction is very dangerous.

17. Cllr. J. Sheahan: That Kerry County Council extend westwards the footpath at Fossa, Killarney, which will enable the children from the homes in the area walk safely to school.

REPLY: A full National Roads Authority funded traffic calming scheme was implemented on the N72 National Secondary Road through Fossa in 2011. This scheme was the subject of Part 8 and Section 38 public consultation processes approved by Council. The NRA will not fund extensions to the footpath network beyond the limits of an approved and fully completed traffic calming scheme.

Cllr. J. Sheahan said that parents liked their children to be able to walk to school safely therefore a footpath is required in this area.

Cllr. B. Cronin SECONDED the notice of motion and said that he had previously submitted a similar motion. He welcomed the work that has been carried out at this location and emphasised that it is a busy road.

18. Cllr. J. Sheahan: That Kerry County Council investigate and find a solution to the serious issue pertaining to vehicles parking on top of the pedestrian crossing on Port Rd. close to the playground.

REPLY: Kerry County Council will prepare a plan to prevent vehicles parking on the pedestrian crossing at Port Road. This plan will involve repositioning the crossing northwards, and widening the footpaths to prevent parking. An application will be made to the National Roads Authority under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. Sheahan acknowledged this reply and said that he would appreciate if they could proceed with this plan as quickly as possible.

Cllr. D. Healy Rae asked if alternative parking will be available.

Mr. D. Doyle said that there is a car park in this area and the option of using car parks in the Town.

19. Cllr. J. Sheahan: That Kerry County Council install a pedestrian crossing on the east side of Hegarty's Roundabout on Park Rd., Killarney.

REPLY: There is an existing pedestrian crossing on the Eastern side of Hegarty road at the Church of the Resurrection. A school warden is positioned immediately to the eastern side of the roundabout which facilitates children going to and from school. This request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

Cllr. J. Sheehan said residents on Park Road find it difficult to cross the road to the shopping area. He hoped that this issue would be considered.

Cllr. D. Healy Rae SECONDED the notice of motion. He said that this is a busy residential area and suggested setting back the kerbing on the Cork side be considered.

Mr. D. Doyle said this request will be forwarded to the Road Design section to prepare a plan for a crossing at this location.

20. Cllr. J. Sheahan: That Kerry County Council contact the NRA to ask if all testing on Mossy's Turn at Gortnahaneboy West, Rathmore, has been completed. What were the findings? When will resurfacing works commence?

REPLY: The Kerry National Road Design office is currently carrying out an assessment of this section of road, including a detailed survey of the site, traffic counts, vehicle speed survey etc. This information will form part of a Technical Review Report of the Road Geometry which the NRA has requested be prepared.

Once this report is complete it will be submitted to the NRA for their review and we will follow up with the NRA on the feasibility of funding any improvement works identified

Cllr. J. Sheahan said that he had submitted this Notice of Motion on previous occasions and was aware that a number of collisions had occurred at this location.

Cllr. N. Kelleher supported the notice of motion asked when the works will be carried out.

Mr. D. Doyle said that this is a matter for the NRA.

Cllr. N. Kelleher asked when will this request be forwarded to the NRA and how long will their review take.

Mr. D. Doyle said that the information will be forwarded to the NRA when the assessment by the Road Design Office is complete and they will decide when the works will be carried out.

21. Cllr. J. Sheahan: To ask Kerry County Council to investigate the dumping of household rubbish at Scartlea, Muckross. This area is being targeted regularly. Can cameras be set up at this location?

REPLY: The litter warden for this area has investigated dumping in Scartlea / Loreto Road many times in the past. The majority of the dumping Seems to have been carried out by one family living in the area. As the family is no longer living there, only minor littering now occurs. Regular Patrols are carried out by the litter warden so at the moment cameras are not required at this location.

Cllr. J. Sheehan said that the residents here are annoyed with this dumping of rubbish. He asked if CCTV cameras can be put in place?

Notice of Motion No. 22 was moved in conjunction with Notice of Motion No. 1

Notice of Motion No. 23 was moved in conjunction with the reception of a deputation from the residents of Lissivigeen

24. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Quarry Cross to Tooreencahill to Newquarter and from Tooreencahill to Knocknaboul Cross as these roads need to be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-3013, Quarry Cross to Tooreencahill, L7026, Tooreencahill to New Quarter and the L2032, Tooreencahill to Knocknaboul. However these roads can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works

will be carried out as far as funds

Cllr. D. Healy Rae said that lags are forming in the road at the Grotto in Tooreencahill this is due to the bog sinking over the summer time. This road is very busy with traffic and if nothing done there is a risk of the occurrence of serious accidents.

Cllr. N. Kelleher supported the notice of motion said that repairs are urgently needed.

Cathaoirleach Cllr. J. J. Culloty also supported the notice of motion.

The meeting adjourned for lunch at 1.15pm and resumed at 1.40pm

25. Cllr. D. Healy Rae: To ask Kerry County Council and the NRA to erect a safety barrier on the left hand side of the road from Farranfore towards the Airport.

REPLY: We have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N23 National Secondary Road is not yet complete. When this report is finalized, the NRA will allocate funding to areas identified in this report

Cllr. D. Healy Rae said that the answer they received from the NRA was very general. He asked that this area be re-examined.

26. Cllr. D. Healy Rae: To ask Kerry County Council to progress a traffic management plan for Killarney Town.

REPLY: The Killarney Urban Master plan which was adopted in 2004 included a traffic management plan for the town of Killarney. This plan included the provision of a number of new relief roads in the urban area. The provision of the new N22 bypass formed part of this plan also. These proposals are included in the Town Development Plan 2009-2015. This request will be considered, when we are developing the Directorate's work programme for 2015, having regard to available resources and the priorities of Council

Cllr. D Healy Rae stated that traffic congestion is an issue in Killarney, especially in the evenings. There are long tail backs at Ballydowney in the evenings and also at Madams Hill and Cleeney. The Jarveys should be allowed go inside the wall of the National park this would help the flow of traffic .

Cllr. N. Kelleher supported the notice of motion and said that a modernisation of the town traffic plan is needed and alternative proposals must be considered.

27. Cllr. J.J. Culloty: That Kerry County Council put a pedestrian crossing opposite the Abbey Gate entrance to the National Park in Muckross, as large numbers of people, mainly tourists, cross this busy road, at this point.

REPLY: A Pedestrian survey will be carried out at the at the Abbey Gate entrance to the National Park on the N71, Muckross to determine the requirement for a pedestrian crossing at this location. Based on the results of this survey an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. J. J. Culloty said that this was a busy section of road and used a lot by tourists. He asked that a traffic survey be carried out.

Mr. D. Doyle referred to the reply and said that a pedestrian survey will be carried out and based on the results an application will be made to the Regional Roads Safety officer under the Low Cost Safety Improvement scheme for funding for this work.

Cllr. M. Gleeson SECONDED the notice of motion and said that when carrying out the survey it is important to consider the time of day and time of year it is carried out, this would impact on the result.

28. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Adriville, Scartaglen, to highlight the direction to Dirreen.

REPLY: A finger post directional sign can be erected at the Adriville Junction, Scartaglin, on the R-577. The cost of the works would be €750 and would be suitable for funding through a County Councillors Allocation

Cllr. J. J. Culloty acknowledged this reply.

29. Cllr. J.J. Culloty: That this Council repair the lags on the road from Rosaneen to Castleisland Cross, in Currow.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. J. J. Culloty asked that the lags be repaired as waiting for the roads programme will be too late for this road.

Cllr. B. Cronin moved notice of motion No. 37 at this stage.

37. Cllr. B. Cronin: To request immediate repairs to the dangerous lags on the road from Castleisland Cross to Rossanean Cross.

REPLY: This roadway the L-2033, Coolick to Rossanean, requires resurfacing works; however there is no funding currently available to carry out this work. The roadway can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile, a number of the bad lags along the roadway will be maintained as far as funds allow.

Cllr. B Cronin said that that lags must be repaired as they are causing hazardous conditions for drivers at present. It is also a big issue for agricultural machinery which may be at risk of overturning due to these lags.

30. Cllr. J.J. Culloty: That this Council erect a “Directional Finger” sign at Main Street, Castleisland to highlight the direction to Scartaglen.

REPLY: The directional signage at this location has been erected in accordance with the Department of Transport Policy, namely the Traffic Signs Manual, with both Mallow as the terminal and Ballydesmond as the significant destination along the R577 being signed. The erection of additional fingerpost signage at this junction would be in contravention with the national policy and therefore cannot be facilitated.

Cllr. J.J. Culloty asked if the erection of such a sign could be facilitated.

Cllr. D. Healy Rae SECONDED the notice of motion and asked that finger post signage for Scartaglin be provided.

Mr. D. Doyle said he would re-examine this matter

31. Cllr. J.J. Culloty: That this Council repair the footpath on Ross Road Killarney.

REPLY: There is no funding currently available for this work. However, sections of this footpath which are in a very poor state will be repaired over the coming months. A similar motion was discussed at the last municipal meeting.

Cllr. J.J. Culloty welcomed this reply

Cllr. B Cronin SECONDED the notice of motion.

Cllr. J. Sheehan supported the notice of motion.

32. Cllr. J.J. Culloty: That this Council extend the road markings at Raheen School, in Headford, as there is a dip on the road at the entrance to the school, and the present road marking are not effective.

REPLY: The cost of extending the road marking outside Raheen National School in Headford would be €1,800 and would be suitable for funding through a County Councillor’s allocation.

33. Cllr. J.J. Culloty: That this Council erect a mirror opposite the exit from the National Park onto the Ross Road. This simple measure would be of huge benefit to Jarveys exiting the National Park at this junction.

REPLY: The National Park entrance onto Ross Road is a private road. Kerry County Council do not provide mirrors to improve sight lines at junctions. Adequate sightlines can only be provided by setting back the boundaries to achieve sight distances

34. Cllr. J.J. Culloty: That this Council repair the section of wall which is in very poor condition, at the Old Killeentierna Cemetery, and also to lay a water connection from St. Michaels Cemetery to the old Killeentierna Cemetery.

REPLY: The Council will commence repairs to this section of wall in the next week and will also provide a water connection to Old Killeentierna Cemetery

Cllr. B Cronin SECONDED the notice of motion.

35. Cllr. B. Cronin: To request that urgent repairs be undertaken to the dangerous lag on the road between the Glen Cross Junction, Faha and the Dromkerry Junction on the Fossa/Miltown road.

REPLY: This section of the R-563 roadway at Dromkerry and Kilclogherane Faha, can be considered for inclusion in the Restoration Maintenance programme for 2015.

Cllr. B. Cronin said that there is a dangerous depression on the west side of the Dromkerry Junction and asked that this be repaired.

36. Cllr. B. Cronin: To request the provision of two solar powered speed indicator signs at Knockasarnett, Killarney.

REPLY: cost of providing two solar powered speed indicators at Knockasartnett , would be €8,000. This will be suitable for funding through a County Councillor's Allocation.

Cllr. B. Cronin thanked Mr. D. Doyle and his staff for meeting with the residents.

Notice of Motion No. 37 was moved in conjunction with Notice of Motion No. 29.

38. Cllr. B. Cronin: What is the update on the design of the pedestrian crossing and road safety measures in Furies village.

REPLY: Speed surveys have been carried out on this section of road last week. Designs are currently being prepared by the Road Design Office.

Cllr. B. Cronin asked what the timeframe for the completion of the designs is.

Mr. D Doyle said that it is considered that traffic calming would be more beneficial at this location

Cllr. B. Cronin said that the residents of Firies Drive, Firies close and Mountain Range are looking for a pedestrian crossing to be provided near Firies Close. This matter was outlined by the residents when deputations were received at previous meetings of the Killarney Electoral Area Committee.

39. Cllr. B. Cronin: To ask that persistent flooding problems on the road adjacent to the saw mill in Anablaha be resolved, can the culvert crossing the public road be checked for damage or blockage etc.

REPLY: Kerry County Council is currently investigating flooding issues at the culvert at the Saw Mill in Annablaha.

Cllr. B Cronin asked that Ms. B. Mulryan would advise him of the outcome of the investigation.

40. Cllr. B. Cronin: To request the Roads Dept. to examine why there are re-occurring lags and depressions on the National Primary road at Knockaderry and into Farranfore Village. What can be done to resolve this problem on a very busy national route?

REPLY: This location on the N22 National Primary Road will be submitted to the National Roads Authority for consideration of the provision of Supplementary Maintenance funding. This is a new scheme being introduced by the NRA whereby Local Authorities can request additional maintenance funding to deal with specific issues that would not be feasible from a financial perspective under the annual Ordinary Maintenance allocation.

Cllr. B. Cronin said that over 10,000 vehicles per day are using this road therefore this problem must be resolved.

Cllr. N. Kelleher said it was not acceptable for the NRA to leave a very busy national route in this condition.

(c) Questions

1. Cllr. N. Kelleher: Can the storm drainage pipes in Rathmore, Barraduff and Gneeveguilla be cleaned of debris and silt.

REPLY: The surface water gullies will be cleaned out in Rathmore , Barraduff and Gneevegullia this week

Cllr. N. Kelleher welcomed this response

2. Cllr. N. Kelleher: Can Kerry County Council provide an update on the acquisition of land for an extension to the graveyard in Gneeveguilla.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

Cllr. N. Kelleher asked if discussions have taken place with landowners.

Mr. D. Doyle said discussions have taken place at a local level on the acquisition of a suitable site for an extension to the burial ground.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to take the estate Pairc Coimin in Kilcummin in charge by Kerry County Council.

REPLY: No Taking in Charge application has been received from the Developer or over half of the house owners for this Estate. In addition, there are works to be completed before Pairc Cuimin could be recommended for taking in charge. The Housing Estates Unit made a claim for €119,406 on the bond before it expired on 6th January 2014. To date this claim has not been paid by the bondsman.

Cllr. D. Healy Rae asked that this matter be pursued.

4. Cllr. M. Gleeson: Is a District Heating project for Killarney being progressed? Such a project would, on completion, be very appropriate to the town where potentially large users are in such close proximity.

REPLY: At present the current resources of the Council are directed to the development of a district heating project for Tralee. The process is extremely complex and these projects are expensive to develop and it is not possible to commit resources to the development of two projects. There are numerous issues to be resolved including National policy in relation to ownership of the heat generation and distribution network and also the financing options. Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Cllr. M. Gleeson asked if there is any realistic opportunity of the district heating system being progressed in view of the great enthusiasm shown at a public meeting and also the benefit to the economy and business in Killarney.

Mr. J. Been said Kerry County Council are currently dealing with the SEAI, the Department of Communications, Energy and Natural Resources and the Department of the Environment in relation to progressing the project.

Mr. J. J. Culloty said that in his opinion the layout of the town of Killarney is not conducive to the development of a district heating system.

Cllr. D. Grady said he had a different view on this matter and would consider Killarney to be an ideal location.

Cllr. J. Sheehan asked if a suitable site has been chosen as residents in that locality should be consulted.

Cllr. M. Gleeson said that the Sports and Leisure Centre in the Town would benefit hugely from this project. Killarney is a very compact town and this project should be actively pursued.

5. Cllr. M. Gleeson: Has the NRA agreed to the provision of a Safety Barrier at Ardaneanig on the N22 as previously [3 occasions] requested?

REPLY: Kerry County Council have been informed by the National Roads Authority that the requirement for additional safety barriers on the national road network will be assessed through the NRA's new Road Safety Inspection procedure that was introduced by the NRA to comply with the EU Directive on Road Infrastructure Safety Management. A report in relation to the N72 National Secondary Road is complete. We are awaiting the NRA to allocate funding to carry out this work.

Mr D. Doyle undertook to raise this matter with the NRA.

6. Cllr. M. Gleeson: When is it intended to commence construction of the disability friendly access roadway from Rock Road to Killarney Library? It was scheduled for completion in the first half of 2014 and is very much needed.

REPLY: A plan for the provision of a disability access road has been prepared. These works did not proceed as works to High Street Junction were ongoing during the summer months.

Cllr. M. Gleeson said that he had been given a commitment that this work would be completed in May 2014 and asked that it be done in the immediate future.

Mr. J. Breen said that it is intended that this work will be carried out early in 2015.

7. Cllr. M. Gleeson: Does the Council have the finance necessary to eliminate the dangerous depression on the left hand side northbound on the L3011- 40 in the townlands of Knockmanagh /Knocknahoe?

REPLY: Work will be carried out to eliminate the depression on the L-3011, at the townlands of Knockmanagh and Knocknahoe.

Cllr. M. Gleeson welcomed the reply.

8. Cllr. M. Gleeson: Have the seemingly endless interactions between various parties in relation to Mountain View Estate, Kilcummin, reached a stage that will allow the works necessary for the completion of the Estate to be undertaken?

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised

“All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible.

I will follow up with Solicitor and revert to you under separate cover.”

The receiver has not been in contact since.

The Housing Estates Unit sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

Cllr. M Gleeson asked if there is any reasonable prospect of the works in this estate being carried out in the near future in view of the ongoing frustration of the residents and the endless interactions between various parties.

Cllr. B Cronin asked if any indication has been received as to when this matter will be finalised.

Mr. D Murphy said that the Housing Estates Unit sought the up to date position from the receiver on 30th October 2014. No reply has been received to date.

Cllr. B Cronin moved Question No. 26 at this stage.

Question 26. Cllr. B. Cronin: What is the current situation regarding the bond in Mountain View, Kilcummin.

REPLY: On 8th September 2014, Tom Doheny of Deloitte and Touche (receiver of certain assets) advised “All Specification Documentation providing details for the replacement of the Sewerage Treatment Unit have been provided to the Banks Solicitor and should be with the Council shortly. The Bank is incurring costs on this legal work so commitment to the process is visible. I will follow up with Solicitor and revert to you under separate cover.” The receiver has not been in contact since.

We sought up to date position from the receiver on 30th October 2014. To date we have not received a reply.

9. Cllr. M. Gleeson: Has there been any progress in the matter of purchasing land to facilitate off- road parking adjacent to Gneeveguilla Church and

Funeral Home? The prevailing situation is chaotic and dangerous.

REPLY: No progress has been made to date on finalising the purchase of this land. Contact has been made with the landowner and a proposal to purchase has been forwarded to him for his consideration. I will follow up with this landowner next week.

Cllr. M. Gleeson welcomed the reply

10. Cllr. J. Sheahan: That Kerry County Council contact Bus Eireann to erect a bus shelter for its customers at the bus stop on Rock Rd. adjacent to St. Columbanus' Home, Killarney.

REPLY: A Bus Eireann bus shelter is due to be erected shortly, at the Rock Road bus stop, adjacent to St. Columbanus' Home, Killarney.

Cllr. J. Sheahan welcomed this reply and said that the residents will be relieved to hear this.

Cllrs. D Healy Rae and D Grady said that they too had raised this matter at previous meetings and welcomed the reply.

Question No. 11 was moved in conjunction with Notice of motion No. 1

12. Cllr. J. Sheahan: That Kerry County Council investigate the dangerous situation that exists for pedestrians in the vicinity of Kate Kearney's, at the Gap of Dunloe.

REPLY: This area is in the South and West Municipal District. It has been referred to S.E.E. for The South and West Municipal District for attention.

Mr. G O'Brien said that no formal response will issue to this notice of motion. The request has been forwarded to Mr. B Hickey EE South and West Kerry Municipal District.

13. Cllr. J. Sheahan: That Kerry County Council commence repairs on the treacherous lags on the N72 at Calfmount, Headford, Killarney.

REPLY: Repair works were carried out last week on the Lags on the N72 at Calfmount, Headford, Killarney.

Cllr. J. Sheahan welcomed the reply.

14. Cllr. J. Sheahan: That Kerry County Council repair the Pelican Lights at the pedestrian crossing near Bellview Woods, Ballydowney, Killarney.

REPLY: These lights are now repaired.

Cllr. J. Sheahan welcomed the reply

15. Cllr. J. Sheahan: That Kerry County Council Housing Dept. proceed with the footpath from no. 14 to no. 18 at Gleann Rua Estate, Rathmore.

REPLY: Works will be completed by the end of next week.

Cllr. J. Sheahan welcomed the reply.

16. Cllr. J. Sheahan: That Kerry County Council Housing Department. proceed with the extension for this family who have had to live in very cramped conditions for a number of years. (details with directorate)

REPLY: This family unit consists of 2 adults and 4 children ranging in ages between 11yrs and 18 yrs and reside in a 3 bedroomed Semi-Detached two Storey property. This family has applied for a bedroom extension on the grounds of overcrowding. While funding has been made available by the Department in 2014, it is targeted at works, including extension works, required to address disability issues. Kerry County Council does not have funds available to progress this particular application further this year. It will review the situation in 2015, in respect of this and other applications, when the 2015 allocation is notified by the Department of Environment.

17. Cllr. D. Healy Rae: To ask Kerry County Council what progress has been made with the request by the residents of Foiladonn, Clonkeen to raise the road going out to the Loo Bridge/Kilgarvan road to avoid being marooned when the River Flesk floods.

REPLY: There is no funding currently available to carry out works on this road. It can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016

Cllr. D. Healy Rae suggested that the land owners be contacted with regard to cleaning out of the river and the cutting down of the trees along the river.

Mr. D Doyle said that this option would be considered.

18. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the Ballinvarrig Road so that it can be resurfaced as soon as possible.

REPLY: There is no funding currently available to carry out resurfacing works on the L-7003, Ballinvarrig, Furies, however it can be considered for inclusion in the next restoration Improvement Roads programme, which is due for review in 2016. Meanwhile maintenance works will be carried out as far as funds allow.

19. Cllr. D. Healy Rae: To ask Kerry County Council to provide safety measures on the road at the Park Turn at Tir na Boul, Killarney.

REPLY: There is no funding available at present for this work. However there is a special development levy available for the provision of a widened road margin and lining on the L-3010 and at the junction of the L-3010/L-11068 and development access. These works will be carried out before the end of the year.

Cllr. D. Healy Rae asked that speed reduction measures be considered for this location.

20. Cllr. D. Healy Rae: To ask Kerry County Council to prioritize the road from the Garden Centre at the Gearha, Farranfore to Currans as it is in a desperate state.

REPLY: There is €122,850 due under the Restoration Improvement Programme in 2016 to carry out Road Restoration Works on the L-7001. Works will be carried out on the Western side of the N22 at Inchinveema and on the eastern side of the N22 at Meanus.

Cllr. D. Healy Rae welcomed this reply.

21. Cllr. D. Healy Rae: What progress has been made towards providing extra graveyard and car parking space in Gneeveguilla Village.

REPLY: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. There is ample space for the coming years in the existing cemetery, which is located in the Church grounds and is owned by the Diocese of St Brendan / Kerry.

22. Cllr. J.J. Culloty: When is it envisaged that the work to rectify the culvert at Tullig, Castleisland, adjacent to Walsh's Garage, will begin?

REPLY: The Council were notified, on the 24th September 2014, of a funding allocation of €144,000, from the OPW, for minor flood mitigation works at Kilbannivaneane and Tullig. The offer was conditional on the Council satisfying the OPW that it would (a) have the funding drawn down by the 31st March 2015, (b) compliance with appropriate public sector procurement procedures and Health & Safety legislation, (c) obtaining all necessary consents or permissions including consent under Section 50 of the Arterial Drainage Act, 1995; NPWS and landowners, and (d) satisfying the OPW that the proposed works will not have a significant negative effect of flood risk elsewhere.

Having regard to our statutory obligations and the requirements for corporate governance, the Council is now examining the proposals to ensure that the works will not have a significant effect of flood risk elsewhere and arranging for the necessary consents from the relevant statutory bodies, following which we will then need to negotiate with affected landowners. Given that the works to be completed by the 31st March 2014, of critical concern is getting a

derogation from the Fisheries Authority, as the works will need to be undertaken during the fish spawning season.

We will advise the members of the proposed construction date, at Municipal District level, when the above issues have been fully addressed.

Cllr. J. J. Culloty said that this was major issue for the residents. One resident left the water go through his driveway in order to alleviate the problem and is not prepared to do this again so the water will have to go on to the road. It is imperative that works are carried out as soon as possible.

Cllr. D. Grady said that the provision of a culvert would help to resolve the problem

Cllr. D. Healy Rae said that the problem is at the top of Gleannsharoon, the stream was cleaned out previously in 2009 and no flooding occurred for the following four years.

Mr. P Neary said that it is necessary to be careful not to force more water into the Gleannsharoon River. He undertook to revert to the Office of Public Works to advise them of the issues raised by the members. It was agreed to note the following report on Flood Relief works at Tullig, Castleisland which was circulated by Mr. P Neary.

Flood Relief works at Tullig, Castleisland. - November 2014

In October 2014 Kerry County Council received funding from the OPW for Flood mitigation works for the Tullig area of Castleisland.

The funding was €144,000 and included the following works;

4.0	Proposed Measures		
4.1	(a)	Raising of retaining wall, raising of outfall invert level and selected removal of gravel build-up	Estimated cost - € 3,000
	(b)	Culvert replacement at Tullig	Estimated cost - € 60,000
	(c)	Storm Water drainage pipe at Kilbannivane	Estimated cost - € 70,000

Please refer to drawing.

The funding did not include for clearing vegetation along the streams as the OPW indicated that this was the responsibility of the OPW

The funding was subject to the following conditions;

- **Condition 1:** the offer is valid for the period up to the 31st March 2015 and all funding must be drawn down by this date.

- **Condition 2:** All works must comply with the required procurement and Health & Safety legislation.
- **Condition 3:** Section 50 of the Arterial Drainage Act 1945, NPWS and land owner approvals to be sought.
- **Condition 4:** the council must satisfy that the proposed works will not have a significant negative effect of flood risk elsewhere.

Prior to the commencement of any works Kerry County Council must confirm to the OPW that they accept these funding conditions.

In regard to **Condition 1**, Kerry County council met with the fisheries and their observation was.

'A major part of this project would involve instream works on the Glansheroon and on the Tullig Stream which if undertaken during the winter period would significantly impact on salmon and trout spawning in both these waters. IFI could not agree to such works during this period as they are contrary to Fisheries Legislation and good environmental practices for protection of spawning and juvenile fish. In addition if such works were permitted this would seriously compromise IFI's position with the many landowners in the catchment who have committed not entering watercourses during the period 1st October to 1st May'.

It was therefore impossible to have the works carried out and the funding drawn down by the 31st March 2015. Kerry County Council subsequently contacted the OPW and they extended the date until October 2015.

In regard to **Condition 3**, a Section 50 application is currently being prepared and it is likely that a Section 50 decision will issue in February / March 2015.

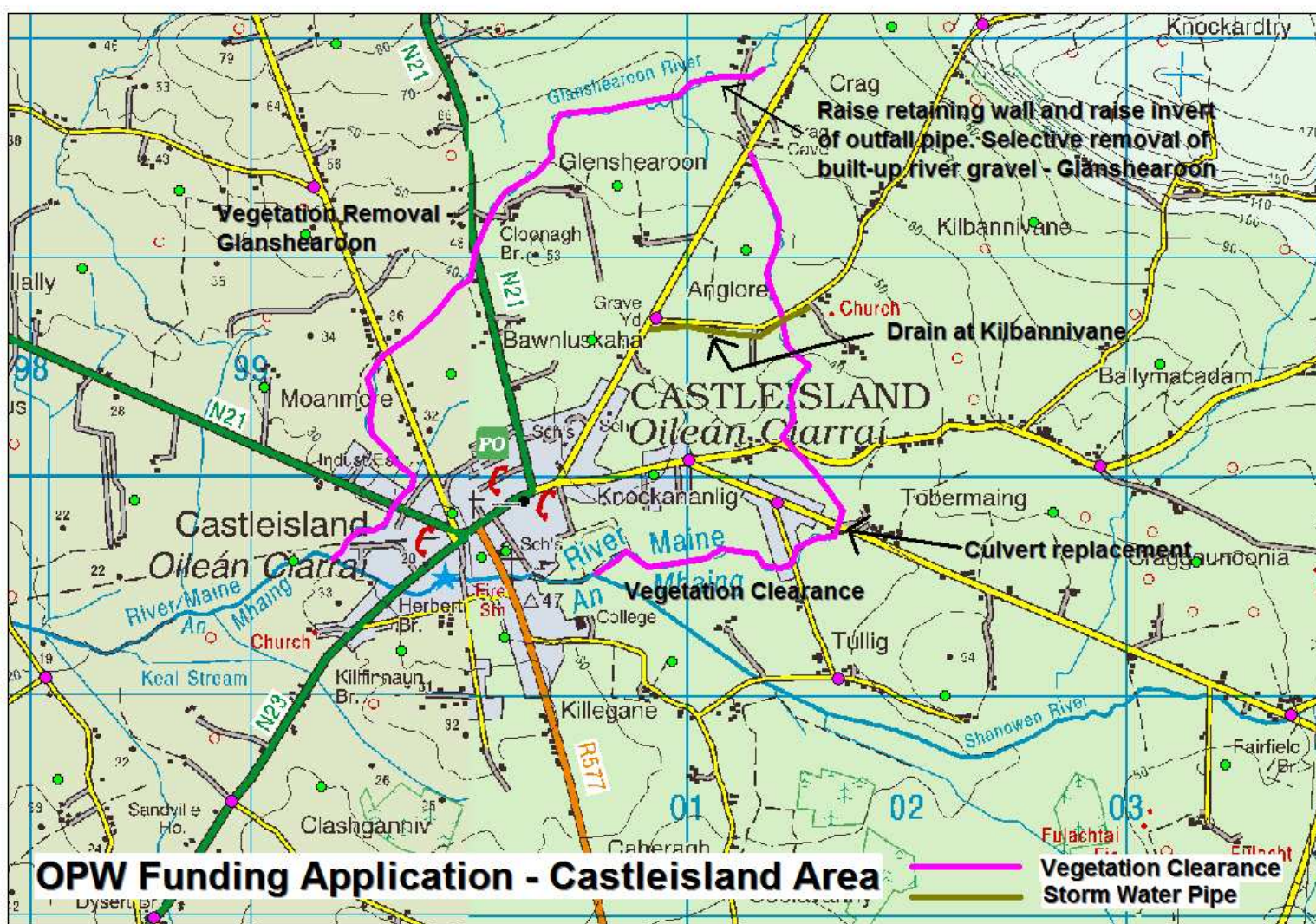
Condition 4 is the most problematic, as by accepting this condition Kerry County Council may be liable for compensation claims for future flooding problems in this area. Malachy Walsh and Partners were requested to carry out an initial assessment of the proposed works and advise Kerry County Council on whether these works would have a potential to cause flooding issues in other areas of the catments. MWP do not envisage any issues with the replacement of the culvert at tullig. However in regard to raising the weir on the Glanshearoon stream they had the following comments;

'Increasing the weir height will increase the flow in the Glanshearoon River. There is no circumstance in which this can lead to an improvement in conditions downstream. The only issue is the degree to which it can make the situation worse'.

Therefore the next stage is to carry out a study of the negative flooding impacts that raising the weir will have on the downstream catchment of the Glanshearoon. Malachy Walsh and Partners have quoted €10,000.00 plus VAT to carry out such a study.

Finally Kerry County Council intend to progress this project as outlined hereunder;

- Carry out the pipeworks adjacent to the Graveyard as soon as possible.
- Seek Landowner and Section 50 approval for the culvert at Tullig
- Subsequent to the required approvals, replace the culvert at Tullig in May 2015.
- Seek further funding from the OPW for carrying out a study on the glanshearoon and the impacts that raising the weir will have.



23. Cllr. J.J. Culloty: Can bollards be fitted on the footpath, opposite the step outs, of the dwarf walls on the Port Road?

REPLY: Bollards will be fitted at the step outs of the dwarf walls on the Port Road before the end of the year.

Cllr. J. J. Culloty welcomed the reply.

24. Cllr. B. Cronin: To ask for an upgrade of the public lights from the entrance to Woodlawn Park to the entrance to Ashgrove on Woodlawn Road as the light quality is very poor and unsafe.

REPLY: Kerry County Council does not currently have adequate funding for this request. An ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

Cllr. B. Cronin said that sections of this road are in complete darkness at night. It is a residential area and the road is used by pedestrians at night time. He asked that the lighting be improved as there is very poor visibility.

Mr. D. Doyle said that a number of the damaged lights will be replaced. As stated in the reply an ESCO contract to replace all public lights in the county with LED lights is being prepared. It is hoped that this contract will be tendered by early 2015.

25. Cllr. B. Cronin: What is the current situation regarding the bond in Greenfield's Furies.

REPLY: Law Agents wrote to the bondsman on 24th July 2014 advising that they had not priced the agreed (with KCC) scope of works which they were to do. Also they were advised that certification costs for the work they would undertake had to be included. This was in response to the bondsman letter of 1st July 2014 where they indicated that they may make an increased offer. To date, Law Agents have not received a reply to this letter.

Cllr. B. Cronin said that this is going on nearly 4 years and asked is there any conclusion on this matter.

Mr. D. Murphy referred to the response and said that no response has been received to the letter from Law Agents to the Bondsman on 24th July 2014.

Question No. 26 was moved in conjunction with Question No. 8

27. Cllr. B. Cronin: To request the Roads Department to ensure that the roadside hedge on the left from Finnegan's cross towards Coolick is cut back as these are particularly bad in parts and are scraping vehicles and a danger to pedestrians.

REPLY: Kerry County council have issued final Hedge cutting notices to the landowners concerned on the L-2033 from Finnegan's Cross towards Coolick.

Cllr. B. Cronin said that he had raised this matter previously and asked that the Roads Enforcement Office would prioritise this location for investigation as vehicles are being damaged.

28. Cllr. B. Cronin: When will Kerry County Council progress the taking in charge of estates who have applied with some time and what is the position with the application made by Cuil An Bharrig in Furies.

REPLY: Kerry County Council refer any housing estates it is considering for taking in charge to Irish Water (established 1st January 2014) who are to assess the water infrastructure (watermains and associated fittings, foul sewers, foul pumping stations, communal waste water treatment units, communal water treatment units etc) as the water infrastructure, if taken in charge, becomes the responsibility of Irish Water.

To date, Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration including Cul an Bharraigh in Furies.

Specifically in relation to Cul an Bharraigh, Irish Water wrote on 9th September 2014:

"I acknowledge the receipt of your correspondence relating to the above dated 22nd August 2014. Irish Water is not in a position to review specific submissions relating to Taking in Charge at this juncture, nor has agreement been finalised with DECLG in respect of Taking in Charge process. Subject to resolution of the above, submissions will be retained on file and no inference in regards to suitability or otherwise of infrastructure on the part of Irish Water shall be inferred."

Because of the above, no housing estates have been recommended to be Taken in Charge in 2014 to date.

Cllr. B. Cronin asked if a time frame for the taking in charge of estates is available.

Mr. J. Breen said that Irish Water have not issued their policy or procedure re the taking in charge of water infrastructure in housing estates. Kerry County Council has forwarded documents and drawings of a number of housing estates being considered for taking in charge to Irish Water for their consideration. This matter will be raised at a meeting with Irish Water which is due to be held in the coming week.

Any Other Business

Road near Glenflesk

Cllr. D Healy Rae referred to a recent fatal traffic accident which occurred near the village of Glenflesk and asked that the camber of the road at this location be examined and that the erection of a safety barrier be considered. Cllr. M Gleeson supported Cllr. Healy on this matter.

Manhole covers in Farranfore

Cllr. D Healy Rae asked that manhole covers in Farranfore be examined. Ms. B Mulryan undertook to investigate this matter.

14.11.12.09 Water Services Directorate

It was agreed to note the following report which was circulated.

Irish Water Capital Investment Programme 2017-2016

Irish Water Capital Investment Programme 2017-2016 was launched in May. A total of 8 wastewater Schemes (total value of €10.7 million) and 7 Water schemes (total value of €3.5 million) in Kerry are included in the IW Capital Investment Programme. The schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
Tionscnamh Project	Stádas Status		
Mains Rehabilitation Projects	Description	Value	Status
	County Direct Labour	€ 2,649,776	Pipelaying ongoing by Direct Labour - approximately 85% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is complete.
	Water treatment Plant - DBO	€ 22,500,000	Updating Tender documents to align with Irish water procurement requirements. Due diligence being carried out on all aspects of the design to-date. Progress to Tender stage with a view to commencing construction by the end of the current CIP

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
Tionscnamh Project	Stádas Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water is to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on key issues to be addressed.

In water, priority will be given to schemes on a Boil Water Notice (BWN), on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In wastewater, priority will be given to towns (agglomerations) with an ECJ Ruling and on meeting the EPA Discharge License requirements.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
Castleisland SS - Church Street bridge	Sewer pipe fixed across archway / eye of Bridge - may cause river to 'back up' and flood	€ 45,000	Requested
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1,500m of the 200mm diameter PVC Trunk Main	€ 300,000	Requested
Rathmore WWTP	Upgrade Trickling Filter	€ 8,500	Approved
Rathmore WWTP	Install emergency overflow to River	€ 6,200	Requested
Shrone WSS – 'Raw' Water Main	Lay main from Lake to WTP	€ 160,000	Requested
Total		€607,700	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €906,600 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2014. This includes grants of €625,100 for Group Water Supply Schemes and €281,500 for Group Sewerage Schemes.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers' Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes. Pending the publication of this protocol, all Takeover applications are 'on hold'.

Group Sewerage Schemes

General Background

The DOECLG Grant for any proposed Group Sewerage Schemes (GSSs) was increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. The members of a proposed group scheme must contribute the balance of the initial capital / construction costs. It is also necessary that each GSS and Irish Water agree, in advance of the Scheme's construction, that Irish Water will take over that scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining the consent of IW.

Tullig Group Sewerage Scheme, Castleisland

The proposed Group Sewerage Scheme, for which a Grant of €187,500 was made available and which would include the Tullig Road (as far as the River Maine) and a 350m length along the Cordal Road, and which would serve a total of 43 houses, will not now go ahead in 2014. A spokesperson has written to the Council to express the locals' disappointment at the dropping of the proposed public sewer extension from the Government's programme in the mid 2000s, and also setting out their intention to work with public representatives towards the development of the public scheme for this area.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council calls on Uisce Éireann, as a matter of absolute urgency, to allocate the money necessary for the development of a public sewerage scheme in Kilcummin Village and that we further ask that the sewer would be connected to the public sewer in Killarney.

Reply: This is a matter for Resolution by the elected Members. Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. M. Gleeson said that resolutions concerning the construction of a sewerage scheme in Kilcummin have been passed on numerous previous occasions

Mr. C. Mangan said that Irish Water has not given a time frame for the commencement of this project. It is a matter for Irish Water to appoint consultants directly and Kerry County Council has not yet been informed of when the appointment will be made. Irish Water is prioritising those existing Schemes for which Licenses have recently

been issued by the EPA, and attached to these Licences there are onerous conditions relating to the carrying out of necessary improvement works. Kilcummin is not included on this list, simply because as it does not have a sewerage scheme.

2. Cllr. D. Healy Rae: That we the members of the Killarney Municipal Area highlight to Irish Water that the proposed increase per litre is too much for commercial customers and farmers to bear on top of all the other charges facing them.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae said that the proposed increase per litre for water for commercial customers and farmers will potentially double the amount that they will have to pay.

Cllr. J.J. Culloty SECONDED the proposal and it was unanimously agreed that the resolution be forwarded to Irish Water for consideration.

Mr. C. Mangan said that water charges are currently being reviewed by Irish Water and an announcement on the outcome of that review is expected in the short term.

3. Cllr. D. Healy Rae: To alert people in rural areas who have their own water supply not to fill out the Irish water application forms, if they do this Government will find some way to charge them too.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Healy Rae asked for the support of the members and said that in his opinion householders who do not have a public water or sewerage connection should not return the application form to Irish Water.

Cllr Cronin disagreed and said that he would recommend that the householder indicate their use of a private well and septic tank on the form and return it to Irish Water as failure to return the form may result in the matter being passed on to the Revenue Commissioners for investigation.

Cathaoirleach Cllr. J.J. Culloty SECONDED Cllr. Cronin's proposal.

Cllr. D. Healy Rae said that opinions vary on this matter.

4. Cllr. B. Cronin: That we the members of the Killarney Municipal Area call on Irish Water to change their billing system and introduce a payment structure where water charges are introduced over a 5 year period, whereby customers would pay 25% in year 1, 35% in year 2, 50% in year 3, 75% in year 4 and the full billing in year 5. While it is accepted that Irish Water does not have public popularity the introduction of a system as outlined would ease the burden on homeowners and allow the public time to adapt to this new charge.

REPLY: This is a matter for Resolution by the elected Members

It was agreed that this resolution would be forwarded to Irish Water for consideration.

(c) Questions

1. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to upgrade the water mains in Iron Mills, Clohane, Brewsterfield and Knockanes?

REPLY: It is unlikely that the €350,000 will be made available by Irish Water in the near future to lay 4,500m of 100mm uPVC water main which would replace the old, inadequate and burst-prone 50mm water pipe at Headford.

Customers (70No. and a school) on the high ground in this East Kerry district can experience low pressure and interruptions to the water supply during periods of high demand or when a break occurs anywhere in the wider district. The area is currently served through a 50mm pipe from the west, which is supplied by Glenflesk reservoir on the Central Regional Scheme. The replacement of the main would significantly improve the service and would also allow flexibility in serving the area from the newly upgraded Barraduff and Shrone WSSs to the east.

Cllr. M. Gleeson said that he hoped that this work would be carried out during his lifetime.

2. Cllr. D. Healy Rae: To ask Kerry County Council has any response been received from Irish Water to the request for funding to replace the problematic water pipe at Clonlara and Bushmont, Fries.

REPLY: Irish Water has sought some technical clarifications on the application and these have been submitted by the Council. Much of the circa 2.2km length of 50mm Class C PVC water main from Bushmont to Graffeens to Cloonlara was laid as part of a Group scheme in the late 1970s. The replacement of this pipe, which is provisionally estimated at €200,000, would be beneficial.

3. Cllr. J. Sheahan: To ask Kerry County Council Water Services and Irish Water if they are able to find and repair the leak at Port Rd., Killarney. (details with directorate)

REPLY: This has been repaired.

Cllr. J. Sheahan welcomed the reply

4. Cllr. J. J. Culloty: Has a decision been made regarding the options for the sewage treatment plant for Kilcummin? And if not, when can we expect to

have a decision on this long running saga?

REPLY: Irish Water has requested an independent review of all options for this Scheme to determine the best solution. Kerry County Council has submitted a brief to Irish Water for the appointment of consultants to carry out this work. It is a matter for Irish Water to appoint these consultants directly but KCC has not yet been informed of when the appointment will be made.

Cllr. J. J. Culloty welcomed the reply

5. Cllr. B. Cronin: Have Irish Water sanctioned funding for mains pipe renewal for Aglish to Flynn's Forge.

REPLY: Sanction has not been received for works of value €300,000 for the replacement of 1,500m of 200mm diameter watermain at Aglish to Forge Cross, an application for which the Council has made to IW

Cllr. B. Cronin said that it is important this water main is replaced.

Any Other Business.

Cllr. B Cronin said that he had been made aware that there were four leaks on the water main on the road from the junction at Faha national school towards Keel, Faha. It is the opinion of local residents that the damage is being caused by a heavy vehicle travelling regularly on the road.

14.11.12.10. Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business.

(a) Notices of Motion

1. Cllr. D. Grady: I wish to commend the OPW on the works being carried out on Killarney House and surrounding gardens. I would like to ask the OPW if they have provided for car parking within their grounds and also seek assurance from them that the privacy and safety of adjoining residents onto the grounds of Killarney House has been catered for.

REPLY: This is a matter for Resolution by the elected Members

Cllr. D. Grady said that he would appreciate if car parking could be provided within the grounds.

It was agreed that the resolution be forwarded to the OPW.

2. Cllr. D. Grady: That we the members of Killarney Municipal Authority supports The Carers Association in their call to the Minister for Social Protection to amend the Social Welfare Bill to make provision for the restoration of the Respite Care Grant.

REPLY: This is a matter for Resolution by the elected Members.

Cllr. D. Grady asked if this request could also be forwarded to all Local Authorities.

(c) Questions

1. Cllr. M. Gleeson: Has the long awaited transfer to the Council of Áras Phádraig property taken place and if so what are the immediate plans for its upgrading?

REPLY: The transfer has not yet been fully finalised. There are still some legal matters to be resolved. The upgrading of the facility will be fully and wholly dependant on attracting State funding to support the provision of a theatre for Killarney at this venue.

Cllr. M. Gleeson asked that some assurance be given that an agreement will be reached.

2. Cllr. D. Grady: Why are we not getting a follow up on all our Motions from the last meeting?

REPLY: All notice of motions are followed up on after all meetings, Please identify any Notices of motion wherein they have not been followed up and we will endeavour to provide a comprehensive response.

Cllr. D Grady said that this question concerned resolutions which have been referred to other bodies, i.e. the National Roads Authority (NRA) and no reply is received at the following meeting.

Mr. G O'Brien said that following meetings of the Full Council and Municipal District members a substantial amount of correspondence issues to other bodies. Replies received are included on the list of correspondence circulated to the members at the following meeting.

Cllr. D Grady said that if a response is not received within two weeks a reminder letter should issue to the organisation concerned.

14.11.12.11 To consider a request for the reception of the following deputation:

(a) On the PROPOSAL of Cllr. N. Kelleher SECONDED by Cllr. B. Cronin it was agreed that a deputation from Rathmore Community Council concerning the Main Street Lighting, Footpaths, Pedestrian Crossings etc. would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. B. Cronin SECONDED by Cllr. N. Kelleher it was agreed that a deputation from the Residents of Listry concerning Listry Bridge would be received at a meeting of the Municipal District of Killarney.

14.11.12.12. Reception for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary.

Mr. G O'Brien suggested that this reception be held as part of the meeting, as this has worked successfully in other Municipal Districts

On the PROPOSAL of Cllr. D Grady SECONDED by Cllr. M Gleeson it was agreed that a reception would be held for the Killarney Branch of the Order of Malta in Killarney in recognition of their 75th anniversary at a meeting of the members of the Municipal District of Killarney.

14.11.12.13. To agree a date for the next Killarney Municipal District meeting

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Wednesday the 28th of January in the Town Hall Killarney commencing at 10.00am.

14.11.12.14 Correspondence

It was agreed to note the following item's of correspondence which were circulated.

1.	Letter dated 1 st October 2014 from NRA in relation to the installation of a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22.
2.	Letter dated 28 th October 2014 from Office of the Director General of the Health Service in relation to reinstating the second emergency ambulance which serves the Killarney Municipal District.
3.	Letter dated 29 th October 2014 from Iarnród Éireann Irish Rail in relation to additional carriages on the Kerry Train service on Fridays and in particular on Bank Holiday Weekends.
4.	Letter dated 30 th October 2014 from NRA in relation to the installation of a roundabout at Coolcaslaugh, Lissivigeen.
5.	Letter dated 30 th October 2014 from OPW in relation to the cleaning out of the river at Cragg, Co. Kerry.
6.	Email of 2 nd November 2014 from NPWS in relation to request for boundary wall on the National Park in Killarney

Cllr. N. Kelleher referred to item2 & 3 on the list and asked that a follow up letter would issue to the Health Service Executive (HSE) and Irish Rail.

14.11.12.16 Any other Business

Condition of N22 Glenflesk Road.

Cllr. D. Healy Rae said there have been a number of accidents on the N22 Glenflesk road. The Camber on this road needs to be accessed by the Roads

dept or the NRA as on this point it has been raised numerous times and the camber is not holding. He also suggested the extension of the safety barrier.

Cllr. M. Gleeson supports this as wants to see all that can be done in order to prevent any accidents occurring.

Joint Policing Committee in Killarney

Cllr. D. Grady PROPOSED that a Joint Policing Committee (JPC) be set up in Killarney.

Cllr. JJ. Culloty SECONDED the proposal.

Mr. J Breen said that there is provision for only one Joint Policing Committee in the county. However, if it is the view of the members that a JPC be considered for Killarney he will contact the Gardai with a view to discussing same.

Cllr. N. Kelleher said that Rathmore is not within the Killarney Jurisdiction.

Manhole Covers in Farranfore

Cllr. D. Healy Rae asked if the works on the manhole covers in Farranfore were carried out.

Ms. B. Mulryan said these works were not carried out yet.

Leaks at junction near Keel

Cllr. B. Cronin said that in Faha National School going towards Keel, in between this junction there was 4 leaks, this was fixed but another leak has come there again within the last month and getting progressively worse.

Mr. D. Doyle replacement

Cllr D. Healy Rae congratulated Mr. D Doyle on being appointed to the position of A/Senior Engineer and wished him well for the future. He asked when Mr. Doyle's replacement as Senior Executive Engineer for Killarney Municipal District, would be taking up duty.

Mr. J. Breen said that he anticipated that Mr. Doyle would be replaced within the coming week.

Meeting concluded at 15:30

Cathaoirleach of Killarney M. D.

Mr. G. O'Brien
Meetings Administrator