

These Minutes are edited for Data Protection purposes because in effect putting them on the Internet is publishing them. 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 16th JULY 2014.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAOGIN 16 IÚIL, 2014.

PRESENT/I LÁTHAIR

Councillors/Comhairleoirí

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. G MacNamara	A/Director, Roads & Transportation
Mr. D Doyle	SEE
Mr. C Mangan	SEE
Ms. B Mulryan	EE
Mr. B Mulhern	EE
Mr. K O'Malley	AO
Ms. L Breen	SO
Ms. S Broderick	SO Corporate Affairs

The meeting commenced at 10.00am.

Cathaoirleach JJ Culloty welcomed all present to the meeting and said that as Cathaoirleach he would conduct the meetings of the Municipal District of Killarney in a fair and reasonable manner and would welcome any suggestions from the members.

Meetings with Killarney Chamber of Commerce

The Cathaoirleach said that Killarney Town Council had always had a very good working relationship with Killarney Chamber of Tourism & Commerce and he hoped that this would continue with the Killarney Municipal District.

Mr. J Breen Delegated Executive for the MD of Killarney said that Killarney Town Council had met regularly and shared an agenda with Killarney Chamber of Tourism & Commerce. It would be beneficial for Killarney if such meetings were to continue but this is a decision to be made by the members.

Cllr. D Grady agreed that regular meetings between Killarney Chamber of Commerce and Killarney Municipal District should continue.

Ring of Kerry Cycle

The Cathaoirleach congratulated and thanked all involved in the recent Ring of Kerry cycle which was a great success.

4th July celebrations in Killarney

The Cathaoirleach referred to this 4th of July when Killarney hosted its first ever 4th of July celebrations and congratulated all involved in making this event a huge success.

Fleadh Cheoil na Mumham

The Cathaoirleach welcomed Fleadh Cheoil na Mumhan 2014 to Killarney from 14th to 20th July and wished all the participants well.

14.07.16.01 Confirmation of the Minutes

- (a) On the PROPOSAL of Cllr. M Gleeson SECONDED by Cllr. B O'Connell it was agreed that the Minutes of the Killarney Electoral Area Meeting held on the 2nd April, 2014 be confirmed.
- (b) On the PROPOSAL of Cllr. N Kelleher SECONDED by Cllr. B Cronin it was agreed that the Minutes of the first meeting of the members of the Municipal District of Killarney held on the 13th June, 2014 be confirmed

14.07.16.02

(a) Standing Orders for meetings of the Municipal District of Killarney.

Mr. G O'Brien said that a number of changes had been made to the draft Standing Orders for the Municipal District of Killarney following the first meeting on 13th June 2014. The amended document is now before the members for consideration and adoption.

Cllr. D Healy Rae said that he was not satisfied with the number of notices of motion and questions agreed as it was considerably less than the previous combined quota allowed for the Killarney Electoral Area meeting and the monthly meetings of Killarney Town Council. Also, he was unhappy that the number of deputations that may be received at a meeting has been reduced and that speaking time on motions is restricted.

Mr. G O'Brien clarified that the members of the Municipal District of Killarney had agreed that a member could submit eight notices of motion and eight questions to be included on the agenda for meetings which would be held bi-monthly. The eight motions and questions may refer to one Directorate or be spread over all.

It was agreed that the maximum number of deputations to be received at any meeting will be limited to two and in the interest of fair play no second deputation approved for a member can be received until all first deputations approved and outstanding for other members have been received. Speaking time agreed is three minutes for the proposer of a motion and one minute for the member who seconds the motion.

Cllr. D Healy Rae said that he wanted to do his best to represent the people who elected him and asked that the number of notices of motion permitted be increased. He had submitted a request for the approval of a deputation last April and it now appeared that it would not be received at a meeting until November.

Mr. J Breen said that a formal application will be forwarded for completion to the spokesperson for the deputation, following approval at a meeting. The relevant details will be requested and it will also advise the deputation of the time, venue and protocol for the meeting.

Mr. J Breen said that a considerable number of notices of motion on the agenda for this meeting were in connection with roads which are included on the Roads Programme. It had been agreed by the members of the former Killarney Electoral Area Committee that notices of motion concerning these roads would not be included on agendas.

Cllr. D Grady said that as he is a new councillor he may inadvertently raise issues such as this. He had been advised that part of the Kilcummin road would not be addressed until 2016.

The Cathaoirleach said that this information is contained in the Roads Programme which is available from the Roads & Transportation Department.

The Cathaoirleach PROPOSED that Standing Orders be adopted at this meeting and reviewed later this year.

Cllr. D Healy Rae said that he was not happy and asked why the meetings could not go on for a full day as when serious questions need to be asked the only way to get a response is by submitting a notice of motion.

Mr. J Breen said that Standing Orders are the rules for running the meetings. Unlike Electoral Area meetings, Business prescribed by Statute e.g. Section 183, Section 38, Part VIII 's and Material Contraventions are now included on the agenda for Municipal District meetings and can take up a considerable length of time.

The Cathaoirleach Cllr. JJ Culloty PROPOSED that Standing Orders be adopted and reviewed later this year .

Cllr. D Grady **SECONDED** the proposal.

A vote was taken which resulted as follows:

For: Cllrs. Cronin, Culloty, Gleeson, Grady, Kelleher, O'Connell, Sheahan **(7)**
Against: Cllr. D Healy Rae **(1)**
Not Voting: None **(0)**

On the PROPOSAL of Cathaoirleach JJ Culloty **SECONDED** by Cllr. D Grady it was resolved to adopt Standing Orders for meetings of the Municipal District of Killarney in accordance with Schedule 10, Paragraph 16 of the Local Government Act 2001.

(c) Payment of an allowance to the Mayor of the Municipal District of Tralee.

Mr. G O'Brien said that provision has been made in the Local Government Reform Act as enacted by the Local Government (Expences of Local Authority Members) Regulations 2014 for the payment of an allowance to the Cathaoirleach of the Municipal District of Killarney. The maximum allowance payable is €6,000 per annum it is a matter for the members by resolution to determine the amount of allowance payable.

Cllr. B O'Connell **PROPOSED** that an allowance of €6000 would be paid to the Cathaoirleach of the Municipal District of Killarney in accordance with the Local Government Reform Act 2014 as enacted by the Local Government (Expences of Local Authority Members) Regulations 2014.

Cllr. N Kelleher **SECONDED** this proposal.

A vote was taken which resulted as follows:

For: Cllrs. Cronin, Culloty, Gleeson, Grady, Kelleher, O'Connell, Sheahan **(7)**
Against: Cllr. D Healy Rae **(1)**
Not Voting: None **(0)**

On the PROPOSAL of Cllr. B O'Connell **SECONDED** by Cllr. N Kelleher it was resolved to pay an allowance of €6,000 to the Cathaoirleach of the Municipal District of Killarney in accordance with the Local Government Reform Act 2014 as enacted by the Local Government (Expences of Local Authority Members) Regulations 2014

(c) Traffic Calming Measures, on the N22 National Primary Route at Doonryan, Killarney,

Cllr. B Cronin asked if concrete islands would be constructed in the centre of the roadway.

Mr. D Doyle said that chevrons would be constructed at the right hand side of the road.

Cllr. B Cronin said that a farmer had requested that “*cattle crossing*” signage be included on the southern side of the junction.

Mr. Doyle said that this request would be considered.

Cllr. J Sheahan said that speeding traffic is a problem at this location and asked if the mobile speed camera could be requested to target this area.

Cllr. D Grady asked if a speed limit could be considered for this location rather than the provision of concrete chevrons.

Mr. G MacNamara A/Director of Roads & Transportation said that this is the safest solution for this junction. No adverse comments were received during the public consultation period for the project.

Cllr. M Gleeson PROPOSED that Traffic Calming Measures be provided on the N22 National Primary Route at Doonryan, Killarney, County Kerry consisting of the provision of kerbed islands with chevron signs at the outside of Doonryan bend pursuant to the provisions of Section 38 of the Road Traffic Act, 1994, as amended by Section 46 of the Public Transport Regulation Act, 2009

Cllr. J Sheahan SECONDED the proposal.

A vote was taken which resulted as follows:

For: Cllrs. Cronin, Culloty, Gleeson, Healy Rae, Kelleher, O’Connell, Sheahan **(7)**

Against: Cllr. D Grady **(1)**

Not Voting: None **(0)**

14.07.16.03 Job Creation / Sustainable Economic Development Directorate

It was agreed to note the following report from Mr. MacMahon, Director of the Job Creation / Sustainable Economic Development Directorate which was circulated:

The new Directorate of Economic Development and Job Creation consists of 5 Business Units:

- Business Support Unit/LEO;
- Tourism Development/Built Infrastructure Unit;
- Capital Infrastructure Unit;
- Planning & Sustainable Development;
- Kerry National Road Design Office (NRDO);

Business Support Unit/LEO

The new Local Enterprise Office (LEO) has now been established as the successor to the County Enterprise Board and is headed up by Tomás Hayes. The LEO held its first meeting on 19th June, 2014. The LEO will work with the Economic Development and Enterprise Support SPC to draw up the economic development element of the Economic and Community Plan over the next 9 months or so.

Tourism Development

Ms. Joan McCarthy SEO has been appointed to head of this Unit and other staff are being assigned at present. The Unit will be responsible for management of all tourism products developed by local authorities in Kerry.

Capital Infrastructure Unit

Mr. Tom Sheehy, SE has been appointed to head up this Unit which will be responsible for the delivery of all major infrastructure projects in the County. Additional staff are being assigned to the Unit at present. The Unit will be responsible for the development of the Glenbeigh/Renard Greenway which has received substantial funding and other Greenway Projects. It will now also advance the elements of the Tralee Transportation Study which has also received substantial funding.

Planning & Sustainable Development

Mr. Paul Stack SE heads up this Unit. The Unit has just published the report on submissions received on the draft County Development Plan 2015-2021. The Elected Council has until 18th September, 2014 to consider this report.

NRDO

The NRDO based in Castleisland is headed up by Mr. Paul Curry SE. This Unit advances the design and procurement of major capital projects on the National Primary and Secondary Roads in the County. Current projects being advanced include the N86 Camp to Dingle Improvement Scheme, the N69 By-pass of Listowel and the Kilderry Bends project on the N70 at Milltown.

(b) Notices of Motion

1. Cllr. M Gleeson: That the Council would enter into discussion with the residents of Upper Lissivigeen/ Coolcoslough with a view to determining the potential for development of an old roadway as a dedicated Walkway.

Reply: The Council is happy to engage with the local group for the purposes set out. If Councillor Gleeson could furnish the relevant contact details, we will make contact. It is important to note that the Council has a number of 'Greenway' projects under development/consideration at the moment and will give consideration to further projects. The limiting factor on what projects progress to development will be the availability of financing to develop the many worthwhile projects that will arise.

Cllr. M Gleeson said that a dedicated walkway on this route would be a vital service in the town of Killarney.

(c) Question

1. Cllr. M Gleeson: Has the Council put in place the necessary personnel and programme to ensure the continued successful operation of the public Sports and Leisure Centre in Killarney as it is a hugely vital part of the social and recreational life of the area for both locals and visitors

Reply: The Killarney sports and leisure complex is now being managed within the tourism infrastructure business unit under the senior direction of Ms. Joan Mc Carthy SEO. The relevant personnel are in place and meetings have recently taken place with the operating company as part of the transition process from the former town council to Kerry County Council. This facility has received a financial subsidy from the former town council from its initial operation and will require an ongoing subsidy from council resources. This matter will require careful consideration, along with others, in the context of the framing of Budget 2015 and the funding of services.

Cllr. M Gleeson said that the Sports and Leisure Centre provides a vital service in Killarney and he hoped that it would continue to function efficiently and effectively.

14.07.16.04 Sustainable Communities / Quality of Life Directorate.

(a) It was agreed to note the following report from Mr. J Breen Director of Sustainable Communities / Quality of Life which was circulated:

Emergency Services Report July 2014

Business Unit Manager – Mr Michael Hession , Chief Fire Officer

Operation of the Fire Brigade Service:

- Operational volumes of work for the first half of 2014 are down on the same period last year. There were 637 Station mobilisations to 534 incidents. There were over 1200 incidents in all of 2013

Fire Safety and Prevention:

- Under the Governments “Keeping Communities Safe” initiative five-year targets have been set by the National Directorate for reductions in fire fatality rates, domestic fire rates, chimney fire rates and overall fire rates. The Fire Service is continuing to raise awareness of fire safety by a number of measures including targeted local radio advertising, Fire Safety Week activities, the Primary Schools programme and active collaboration with the Community and Enterprise Department.

Building Control:

- There is a marked increase in the number of Commencement Notices received in Q1 of 2014 (198) as compared with Q1 of 2013 (95). This is largely due to the introduction of the new Building Control (Amendment) Regulations 2014 on 1st March.
- Since the introduction of Disability Access Certificates in 2010 up to end of 2013 a total of 301 Disability Access Certificates have been issued. In Q1 of 2014, 15 Disability Access Certificates were received and processed.
- The Building Control Section processed 35 applications for Fire Safety Certificates in Q1 of 2014, a very similar figure to Q1 of 2013 (33). In the full year 2013 this Section granted 111 Fire Safety Certificates.

Civil Defence:

During the first half of 2014:

- The Civil Defence Board was dissolved and the Civil Defence Branch (DoD) installed in its place.
- Introduced the new Child Protection Policy within the local organisation.
- Introduced the Data Protection policy as directed by the Civil Defence Branch.
- Carried out a risk assessment as outlined in our National Policy in Health & Safety of our operational activities and the following measures were introduced; identified active members & terminate agreement with non-active members, delete off the register the retired/resigned volunteers.
- No more stewarding or traffic control by volunteers as we have no qualification or certified training to carry out this type of duty. The local Garda senior management have been informed.
- Emergency Call –Outs for flooding in January February at Garrane, Ballylongford, Tralee, Tarbert, Ballyheigue and Castleisland. Filled and deployed over 2,000 sandbags. Monitored the high tides from 4am in Garrane with 4WD Jeeps to warn residents if they were in danger.
- Community duties highlights so far were; Cycle against suicide were KCD provided two ambulances & crews for two weeks around Ireland. Operation Transformation in Killarney, Ras Mumhan, Rally of the Lakes, Listowel Races and the AFS Display in Tralee Town Park. We have also provided an EMT to cover the Home to Rome (Donal Walsh)

Major Emergency Management:

- Regional participation has been ongoing in Steering and Working Groups and in various sub-groups. The Council's Major Emergency Management Committee met most recently on 18th June 2014 to discuss continuity of Emergency Management arrangements during the current period of change.

Community Services and Engagement Report July 2014

Business Unit Manager – Mr Michael Scannell, Senior Executive Officer

Kerry Public Participation Network.

- Each Local Authority must adopt the framework for public participation in Local Government to be called the Public Participation Network (PPN) which sets out the mechanisms by which citizens and communities will be encouraged and supported to participate in decision making processes of the Local Authority that impact on communities. The PPN will be the main link through which the Local Authority connects with the community, voluntary and environmental sectors.

The proposals as outlined in this policy mirror much of work of the Kerry Community & Voluntary Forum and work has commenced to adapt to the Public Participation Network structure. The Kerry Community & Voluntary Forum Executive is working as the interim Kerry Public Participation Network to oversee the extensive work programme involved.

The Kerry County Register of Community & Voluntary Groups is a crucial element of the new structure and the re registration process for the PPN structure has commenced. 840 groups were registered with the C & V Forum and to date 220 groups have registered under the new Public Participation Network. Groups can register up to the end of September 2014 and a further advertisement campaign is planned.

The PPN will also be the vehicle through which nominations will be made to a wide range of Local Government bodies including the SPCs and the new LCDCs. This is not unlike the current situation where the C & V Forum nominated on to these bodies.

At this stage, planning has commenced to establish the PPN Municipal Area Plenary structures. While the Forum in Kerry operated on a sub county basis, these do not correspond to the new Municipal areas. A sub group has been established to consider the issues and provide feedback to the County PPN structure.

Public Area Enhancement Scheme

- This is a once off Scheme from the Department of the Environment, Community & Local Government, which is intended to support community efforts by providing grant funding to Local Authorities for the purpose of enhancing public areas before and during the summer tourist season. €90,000 has been allocated to Kerry Co Co which has been matched by 25% funding by the Local Authority
In Co. Kerry, this funding has been provided to local area Tidy Towns Committees for additional work to improve **public areas** such as parks, seating areas, walking areas and areas in need of refurbishment after storm damage. Thirty three projects have benefitted from this scheme. This grant is being administered by the Community Dept.

Kerry Library Service Report July 2014

Business Unit Manager – Mr Tommy O Connor, County Librarian

- For the period Jan. - June 2014, **321,516 items** were borrowed from Kerry Libraries i.e. a 2% increase on the same period last year.
- The Cultural Diversity & Integration Campaign Exhibition will on display at Killarney Library on Tuesday, 1 - Saturday, 18 July and at Caherciveen Library on Tuesday, 22 July - Saturday, 2 August 2014
- As part of the Kerry Library Decade of Commemorations events programme, a series of lectures on World War I will be held in conjunction with the Dingle Historical Society at Leabharlann an Daingin during July. These are:
 - Lecture: '*Ireland, Kerry and the Great War, a century on*' by Kevin Myers, journalist and author.
 - Thursday, 24 July, 7.30 pm
 - Lecture: '*The West Kerry Experience during World War I*' by Thomas F. Martin, author.
 - Friday, 25 July, 7.30 pm
 - Lecture: '*Our War? The First World War and Ireland: impact and legacy*' by Diarmaid Ferriter, Professor of Modern History, U.C.D.
 - Saturday, 26 July, 7.30 pm
- The Kerry Women's Writers' Network Reading workshops continue to hold their meetings on 2nd Saturday of every month at Tralee Library and will hold an open mic reading session in Killarney Library on Thursday, 31 July 6.00- 8.00 pm.

- The Kerry Library Mobile Library service will participate in the Festival of Kerry (Rose of Tralee) Children's events programme on Friday, 15 and Saturday, 16 August.
- Tralee Library is hosting Children's Storytelling at 11.00a.m. each Saturday in July
- The Kerry Library Children's Summer Reading Challenge, 'Mythical Maze' has got underway and will run in all libraries including mobiles during the summer.
- Daniel O'Connell Summer School will be held in Caherciveen Library from Friday, 29 August – Saturday, 30 August.
- New online sources recently added to the Kerry Library website include: Origins.net, the 19th & 20th century House of Commons Parliamentary Papers and languages online.

Environmental Protection Services Report July 2014

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

Planned Closure of North Kerry Landfill

- We have recently advertised the closure of the North Kerry landfill with effect from Friday 11th of July as agreed by Council. All activities at the site relating to disposal and recycling of waste will cease from that date. The councils waste Transfer stations throughout the county will continue to operate as normal and details of opening times and charges at these transfer stations is available at www.kerrycoco.ie
- **The housing activity report for the period is as follows:**

Social Housing Applicants (year to date position)

Accommodation offers made for properties located within MD	27
New Tenancies commenced	19
Accommodation refusals	5

Social Houses

Vacant properties within Municipal District	
Under repair(excluding those awaiting major refurbishment	6
Awaiting allocation	5

Construction Programme

Single Rural Dwellings – under construction	1
Single Rural Dwellings – tender stage	1
Extensions – applications on hands	1
Extensions – under construction	1

Rental Accommodation Scheme

Total Active Tenancies	County (794)	KMD(165)
New Tenancies in 2014-08-06	County (59)	KMD(19)
Tenancies terminated in 2014-08-06	County (14)	KMD (2)

Leasing

Leased Properties	County (50)	KMD (13)
Leases under negotiation	County (9)	KMD (1)

Housing Adaptation Grants (County Wide)

Allocation 2014		€1.789m
New Grants allocated in 2014-08-06	258	€1.559m
Total 2014 commitment	309	€1.804m
Grants paid		

(b) Notices of Motion

1. Cllr. M Gleeson: That the Council would state if the water quality in the River Deenagh has shown any improvement since this matter was last on the agenda.

Reply: There has been no change in biological status since last time this issue was brought up –however chemical results may denote an improvement
The river Deenagh is measured primarily at site just upstream of I lein at least 26 times throughout year as part of surveillance monitoring requirements of water frame work directive as well as part of I lein catchment program
Results to date denote a water of good status in accordance with standards as set by EU surface water quality standards regulations
At least three sites on Deenagh are measured on a 3 year cycle for biological parameters by EPA. Only one of sites –the furthest upstream one, i.e. Bridge near Tulloram shows evidence of pollution i.e. Q value of 3 .This denote evidence of moderate pollution which is suspected to come from agricultural sources
Since start of 2014 Laboratory staff, as part of systematic investigation into vulnerable sites, have taken additional samples at bridge near Tulloram
Results of this investigation have so far shown a river water which is of acceptable status.

However more specialist biological analysis will be necessary to confirm an improvement in overall status. Laboratory staff intends to do latter investigation before end of September.”

Cllr. M Gleeson said that he was disappointed that there has been no change in biological status since last time this issue was raised and asked that everything possible be done to eliminate the pollution.

2. Cllr. D Healy-Rae: To ask Kerry County to purchase the Torc site on the Park Road, Killarney, for an amenity park/playground and facilities for the elderly, also some of which could be used for car parking.

Reply: The site of the former Torc hotel on the Park Road, given its location close to Killarney town would be an expensive site for an amenity area. Also, substantial progress has been made recently in upgrading and extending the car parking provision in the town of Killarney with car park resurfacing and re lining. There continues to be a need for seasonal summer car parking which should ideally be provided on a seasonal rather than permanent infrastructure basis.

Cllr. D Healy Rae said that he had been approached by several people regarding the provision of an amenity area/playground on this site. He believed that that the Council should consider purchasing the site for the provision of such a facility and appealed to the other members to support him on this matter.

Cllr. D Grady agreed that Kerry County Council should consider purchasing this site for the provision of an amenity area as outlined by Cllr. D Healy Rae.

Mr. J Breen said that substantial works have been carried out to the car parks in Killarney and any additional spaces would only be required on a seasonal basis. There is already a playground in Park Road therefore Kerry County Council will not be considering the purchase of this expensive site for the provision of an amenity area.

3. Cllr. J Sheahan: That Kerry County Council provide a pedestrian access to the New Burial Ground at Coolcorcoran, Killarney. (N.B. Close as possible to the bridge).

Reply: Kerry County Council has recently provided a pedestrian entrance next to the main entrance for the New Cemetery at Coolcorcoran, Killarney. This is not a large Cemetery and it is considered that the existing entrances are sufficient for ease of access to this Cemetery.

Cllr. J Sheahan asked that this matter would be revisited to enhance safety. Also, the burial ground committee would be willing to provide assistance.

Cllr. B Cronin agreed that pedestrian access should be provided and asked that his gratitude to all concerned for the work already carried out at the Burial Ground be put on record.

Mr. J Breen said that this matter would be re-examined.

(c) Questions

1. Cllr. B Cronin: What is the current position regarding the development of a playground for Firies Village, this Community which has a large population of young children are frustrated with the lack of progress?.

Reply: The development of a playground for Firies has been directly connected with the resolution of the outstanding issues in the Greenfields estate as this is the preferred location for a playground serving the entire village. These matters, as per responses to notice of motion, have not yet been resolved. Accordingly the community have been looking, with assistance from Mr. Sean Mc Carthy, tenant liaison officer at an alternative site which may be more suitable. Given the fact that An Bord Pleanála have recently refused permission for two playgrounds in Kerry we need to ensure that any site selected meets the planning requirements. We are committed to the provision of a playground in Firies and will continue to work with the community to find a solution acceptable to all.

Cllr. B Cronin PROPOSED that all suitable sites be re-examined and that an update be prepared for the next Killarney Municipal District meeting.

2. Cllr. J Sheahan: What progress has been made to stop pollutants entering the lake via the Folly Stream?

Reply: As the Councillor is probably aware, a detailed study of the various nutrient inputs to Lough Leane was conducted following the serious algal bloom in the late 1990s. A series of recommendations were made at the time in relation to reducing these inputs to a sustainable level and many of these have now been implemented. The Killarney wastewater treatment plant, which discharges directly to the Folly Stream, is managed and operated to a high standard and the discharge from the plant is of a very high standard. In addition, various drainage works have been carried out by the former Town Council over the past few years and these have further reduced the amount of storm water which flows to the plant.

Cllr. J Sheahan said that this issue has been ongoing for a considerable length of time.

Mr. J Breen said that this is not a singular pollutant and procedures have been implemented to reduce the inputs.

3. Cllr. J Sheahan: How many 3 bedroom houses in the remit of Kerry County Council, in the Killarney Municipal District are occupied by a single occupant?

Reply: Based on information that has been declared to date by tenants as part of the recent rent review, there are 60 single occupants living in 3 bedroomed accommodation. This includes both group houses and single rural dwellings. As it is not the practice of Kerry County Council to allocate family type dwellings to single people, this circumstance has arisen due to changing family circumstances post allocation of tenancy.

Cllr. Sheahan asked if measures were being taken to address this issue. In his opinion a three bed house should not be allocated to a single applicant if a family was in need of accommodation.

Mr. J Breen said that the Housing Department acknowledged this matter but did not have a policy that requires tenants to downsize their accommodation.

Mr. Breen acknowledged that families grow up and move out of the family home. It would be necessary to refer this matter to the Housing SPC.

4. Cllr. N Kelleher: What is the position in relation to capital spending on a social housing programme?

Reply: Thus far, in 2014, Kerry County Council has received countywide capital funding of €1.159m under the Social Housing Investment Programme (SHIP) and € 1.8m under the Infrastructure Stimulus Package to construct a number of single rural dwellings, a house to address a special need, an extension, develop 8 houses at the Park in Killarney and undertake an energy efficiency programme in Local Authority houses. Kerry County Council is progressing all these projects. Within the Killarney Municipal area, there is currently one single rural dwelling under construction and one at an advanced pre construction stage - it is envisaged that construction will commence in the latter quarter of the year. Kerry

County Council is also progressing an energy efficiency programme in selected tenanted local authority houses that it hopes to have completed by the year end.

5. Cllr. N Kelleher: Can Kerry County Council provide a waiting list of people approved and waiting for social housing in the Municipal District?

Reply: Social housing applicants can select up to three areas of choice within the county where they would like to reside. At the 30th June, there are 1,582 qualified applicants who selected an area of choice within the Killarney Municipal Area. As the information provided by applicants is for the sole purpose of assessing their housing need and we are governed by data protection legislation and applicant confidentiality, Kerry County Council is seeking relevant advice regarding making this information available as requested.

6. Cllr. N Kelleher: Can Kerry County Council provide an update on the situation of acquiring land for an extension to the graveyard in Gneevegullia?

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 Gneevegullia. 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 acknowledged this reply.

14.07.16.05 Operations, Health & Safety Directorate.

(a) It was agreed to note the following report from the Operations, Health & Safety Directorate which was circulated

1. Restructuring is on-going at present

Ger MacNamara appointed Senior Engineer (also has responsibility for the South and West Municipal Area) – based in County Buildings

David Doyle Senior Executive Engineer Municipal District – Based in the Municipal District Operations Office

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

Transfer of Staff to new offices to be completed by early August 2014

2. Road Works Programme

Killarney Municipal District	<p>Works at the following locations in July and August</p> <p><u>Restoration Improvement</u></p> <p>L-3019 Knocknahone Cross to Spa Cross to be lined 1500m L-3002 Kileentierna to Dicksgrove Final surface 1500m L-3015 Gortahoonig to Dromickbane 1100m L-3002 Dicksgrove Cross to Farranfore Final Surface 1600m</p> <p><u>Restoration Maintenance</u></p> <p>L-2019 Ballyhar P.O. to Ballybrack Cross 1700m L-3011 Lissyvigeen to Coolcashlagh 1400m L-3011 Knocknahone to be lined 400m L-3015 Gortahoonig to Coolies 1400m L-3002 Gortshanavogh to Killeentierna 1600M L-7019 Leamyglissane to Barna 1500M L-7030 Gullane East to Gullane West 1500M L-7052 Kilquane to Lisnagrave 1300M</p> <p><u>Community Involvement Schemes</u></p> <p>L-11144 Annaghmore, Headford ; L-11163 Corran, Headford L-11013 & L-11014 Crohane, Fossa ; L-11104 Carker</p> <p><u>Killarney Town</u></p> <p>Rookery Road Junction to Hawthorn Avenue Ross Road at Scrahan Junction High Street Junction Re-Alignment Works Upper Park Road Cycle Path & Retaining Wall Knockreer Provision of Outdoor Gym Equipment</p>
-------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

3. Housing

	<p>Knockatagglemore, Kilcummin - 3 Bedroomed Single Rural Dwelling - Work ongoing 26 Cahereens West Castleisland - Upgrade of vacant dwelling - Due for completion 55 Sliabh Luachra Gneegeguilla - Upgrade works - Due for completion</p>
--	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Cllr. B O'Connell said that he was aware of rumours that Kerry County Council's engineering staff currently based in Castleisland may be moved to Killarney and asked for confirmation that this is not going to happen.

Mr. G MacNamara said that the Castleisland area office would be maintained.

(b) Notices of Motion

1: Cllr M Gleeson: That the Council would pipe and fill in the dangerous road side drain [dyke] on the L. 7041 at Flintfield, Faha.

Reply: There is no funding currently available to carry out works of this nature, however the works would be suitable for funding through a County Councillors' Allocation. The cost of carrying out 350m of piping at this location, L-7041, Flintfield, Faha, would be €13,500.

Cllr. M Gleeson said that this area is very dangerous for road users therefore this work should be prioritised. He asked that a warning sign be erected immediately.

Cllr. B O'Connell SECONDED the proposal.

2: Cllr M Gleeson: That the Council would resurface the eastern half of Ballycasheen Road.

Reply: There is currently no funding available to carry out this work. Resurfacing of the eastern half of Ballycasheen Road can be considered for inclusion in future roadworks programmes.

Cllr. M Gleeson said that wonderful work had been carried out on half of the road. This is a major artery into the town and is in a deplorable condition.

Cllr. D Grady SECONDED the notice of motion and said that this work would have been carried out by Killarney Town Council if the amalgamation of the Local Authorities had not occurred in mid 2014.

3. Cllr M Gleeson: That the Council would eliminate the steep drop from the N.22 to the hard shoulder on the southern side of the N.72 as it approaches Ballaugh Cross. It presents as a traffic hazard, particularly to drivers not familiar with the prevailing situation.

Reply: This location on the N72 National Secondary 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. M Gleeson said that this location was very dangerous for road users.

4. Cllr M Gleeson: That the Council would detail the progress made towards the provision of a footpath to Kilcummin Village from Páirc Chuimín.

Reply: Land acquisition is required to progress the provision of a footpath link between Pairc Chuimin and Kilcummin Village. Negotiations have commenced with the landowners concerned with a view to acquiring the land by agreement.

Cllr. M Gleeson said that there was a huge need for a footpath at this location, superb work has already been done and the provision of a footpath would complete a wonderful job.

Cllr. D Healy Rae referred to the road up towards the village and asked if the land owner had been contacted with regard to the construction of the footpath as there were issues that needed to be addressed.

Ms. B Mulryan said that the landowner had been contacted within the past two weeks.

Cllr. B Cronin said that he was concerned about the overgrown hedge on the bend on the Killarney side of Pairc an Chuimín.

Mr. G MacNamara said that this matter would be referred to the road safety officer.

Mr. D Doyle SEE said that he would meet the landowner in the coming week

Cllr. D Grady SECONDED the notice of motion.

5. Cllr M Gleeson:That the Council would detail the progress made in the matter of the Taking in Charge of Mountain View Estate, Kilcummin.

Reply: To date, no Taking in Charge Application has been received for the estate known as Mountain View, Kilcummin. Tom Doheny of Deloitte (receiver for certain assets of the developer of Mountain View) advised on 8th July 2014 that the legal agreement to underpin the “offer” on Mountain View is currently being drafted by their legal department.

As the offer re.our claim on the bond has not been concluded yet, the taking in charge of this estate could compromise the offer on the claim on the bond.

The Housing Estates Unit does not recommend a housing estate for taking in charge while a bond/bond offer is still ‘live’ or enforcement action is still underway.

Cllr. M Gleeson said that the residents of Mountain View were trying their best to maintain the estate and asked that Kerry County Council would remain in contact with them with a view to progressing the matter.

Cllr. B Cronin moved his Question No. 14 at this stage and asked that this matter is prioritised and finalised.

Cllr. D Grady asked if an environmental study had been carried out on the sewage treatment plant to ascertain if it is seeping into drains.

Cllr. N Kelleher asked if the bond is in the authority of the receiver.
Mr. D Doyle said that the offer concerning the Council's claim on the bond has not been concluded. The bond is in place but has not been paid.

6. Cllr M Gleeson: That the Council would upgrade the public lighting in Ballyspillane Estate, Killarney as the present level of lighting is wholly inadequate.

Reply: There is no funding available at present to upgrade the lighting in Ballyspillane Estate. 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.

Cllr. Gleeson said that the residents were making a huge effort to keep their estate in an appropriate condition. The public lighting in this estate is unacceptable. If people are to walk in safety and feel secure within their estate they are entitled to adequate public lighting.

Cllr. D Grady agreed and said that he believed that funding for the upgrade of the public lighting in this estate was included in the last Killarney Town Council budget and asked that this would be investigated.

7.Cllr D Grady: That we the members of the Municipal District of Killarney would ensure that the school warden's position at the top of the New Road in Killarney will be kept in place as this is servicing four schools in the area.

Reply: There are no plans to remove the school warden at New Road.

Cllr. D Grady welcomed this reply and asked if the school warden would be maintained at the location from the top of the New Road to Rock Road.

Cllr. M Gleeson SECONDED the notice of motion.

Mr. D Doyle SEE said that the Council had no plans to remove the school warden from this location.

8. Cllr D Healy-Rae:To ask Kerry County Council and the NRA again to resurface the bad sections of road on either side of Bealnadeige Bridge on the N72 and to seek funding to widen and realign the bridge also.

Reply: Tenders were received by the Council at the end of June to undertake a pavement overlay scheme on the N72 National Secondary Road at Gortanahaneboy West. The section of road being overlaid is situated approximately between the junction to Lisnagrave (immediately west of Beheenagh Bridge) to a location immediately east of the railway bridge. The overlay works are currently scheduled to commence in September.

A preliminary proposal for a road realignment scheme at this location on the N72 was submitted to the National Roads Authority a number of years ago. However, this scheme was not identified as a priority scheme by the Authority.

Furthermore, due to funding constraints the Authority is not currently undertaking individual bridge widening schemes.

Cllr. D Healy Rae said that this section of road is on a main artery into the county and asked when will funding be available.

Mr. G MacNamara said that the National Roads Authority (NRA) is working on a very tight budget at present. Kerry County Council is very lucky to have been allocated considerable funding for pavement improvement and that work is the priority at the moment.

Cllr. D Healy Rae disagreed with this comment and said that people are paying motor tax and are entitled to drive on roads which are in reasonably good condition.

Cllr. J Sheahan said that while he agreed with Cllr. D Healy Rae he welcomed the pavement overlay scheme on the N72 National Secondary Road at Gortanahaneboy West and said that he looked forward to this work going ahead.

9. Cllr D Healy-Rae: To ask Kerry County Council and the NRA to repair bad lags to the west of Barraduff Village on the N72.

Reply: This location on the N72 National Secondary 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. D Healy Rae said that at a Killarney Electoral Area meeting earlier this year he had understood that the lags on this road would be addressed. He asked that Kerry County Council would request funding from the NRA for works at this location.

Cllr. N Kelliher said that his notice of motion No. 35 also referred to this location.

10. Cllr D Healy-Rae: To ask Kerry County Council to resurface the road from Shinnagh Cross Rathmore to Cloonts Cross.

Reply: There is €108,000 available in the 2014 Restoration Improvement Programme to carry out surfacing works on the L-2032 from Shinnagh Cross to Cloonts Cross. However, the ESB have to lay a duct along this section of roadway prior to the works being carried out.

Cllr. D Healy Rae asked when the ESB planned to lay the duct.

Mr. B Mulryan said that the ESB had advised that this work would be carried out in September.

Cllr. J Sheahan **SECONDED** the notice of motion.

11. Cllr D Healy-Rae: To ask Kerry County Council to put traffic calming measures on the Ross Road Killarney.

Reply: A public consultation process has been completed for the provision of speed cushions on Ross Road. There is no funding available at present to carry out this work. Kerry County Council will seek funding under the Regional and Local Road Low Cost Safety Measures for these traffic calming measures.

Cllr. D Healy Rae said that many residents are concerned about speeding traffic on this road.

Cllr. J Sheahan said that the Jarveys would not be happy with ramps on this road therefore some other traffic calming measures should be considered.

Mr. D Doyle said that the provision of speed cushions is considered to be the best compromise for this road.

Cllr. B Cronin asked for clarification as to who is responsible for maintenance of the flower bed at the entrance to Scrahan Court on Ross Road.

Cathaoirleach JJ Culloty was replaced in the Chair by Cllr. N Kelleher at this stage.

12.Cllr B Cronin: That Kerry County Council urgently construct a proper footpath from the White Bridge Manor junction past Musgrave's to link with the existing footpath from the N22 as currently pedestrians, parents with children and buggies etc must walk out on to the public road at this location, which is highly dangerous and is a serious safety issue.

Reply: Provision of footpath along this section of road will involve the acquisition of land from two adjoining land owners. This will cost in the region of €60,000. There is no funding available for this work. The Department of Transport is currently not providing any funding for road widening works.

Cllr. B Cronin said that having to walk on the public road for a distance of approximately 70m – 80m is extremely dangerous for pedestrians and children could not be allowed to walk on their own. He asked if the land owners had been approached regarding land acquisition and **PROPOSED** that negotiations would commence with a view to having this project included in a future programme for footpaths.

Cathaoirleach JJ Culloty supported the proposal and said that he had previously submitted a notice of motion concerning this matter.

Mr. D Doyle said that this project had been discussed with the NRA but would cost in the region of €60,000. There is no funding available for this work.

Cllr. B Cronin said that if land is acquired the owner must be compensated, €60,000 is a very small price for the safety of pedestrians at this location. This project must be prioritised.

Cllr. J Sheahan **SECONDED** the proposal.

Cllr. D Healy Rae supported the proposal.

Cathaoirleach JJ Culloty returned to the meeting.

13.Cllr B Cronin: That Kerry County Council resurface the roadway from outside house No. 11 to No 22 Coolgrain Park Killarney as this short section of access road has not been renewed in over 40 years

Reply: There is no funding available for this work. This work would be suitable for funding through County Councillors' allocations. The estimated cost is €15,000.

Cllr. B Cronin said that the roadway in front of houses 11 to 22 had deteriorated considerably and appealed to Kerry County Council to re-examine this matter.

Cllr. D Grady **SECONDED** the notice of motion and said that Killarney Town Council did not have funding for this work in last years budget.

14. Cllr B Cronin: To request the inclusion of the very bad short section (160 mts approx) of road from Ahane cross towards Culleenymore, Faha in the 2015 roads programme.

Reply: There is no funding currently available to carry out works on the L-7051 from Ahane Cross towards Culleenymore, however, the roadway can be considered for inclusion in future works programmes for the Municipal Area.

Cllr. B Cronin **PROPOSED** that this short section of road be included in a works programme for 2014 and if not possible, that it be prioritised for inclusion in 2015.

15. Cllr B Cronin:To request that traffic calming and a reduced speed limit be put in place on both approaches to the entrance to Bellview Woods Estate, Fossa. Local residents trying to exit at this location are deeply concerned following recent fatalities and are requesting the provision of these safety measures because of limited visibility, traffic volume and speed. This extremely busy entrance is the access to the 60 house Bellview development, a child care centre, and a popular riding stables on the N72.

Reply: In relation to the provision of traffic calming at the entrance to Bellview Woods Housing Estate which has a junction with the N72, the current position is that the National Roads Authority directly choose the locations that will be funded, based on criteria that is set down in the technical standard HD 15 Network Safety Ranking, which forms part of the NRA Design Manual for Roads and Bridges. Network Safety Ranking uses collision data to rank the safety of national roads and to identify high collision locations on the national road network. The results of this collision analysis go towards targeting annual road safety remedial measures. As there are no recorded accidents which are specific to the operation of this junction, the provision of a traffic calming scheme at this location would not be progressed by the NRA. The junction is already situated within a 50 km/h speed limit.

Cllr. B Cronin said that he was astonished with this response. Drivers fail to observe the speed limit and sight distance is very limited. He asked that a review of the situation at this location be carried out.

Cllr. N Kelleher said that he had been contacted by residents of the main road regarding this matter and asked that a review of this situation be prioritised.

16. Cllr B Cronin: Have the Roads Department decided the type of pedestrian crossing required in Firies Village on foot of the commitment given to carry out this assessment to the deputation at the April 2014 area meeting.

Reply: An examination of this location on the R561 Regional Road through Firies is part of the work programme of the Road Design Office this year and the appropriate type of pedestrian crossing on the eastern approach to the village consistent with National Guidelines will be determined by the end of quarter three.

Cllr. B Cronin welcomed this reply and said he looked forward to the result of the examination.

17. Cllr J Sheahan: That Kerry County Council install a roundabout at Aghadoe Cross, Cleeny where the L-2019 connects with the N22 Killarney to Tralee National Secondary.

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

As the location has not been identified to date under the NRA's Network Safety Ranking, the installation of a roundabout at this location would be categorised as Priority 3 and as the minor road is a local road this location is highly unlikely to be identified for improvement by the NRA.

Cllr. J Sheahan said that a serious accident had occurred at this location, it is a very busy junction therefore a solution must be found. He **PROPOSED** that management of the Killarney Municipal District would revert to the NRA regarding this matter.

Cllr. B Cronin **SECONDED** this proposal and said that he has raised this matter previously and was concerned that more traffic accidents would occur at this location if improvements are not carried out at the junction.

Cllr. D Healy Rae said that he too had raised this matter previously and appealed for urgent improvement works to be carried out at the junction.

18. Cllr J Sheahan: That Kerry County Council extend the 50 km speed limit at Cleeny to facilitate traffic connecting with the N22 from Aghadoe & Ballyhar.

Reply: In November 2013 a Working Group established by the Minister for Transport, Tourism and Sport published a report in relation to speed limits. It concluded that speed limits on national roads should be reviewed by the National Roads Authority every 5 years supported by the Local Authority. The report identified the NRA as the lead agency and it is a matter for the NRA to initiate such a review. Notwithstanding the Departmental Working Group's report, it must also be considered that the undertaking of a speed limit review has been examined by the Council's Transportation SPC and the Committee decided that a speed limit review cannot be undertaken until sufficient human resources are available to the Council. This remains the case, as the Council has committed all its available resources to the road works programme.

This notice of motion was moved by Cllr. J Sheahan in conjunction with No. 17 above.

19. Cllr J Sheahan: That Kerry County Council install a roundabout at Coolcaslaugh, Lissivigeen where the L-3011 connects with the N22 Killarney to Cork National Secondary road.

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

This location has not been identified to date under the NRA's Network Safety Ranking. However we have highlighted this location to the NRA based on our own analysis of recorded accidents and on this basis it could be considered a Priority 2 scheme as a Safety Project. Such a project if developed is likely to focus on enhanced traffic calming measures and it is unlikely that a roundabout would be funded by the Authority, particularly, as the minor road is a local road.

Cllr. J Sheahan said that the situation at this location was very similar to that at Cleeney as outlined in notice of motion No. 17. The residents are very concerned that a fatal traffic accident will occur and want this junction to be improved.

Cllr. D Grady **SECONDED** the notice of motion and **PROPOSED** that a representative of the NRA be invited to visit the Killarney Municipal District to examine the need for urgent improvement works at junctions such as Cleeney and Coolcaslagh.

Cllr. D Healy Rae said that he had made a similar proposal at a previous meeting.

Cllr. J Sheahan **SECONDED** the proposal.

20. Cllr J Sheahan:That Kerry County Council repair the dangerous lags on the L-7055 from Mill Cross to Gene Reens Cross, Rathmore.

Reply:There is no funding currently available to carry out works on the L-7055 from Mill Cross to Gene Reens Cross, Rathmore, however, this roadway can be considered for inclusion in future works programmes for the Municipal Area.

Cllr. N Kelleher moved his notice of motion No. 37 at this stage.

21. Cllr J Sheahan:That Kerry County Council repair the footpath from no. 15 to no.16 Gleann Rua Estate, Rathmore. The footpath is a hazard for residents as the surface is eroded & uneven.

Reply:Footpath replacement works in Gleann Rua Estate, Rathmore, will be extended to encompass No's 15 and 16. This work will commence in the next month.

Cllr. J Sheahan acknowledged this reply.

22. Cllr J Sheahan:That works be completed at a house in Firies? Notably, a fence to be erected top soil at gable & stone chips on drive. (details with Directorate)

Reply: A two bedroom extension was completed for the above tenants in April 2013. The Housing Area Engineer recently met with the tenants and it was agreed that the Northern boundary will be set out and replaced. Extra stone chipping will be laid on the roadway. These works will be completed within the next 6 weeks.

23. Cllr D Healy-Rae: To ask Kerry County Council to repair the bad stretch of road at Boulacullane, Farranfore.

Reply: There is €113,400 available in 2015 on the Restoration Improvement Programme, to carry out strengthening works on the L7009 from Scart X to Rossanean.

Cllr. D Healy Rae acknowledged this reply.

Cllr. M Gleeson said that an agreement had been in place by the members of the previous Killarney Electoral Area Committee that notices of motion concerning roads which are included on the Roads Programme would not be submitted.

24.Cllr J J Culloty: As the Scartaglen Development Group, and the residents of Scartaglen, have made huge improvements to the village, I call on this Council to carry out a full re-surfacing of the Village, as at present, the surface is a tapestry of pothole patching.

Reply: There is no funding currently available to carry out re-surfacing works in Scartaglin Village, however village can be considered for inclusion in future works programmes for the Municipal Area.

Cathaoirleach JJ Culloty said that this reply was unacceptable as a huge amount of work is carried out by the Development Group to enhance the village.

Cllr. B O'Connell supported the notice of motion and commended the Scartaglin Development Group on the excellent work being carried out by them.

25. Cllr JJ Culloty: That this Council move the 50km speed limit sign at Green Field Junction with the R561. At present this sign is at the junction, and is of no benefit. I propose to have the sign moved 150km south towards Scart Cross, which will be of benefit to the Residents of Green Field Housing Estate.

Reply: The position of this 50 km/h speed limit on the Scart Road may be examined during the next speed limit review. However, it must also be considered that the undertaking of a speed limit review has been examined by the Council's Transportation SPC and the Committee decided that a speed limit review cannot be undertaken until sufficient human resources are available to the Council. This remains the case, as the Council has committed all its available resources to the road works programme.

Cathaoirleach JJ Culloty said that some discretion should be available to the Local Authority with regard to the positioning of speed limit signs.

Cllr B O'Connell supported the notice of motion and said that the sign was very close to the junction in this case.

Mr. G MacNamara said that when the previous speed limit review was being carried out, two staff were assigned to the project for two years as it involves a huge body of work.

26. Cllr JJ Culloty: That this Council move the 'STOP' sign at the Main Street/New Street Junction in Killarney. At present, this sign is restricting busses and trucks from turning left for New Street.

Reply: The stop sign will be repositioned at this junction to facilitate buses and trucks turning left onto New Street.

27. Cllr JJ Culloty: That this Council erect chevrons and 'DANGEROUS BEND' signs at the bend at Dromickbawn, Muckross, where on a number of occasions, Residents have had their roadside boundary wall demolished by motorists failing to negotiate this dangerous bend.

Reply: The erection of signs and chevrons at the dangerous bend at Dromickbane, Muckross is suitable for funding through a County Councillors Allocation. The cost of this work is €1,700.

28. JJ Culloty: That this Council erect a 'NO OVERTAKING' Sign on the N72 at Ballagh, as there is a dip in the road at this point, and it is extremely dangerous for roadusers, and a small number of residents, who have to turn off at this location.

Reply: The section of road at Ballaugh has solid white lines on the east carriageway and broken lines on the western carriageway. The sight distance available is in excess of 400 metres in both directions at this location. Kerry County Council will renew the lining in this location. A sign will be erected to indicate a concealed entrance at this location.

29. Cllr JJ Culloty: That this Council provide traffic calming measures at Flesk Grove housing estate Ballycasheen, as this is a densely populated area, on a long straight stretch of road.

Reply: A public consultation process has been completed for the provision of speed cushions at Ballycasheen. There is no funding available at present to carry out this work. Kerry County Council will seek funding under the Regional and Local Road Low Cost safety Measures for these traffic calming measures.

30. Cllr N Kelleher: To ask Kerry County Council to repair the water problem which has large volumes of water flowing through the estate at The Crescent Rathmore?

Reply: This area was fenced off by Kerry County Council outdoor staff to ensure the safety of residents in the estate last February. Following this, a CCTV survey was undertaken at this location to identify the cause and ascertain a solution to this problem. A sewer pipe was identified linking the source of the water with the storm sewer in the adjacent estate road. This pipe has collapsed in the green area. It is anticipated that works will be undertaken to alleviate this blockage in late summer/early autumn when the summer road works programme in the Killarney Area is complete.

Cllr. N Kelleher said that he was happy with this response.

31. Cllr N Kelleher: To ask Kerry County Council to urgently replace the Bridge at Knocknaboul, Ballydesmond and resurface the road?

Reply: Repair works are due to commence late August on the Bridge at Knocknaboul, Ballydesmond.

32. 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?

Reply: The Main Street in Rathmore is the N72 National Secondary Road. The present position with regard to capital works grants on National Routes such as Pavement and Minor Works is that the National Roads Authority are directly selecting and prioritising the schemes which are being funded and progressed. The NRA is not currently requesting submissions from Local Authority's for these works. The NRA is not funding public lighting improvements at present as it has outlined the following priorities in its overview of network improvements. Kerry County Council are 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.

Cllr. N Kelleher said that he was not happy with this response and referred to a letter which he had received from the NRA regarding this matter.

Mr. G MacNamara said that the National Roads Authority are directly selecting and prioritising the schemes which are being funded and progressed.

Mr. D Doyle asked that a copy of the letter from the NRA referred to by Cllr. Kelleher be passed on to him.

33. Cllr N Kelleher: To ask Kerry County Council to finish of the footpaths from Denis Hickey Butchers to Rathmore Garda Station in Rathmore?

Reply: The Main Street in Rathmore is the N72 National Secondary Road. The present position with regard to capital works grants on National Routes such as Pavement and Minor Works is that the National Roads Authority are directly selecting and prioritising the schemes which are being funded and progressed. The NRA is not currently requesting submissions from Local Authorities for these works. The NRA is not funding public lighting improvements at present as it has outlined the following priorities in its overview of network improvements:

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 upgrading of public lighting is unlikely to fall into any of these categories and that is reflected in the NRA allocations for 2014, where no grant was provided for public lighting improvements. This has been the position for quite a number of years. Kerry County Council are 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.

Cllr. N Kelleher said that the footpaths in Rathmore were very wide and distracted from the appearance of the town. The footpaths need to be completed and patching is no longer acceptable.

34. Cllr N Kelleher: To ask Kerry County Council to complete the ground works and gardens at the council property rented to (details with Directorate)

Reply: The garden and ground works for the above tenants were completed last week.

35. Cllr N Kelleher: To ask Kerry County to repair the sloughs at Calfmount on the N72 out of Barraduff.

Reply: These repair works on the N72 will be undertaken at the same time as the Gortanahaneboy West Pavement Overlay Scheme which is scheduled to commence in September.

36. Cllr N Kelleher:To ask Kerry County Council to repair the sloughs at Knockeenahone on the R577.

Reply: The depressions on the R577 at Knockeenahone will be repaired at the end of July.

Cllr. N Kelleher welcomed this response.

37. Cllr N Kelleher:To ask Kerry County Council to resurface the road from Mill Cross Rathmore towards Rathbeg, there are numerous lags in the road.

Reply: There is no funding currently available to carry out works on the L-7055 from Mill Cross towards Rathbeg, however, this roadway can be considered for inclusion in future works programmes for the Municipal Area.

Clarification on questions

Mr. G O'Brien referred to the agreement by the members of the Municipal District of Killarney that eight notices of motion and eight questions per member could be submitted for inclusion on the agenda for meetings of the Municipal District of Killarney. As it had been established at the first meeting that replies to questions would only issue to the councillor who submitted the question, he asked if the members wished to have their questions and replies included in the minutes of the meetings and circulated to the press.

Cllr. B Cronin said that Municipal District meetings are public meetings therefore in his opinion, all replies to notices of motion should be included in the minutes of the meeting and circulated to all the members of the MD and to the members of the press.

On the proposal of Cllr. B Cronin, **SECONDED** by Cllr. D Grady it was agreed that questions and replies would be included in the minutes of the meeting.

On the **PROPOSAL** of Cllr. B O'Connell **SECONDED** by Cllr. N Kelleher, it was agreed that all questions and replies would issue to all the members and to the members of the press.

(c) Questions

1.Cllr D Healy-Rae: To ask Kerry County Council how long more will the scaffolding be allowed to remain on the footpath on High Street in Killarney town.

Reply: The property at the former Counihan Travel Agency at 15A High Street has fallen into dereliction. The scaffolding and hoarding has been erected to cordon off this site. Dangerous structures and Derelict Site Notices have been issued to the reputed owners of this property. It is the intention of Kerry County Council to acquire this site under the Derelict Sites Act, 1990.

Cllr. D Healy said that he had noted this reply. He asked that the Local Authority would refrain from acquiring the site to allow the family the opportunity to deal with the legal issues.

Cllr. B Cronin moved his notice of motion No. 10 said that he had concerns on behalf of the family.

Mr. J Breen said that site has been an eyesore on a main street for a considerable length of time. The Derelict Sites Act 1990 provides for the removal of dereliction and this is the only interest the Local Authority has in the property.

Cllr. B Cronin asked if meetings with the people concerned had taken place.

Mr. Breen said that the Local Authority is open to discussions with anybody who wishes to discuss the matter. This is a potentially dangerous derelict site on a highly trafficked street and must be dealt with. He pointed out that the reason for the introduction of a Derelict Sites Act is to address situations with dereliction such as this.

2. Cllr M Gleeson: Have all the necessary works been completed to allow for the Taking in Charge of Ros Dara Estate in Killarney?

Reply: All the necessary works have not been completed to commence the process of Taking in Charge of this estate. There are issues regarding the public lighting to be addressed.

Cllr. M Gleeson asked that Kerry County Council would continue to liaise with the residents.

3: Cllr M Gleeson: Has the Council had communication with the clergy in Gneeveguilla with a view to progressing the provision of an urgently needed car park adjacent to the Church and Funeral Home in the village?

Reply: A meeting will be arranged with (*Name withheld for Data Protection purposes. A paper copy of the unedited minutes is available on request*) of Gneeveguilla Parish Church to discuss the provision of a car park adjacent to the Church and Funeral Home.

4: Cllr M Gleeson: Would the Council give consideration to removing the roadside grass margin on the L 2019 at Knockasartnett in order to ensure some degree of safety for recreational walkers?

Reply: It is not feasible to remove the roadside margin on the L-2019 at Knockasartnett to create a walkway as there is a responsibility on the County Council to ensure that new infrastructure is designed and built according to current Regulations.

Cllr. M Gleeson said that he was disappointed with this response.

5. Cllr M Gleeson: Can some positive action be undertaken by whoever is responsible in order to ensure smooth passage of vehicles through Minish Level Crossing? The present situation is a disgrace and presents a very poor image of public bodies.

Reply: This location on the N22 National Primary Route has been 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.
A decision in relation to the funding is awaited.

Cllr. M Gleeson said that he has previously submitted notices of motion regarding this matter.

Cllr. D Healy Rae moved his notice of motion No. 21 and said that the residents of Minish had expected that this work would be going ahead this year.

Mr. D Doyle said that no funding is available at present for this project.

Cllr. D Healy Rae asked if a plan has been put in place to accommodate the passing trains while this work is in progress.

Mr. D Doyle said that the proposed scheme had not yet reached that stage.

6. Cllr M Gleeson: Has the Council determined on a procedure to emulate the former Killarney Town Council in its elimination of Japanese Knotweed from its jurisdiction? Visual evidence suggests that the weed is being flailed along some roadsides and left there to regenerate and most likely to spread. I ask that the presence of the weed is clearly marked at every location with explicit instruction: Not to cut.

Reply: Kerry County Council will deal with Japanese Knotweed as done previously by the former Killarney Town Council. When Kerry County Council proposes to carry out works along any public road where Japanese Knotweed is present, it will ensure the Japanese Knotweed is eliminated before carrying out the works.

Kerry County Council has written to more than 5000 landowners to provide information on the control of Japanese Knotweed. The Bio Diversity Officer is providing training to Hedge cutting Contractors in relation to the identification of Japanese Knotweed. It is proposed to carry out further training for Kerry County Council's own staff on identifying and eliminating the Japanese Knotweed.

Cllr. M Gleeson said that the growth of Japanese Knotweed is rampant throughout the county. Every time it is cut every single stem will regenerate. It is an invasive destructive plant. People must be advised not to cut it in order to prevent the weed from spreading.

7. Cllr M Gleeson: Has the Council commenced the process of Dishing the footpaths in Ballyspillane Estate, Killarney in order to facilitate free and safe off-road movement for wheelchairs both manual and motorised?

Reply: Kerry County Council have carried out footpath repairs together with dishing of footpaths in Ballyspillane Estate. A sum of €12,000 has been made available in 2014 for this work.

Cllr. M Gleeson welcomed this reply.

8. Cllr D Healy-Rae: When will Kerry County Council repair the bridge on the road at Direen, Scartaglin.

Reply: Repair works will be carried out on the Bridge at Direen, Scartaglin in early August.

Cllr. D Healy Rae welcomed this reply.

9. Cllr D Healy-Rae: When will Kerry County Council take in charge Cuil an Varrig Estate in Furies.

Reply: The Taking in Charge Application Received from the Residents TIC/14/04 is currently been processed by the Housing Estates Unit.

The Estates unit will be requesting reports on this development from all Departments in Kerry County Council in Accordance with the TIC Policy Document. In addition, since 1st January 2014, all applications for taking in charge of housing estate water services have to be referred to Irish Water who decide if they will take the water services in charge or not.

The Housing Estates Unit are unable to say when a particular Estate will be Taken in charge as it depends upon the receipt of the satisfactory reports etc.

10.Cllr B Cronin: What is the update position regarding the derelict site notice issued to the (Name withheld) property in High Street and the difficulties being encountered by the owners in trying to undertake the required works.

Reply: The property at the former Counihan Travel Agency at 15A High Street has fallen into dereliction. The scaffolding and hoarding has been erected to cordon off this site. Dangerous structures and Derelict Site Notices have been issued to the reputed owners of this property. It is the intention of Kerry County Council to acquire this site under the Derelict Sites Act, 1990.

11. Cllr B Cronin: Can a full review be undertaken of the condition of all footpaths in Housing estates in the control of Kerry County Council in Killarney Town so as to formulate a priority programme to resurface damaged footpaths.

Reply: Kerry County Council have no resources at present to carry out this review. The footpaths will be maintained as required, subject to funding.

12. Cllr B Cronin: What is the current position regarding drawing down the bond in the Greenfield's development Firies?.

Reply: Tozer Gallagher LLP wrote to the County Solicitors office on 1st July 2014 re. the previous two offers made by Euler Hermes (the bondsman) on Greenfields, Firies, which were rejected by Kerry County Council as they were substantially less than the costed claim on the bond. They have indicated that they may consider doing the required outstanding works, but have not yet committed to doing so. Correspondence between the County Solicitors Office and Tozer Gallagher is ongoing.

13. Cllr B Cronin: Has the Lighting Department repaired all the public lights in Laccabane Village, Fossa?

Reply: Kerry County Council have instructed our maintenance contractors, Airtricity, to carry out the required repairs in Laccabane Village, Fossa. Airtricity have informed Kerry County Council that all the lights in this development have been tested and surveyed and are scheduled to be repaired early next week.

14. Cllr B Cronin: Has the required legal agreement been finalized so works can begin in Mountain View Estate Kilcummin?.

Reply: Tom Doherty of Deloitte receiver for certain assets of the developer of Mountain View advised on 8th July 2014 that the legal agreement to underpin the “offer” on Mountain View is currently being drafted by their legal department.

15. Cllr B Cronin. When will works begin, to spend the bond in the housing development at Racomane East, Ballyhar?

Reply: Works at Racomane East have been tendered and prices received. The bond currently in the possession of Kerry County Council is insufficient to finish the estate. The outstanding works in this estate are being funded by both the proceeds of the bond and SRF (Special Resolution Fund) funding from the Department of the Environment. The initial priority for SRF funds is Lighthouse View, Caherciveen. Once works have been completed in this estate, surplus funds may be transferred to finish works in Racomane East. Departmental approval has been sought and granted to use surplus funds to finish Racomane East. It is anticipated that a contractor is to begin works in Lighthouse view next week (beginning 13th July). It is anticipated that works will begin in Racomane East in August.

Cllr. B Cronin welcomed this reply.

16. Cllr J Sheahan: When works will commence at Listry Bridge to repair the faded road markings, which are vital in alerting traffic of road dangers?

Reply: Works to upgrade signing and road markings at this bridge will be undertaken over the coming months.

17. Cllr J Sheahan: When will works commence to install cycle lanes & pedestrian crossing on the Muckross Road from the Dromhall Hotel to Flesk Bridge?

Reply: This project is currently at the statutory public consultation stage and it is proposed that the works will commence in October subject to funding.

18. Cllr J Sheahan: When are resurfacing works to commence at Bealnadeega Creamery to (*Name withheld for Data Protection purposes. A paper copy of the unedited minutes is available on request*) on the N72?

Reply: Tenders were received by the Council at the end of June to undertake a pavement overlay scheme on the N72 National Secondary Road at Gortanahaneboy West on a section of road approximately between the junction to Lisnagrave (immediately west of Beheenagh Bridge) to a location immediately east of the railway bridge. The overlay works will be scheduled to commence in early September.

19. Cllr J Sheahan: What is the update for works at the Bower, Gortahaneboy West, Rathmore?

Reply: The Road Design Office in Castleisland are working with the National Roads Authority to determine the optimal solution for this section of the N72 at the Bower, Gortahaneboy West, Rathmore.

A topographical survey of the carriageway was carried out. The NRA has requested that 2 no. Vehicle Activated Signs be installed which will record vehicle data such as speed etc. This information along with the survey and any accident data will be used to determine the next course of action at this location.

20. Cllr J Sheahan: How many houses in the remit of Kerry County Council are unoccupied in the Killarney Municipal Area?

Reply: Currently, within the Killarney Municipal area there are 7 no. group houses under repair and 4 no. under offer/awaiting allocation.

21. Cllr D Healy-Rae: When will Kerry County Council repair the railway crossing at Minish on the N22 as it is now in a desperate state?

Reply: This location on the N22 National Primary Route has been 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.

A decision in relation to the funding is awaited.

22. Cllr D Healy-Rae: To ask Kerry County Council when will work commence on the pedestrian crossing at McSweeney's Corner, Killarney.

Reply: These works are scheduled to commence in the fourth quarter of this year.

Cllr. D Healy Rae welcomed this reply.

23. Cllr N Kelleher: How many ghost estates are in the Municipal District of Killarney?

Reply : There are 10 No. unfinished Housing Estates as Published in the Department of Environments Unfinished Housing Estates List of 2013. (What constitutes a ghost estate depends on the definition used)

1. An Parc, Gneeveguilla, Killarney, Planning No. 05/2162
2. Forge Lane, Barraduff, Killarney, Planning No. 06/3952
3. Pairc Cummin, Kilcumin, Killarney, Planning No. 04/1528
4. Parc Darach, Barraduff, Killarney, Planning No. 05/2462
5. Coil Corran, Park Road, Killarney, Planning No. 04/204149
6. Innisfallen/Innisfallen Mews, Rookery Rd. Killarney, Planning No. 06/204597
7. Reeks Gateway, Ardnamweeley, Killarney, Planning No. 04/204259
8. Greenfields, Killahane Furies, Planning No. 05/1018
9. Caislean Nua, Cahereen Heights, Castleisland, Planning No. 06/2379
10. Clonough, Bawnluskaha, Castleisland, Planning No. 03/1950

While acknowledging that it was a very loose question, Cllr. N Kelleher asked what the position is in situations where the developer is no longer available. Mr. J Breen said that it was a very difficult question to answer as in such cases there is no definitive means of funding and no clarity regarding the identity of the property owner.

24. Cllr N Kelleher: Can the Kerry County Council increase awareness among landowners of the need to ensure hedges are cut as they are a really danger to motorist across the county.

Reply: Each year Kerry County Council Roads Enforcement Officer sends out hedgecutting notices to more than 5000 landowners, advising them of their responsibilities under the Roads Act in relation to hedgecutting. In addition to this, advertisements are placed in the local newspapers advising all landowners of their duties with respect to hedges. The Roads Enforcement Officer approaches specific landowners when contacted by the public or Elected Members regarding any overgrown hedges.

Cllr. N Kelleher said that a campaign should be put in place to increase awareness among land owners of the need to cut hedges to ensure the health and safety of road users.

14.07.16.06 Water Services Directorate.

It was agreed to note the following report from the Water Services Directorate 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 80% complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	€ 292,000	Construction of this project is substantially 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	Scheme included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water to have all options for the scheme independently reviewed and 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 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 following table:

MINOR CAPITAL WORKS PROGRAMME			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	€ 3,500	Approved
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	€ 4,500	Approved
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pumpstation	€ 35,000	Requested
Mid Kerry Mains Replacement – Gearha Cross to Meanus Cross	Replace sections of Killorglin Trunk Main	€ 855,000	Requested
Mid Kerry Gearha	Installation of PRV's	€ 14,400	Approved
Milltown Poulgorm WSS	Modify network to eliminate old watermain	€ 25,000	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 Raw Water Main	Lay main to Lake	€ 160,000	Requested
Castlemaine Ejector House	Pump and Control Panel Upgrade	€ 15,422	Approved
Castlemaine WW Tank	Pump and Control Panel Upgrade.	€ 11,848	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 encroaching Archway of Bridge causing river to back up and flooding upstream	€ 45,000	Requested
MK Knockavota WSS	Replacement of Cast Iron watermain along a 320m stretch on Tralee/Killorglin road	€ 52,000	Approved
Total		€ 1,581,370	

Group Schemes

Takeover of Group Schemes

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

Nationally, negotiations are ongoing between DECLG and Irish Water to develop a protocol allowing Group Schemes to be taken over. Pending the publication of this protocol, all takeover applications are on hold in Co. Kerry

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.

Group Sewerage Schemes

General Background on Group Sewerage schemes

The Dept grant for Group Sewerage Schemes (GSS) increased to €6,500 per house or 75% of the cost of the scheme, whichever is the lesser, in December 2012. It should be noted that the members of the group scheme must make up the balance of the capital costs. Agreement to connect GSS to Public Sewers is now a matter for Irish Water. Also the GSS and Irish Water need to have agreed in advance that Irish Water will take over the scheme on its satisfactory completion. Kerry County Council has discussed this with Irish Water and does not anticipate any difficulty in obtaining their consent.

Tullig Group Sewerage Scheme, Castleisland

The area served by the proposed Group Sewerage Scheme includes the Tullig Road (as far as the River Maine) and the 350m along the Cordal Road. A total of 43 houses can be served by the proposed GSS which includes a pumping station at the western end and a rising main sewer to the existing sewerage system near An Riocht athletics ground. The estimated cost of this work is €585,000. The allocated grant available to-date is €187,500 which would allow work to the value of only €250,000. It is the Council's intention to seek further grant aid to the value of €92,000. This would realise a total grant of €279,500 which would be the maximum grant available for the 43 No. houses (ie €6,500 per house).

In order for these works to proceed, it will be necessary for the Group Scheme to raise the balance of €305,500 which will need to be in place by Mid-July in order to secure the drawdown of this grant in 2014.

(b) Notices of Motion

1.Cllr D Healy-Rae: To ask Kerry County Council and Irish Water to adhere to the request by the people of Kilcummin to take the sewerage from Killcummin down to the Killarney Treatment Plant and to verify that €1.3M is allocated for this scheme.

Reply: Kilcummin Sewerage Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016) and the Plan indicates a budget of €1.3 million for the Scheme. Kilcummin Sewerage Scheme is one of a number of schemes for which Irish Water plans to "Review Scope and Commence Construction". Kerry County Council understands that Irish Water intends to have all options for the scheme independently reviewed. Following the review process Irish Water will select the solution it deems most appropriate.

Cllr. D Healy Rae said that this matter has been ongoing for a considerable length of time.

Cllr. B Cronin moved his notice of motion No. 3 and said that the response did not answer the question. He would like to know if the funding has been allocated or is it still with Irish Water. Also, will the sewage be piped to the Killarney treatment plant or is the option of a stand alone treatment plant in Kilcummin still being considered.

Cathaoirleach JJ Culloty supported notices of motion No's 1 3

Mr. C Mangan SEE said that the Kilcummin Sewerage Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016) and the Plan indicates a budget of €1.3 million for the Scheme. Irish Water intends to have all options for the scheme independently reviewed and will select the solution it deems most appropriate.

Cllr. M Gleeson supported notices of motion No's 1 & 3.

2.Cllr B Cronin: Has there been any progress regarding funding from Irish Water for the replacement of the old water mains in the Mid Kerry Water supply Scheme for Aglish to Flynn's forge and Molahiffe to Clounlara.

Reply: An application has been made to Irish Water to replace 1,500m of the Mid-Kerry watermain between Aglish and Coolbane. A decision on funding approval is awaited.

A Pressure Reducing Valve was installed on the watermain between Molahiffe and Clounlara which has significantly reduced the number of bursts in this area. An issue with low pressure that was notified to KCC recently has been rectified.

Cllr. B Cronin asked when the pressure reducing valve was installed.

Mr. Mangan said that this valve was installed in late 2012.

Cllr. B Cronin said that households, businesses and farmers in these areas were encountering huge difficulties when breaks occur. He asked that this matter be referred to Irish Water to highlight the need for urgent progress with the replacement of the water main. Also, as the application made to Irish Water only refers to the water main between Aglish and Coolbane, he asked that Irish Water be requested to replace the water main from Molahiffe to Cloonlara as low pressure is a continuous problem for customers and electrical appliances have been damaged and had to be replaced.

Cllr. D Healy Rae supported the notice of motion.

Mr. C Mangan said that an application has not been made to Irish Water for the replacement of the water main from Molahiffe to Cloonlara since the installation of the pressure reducing valve as there has been a considerable reduction in breaks in the interim. Additional water storage capacity should be considered by businesses in this area.

Cllr. B Cronin said that it is critically important that the Council would continue to actively pursue Irish Water with a view to the provision of funding for main replacement in the area from Aglish to Flynns Forge as there has been a considerable number of bursts in this area, in recent weeks.

With regard to the water main between Molahiffe and Cloonlara, **Cllr. Cronin** said that the installation of the pressure reducing valve has helped to reduce the number of breaks but has caused a problem with low pressure. He asked if the Council had contacted the businesses to inform them that additional water storage capacity should be considered.

Mr. Mangan said that the Caretakers have been in contact with the businesses. He undertook to visit them personally as soon as possible.

Cllr. D Healy Rae said that 3-4 breaks have occurred on the main between Molahiffe and Cloonlara in recent weeks.

3. Cllr B Cronin: Can Kerry County Council confirm they have received the allocation of €1.3 million euro from Irish Water for the construction of Kilcummin Sewerage Scheme and if so can they outline how and when this money will be spent.

Reply: Kilcummin Sewerage Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016) and the Plan indicates a budget of €1.3 million for the Scheme. Kilcummin Sewerage Scheme is one of a number of schemes for which Irish Water plans to “Review Scope and Commence Construction”. Kerry County Council understands that Irish Water intends to have all options for the scheme independently reviewed. Following the review process Irish Water will select the solution it deems most appropriate.

Please refer to notice of motion No. 1

4. Cllr J Sheahan: That Kerry County Council Water Services & Irish Water provide an update for a resident at Woodlawn, Killarney who has had to contend with raw sewage in her home & garden. (details with Directorate)

Reply: There is a minor settlement in part of this 225mm diameter, concrete, combined foul and storm-water sewer, which is laid beneath the back gardens at this location. Accordingly it has been necessary on occasion to pressure-clean the pipe – this has happened annually or every second year in recent times.

There are ‘rear’ extensions built over the sewer and these prevent the re-laying of parts of the existing pipe. A possible solution lies in the construction of a new sewer in privately owned land behind (and south of) the sites

Cllr. J Sheahan said that this matter must be addressed.

Cllr. D Grady said that he too was aware of this problem and suggested that the provision of a “trap” would resolve the issue.

Mr. C Mangan said that he was hopeful that this problem would be addressed very soon.

5. Cllr J J Culloty: Now that funding has been made available, at what stage is the process of extending the mains sewer from Killarney to Kilcummin?

Reply: Kilcummin Sewerage Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016) and the Plan indicates a budget of €1.3 million for the Scheme. Kilcummin Sewerage Scheme is one of a number of schemes for which Irish Water plans to “Review Scope and Commence Construction”. Kerry County Council understands that Irish Water intends to have all options for the scheme independently reviewed. Following the review process Irish Water will select the solution it deems most appropriate.

(c) Questions

1.Cllr D Healy-Rae: To ask Kerry County Water Services what area and houses are to be involved in the group sewerage scheme in Castleisland, what amount of money is available and pinpoint exactly where this scheme is for.

Reply: The area which would be served by the proposed Group Sewerage Scheme includes the Tullig Road (as far as the River Maine) and the 350m long line of houses on the Cordal Road at its junction with the Tullig Road. A total of 43 No. houses can be served by the proposed GSS which includes a pumping station at the western end and a rising main sewer to the existing sewerage system near An Ríocht athletics ground.

The estimated cost of this work is €585,000. The allocated grant available to-date is €187,500 which would allow work to the value of only €250,000.

It is the Council's intention to seek further grant aid to the value of €92,000. This would realise a total grant of €279,500 which would be the maximum grant available for the 43 No. houses (ie €6,500 per house).

In order to go ahead with this work, it would be necessary for the Group Scheme to raise €305,500 ie €7,100 for each of the 43 houses. It is necessary that this money would be in the Group Scheme's bank account before the proposed Scheme could go to Tender.

In order to get this work started and reasonably advanced by the end of the year and thus avail of the DOeC&LG grant aid, it is necessary that the GSS has its contribution of €305,500 in place by mid July. A letter to this effect has been sent by the Council to the GSS.

Cllr. D Healy Rae asked if a Group Sewerage Scheme had been set up.

Mr. C Mangan SEE said that the householders had been written to regarding this matter but a connection to the public sewer would be their preference.

Cathaoirleach JJ Culloty said that securing a contribution of €7,100 from 43 households was unlikely.

Mr. Mangan said that if the GSS did go ahead it would be taken in charge by Kerry County Council immediately. He added that a contribution of €7,000 was reasonable when compared with the cost of a connection to the public sewer.

Cllr. D Healy Rae said that the householders in this area have been waiting for approximately 35 years for an extension to the public sewer.

2. Cllr D Healy-Rae: To ask Irish Water to lay the proposed water main at Gortagullane Muckross so that the road resurfacing works can start immediately afterwards.

Reply: Irish Water has not yet sanctioned funding for these works. Moreover, no decision has been made as to whether this scheme will progress by Direct Labour or by Contract. If the works are to proceed by Contract, then they will not be completed within the 2014 Roads Programme.

Cllr. D Healy Rae said that this was his most important question today as the road resurfacing works will not go ahead this year if funding is not made available for the water main within the coming week. He appealed to Irish Water to sanction funding immediately for these works.

Mr. Mangan said that a response from Irish Water was awaited.

3. Cllr B Cronin: Can a fire hydrant be installed at Crohane, Fossa, centrally located and identifiable to cater for this highly residential area

Reply: It is intended that a hydrant will be installed at Crohane, Fossa by the end of the year.

Kerry Fire Service recommends that Irish Water be tasked with reviewing the suitability of the water main network in Crohane, Fossa to sustain a fire hydrant in compliance with BS: 750

The Crohane, Fossa area is covered by the Killarney Fire Station. The Killarney fire station has two designated pumping appliance each carrying 1800 litres of water and a specialist water tanker carrying 9500 litres.

In addition, another Water Tanker located in Tralee fire station carries 9500 litres.

Cllr. B Cronin acknowledged this reply and asked if Kerry County Council has a record of the location of fire hydrants in the Killarney Municipal District.

Mr. Mangan confirmed that the Fire Services and Water Services hold records of the location of fire hydrants.

4. Cllr J Sheahan: What is the current update in regards to the commencement of the Kilcummin Sewage Scheme & will it be piped into the plant at Ross Road, Killarney?

Reply: Kilcummin Sewerage Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016) and the Plan indicates a budget of €1.3 million for the Scheme. Kilcummin Sewerage Scheme is one of a number of schemes for which Irish Water plans to "Review Scope and Commence Construction". Kerry County Council understands that Irish Water intends to have all options for the scheme independently reviewed. Following the review process Irish Water will select the solution it deems most appropriate.

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

(a) Notices of Motion

1. Cllr. B Cronin: To request the management of the Killarney Municipal Area to examine why half of the Killarney Outlet Centre is lying empty and to ask the Chief Executive to arrange a meeting with the owners to examine all options to utilise this outstanding facility, which is situated in a prime central location and has the potential to create employment for over 30 people in Killarney.

Reply: The municipal district manager will meet with the owners and operators of the outlet centre to see what solutions can be brought forward towards greater occupancy of this prime located retail facility which will reflect the planning conditions attaching to the uses permitted at the centre.

Cllr. B Cronin said that this matter had been brought to his attention while canvassing for the local elections in May. On the day he visited the centre there were 15 vacant units and this is replicated all over the county. People drive from all over the country to similar Outlet Centres such as Kildare Village. The Killarney Outlet Centre is located beside the train and bus stations and 2 minutes from the town centre. It is totally underutilised. He welcomed that Mr. Breen would meet with the owners and operators to examine solutions towards greater occupancy of the facility which has major potential for creating employment.

Mr. Breen said that the planning conditions for this facility are restrictive with regard to the type of goods that can be sold in the centre. He undertook to revert to Cllr. Cronin regarding this matter.

Cllr. Cronin said that these restrictions may need to be reviewed.

Cllr. N Kelleher **SECONDED** this comment and agreed that the conditions may need to be reviewed as the economy has changed since the outlet centre was built.

Ethics Declaration Notice of Motion No. 2

Cllr. D Grady declared in accordance with Section 177 of the Local Government Act, 2001 that his son is a Jarvey and he would leave the meeting while this item was being considered.

Cllr. D Grady left the meeting at this stage.

2. Cllr. D Healy-Rae: That Kerry County Council ask the National Park to allow the Jarveys down inside the wall parallel to the Mission Road and give traffic a proper chance to move on.

Reply: This is a matter for resolution by the members.

Cllr. D Healy Rae asked that the other members would support his request that management of the Killarney Municipal District would contact the National Parks & Wildlife Service (NPWS) to request that this matter be considered as it would address traffic build up in this part of the town.

Cathaoirleach JJ Culloty supported the notice of motion and said that this request would be forwarded to the NPWS.

Cllr. N Kelleher who is a member of the National Parks Liaison Committee said that he would raise this matter with the NPWS.

Cllr. M Gleeson said that it is unfortunate that this matter had not been taken into consideration when Mission road was being developed.

Mr. J Breen said that it would be necessary for the members of the Municipal District of Killarney to review the Jarvey Bye Laws to bring them up to date.

Cllr. D Grady returned to the meeting.

3. Cllr. JJ Culloty: In recognising the importance of the title to tourism and commerce in Killarney, that we the members of the Killarney Municipal District call on the Minister of the Environment, Community and Local Government to allow the title of Mayor to be used officially as it has always been done.

Reply: This is a matter for resolution by the members.

Cathaoirleach JJ Culloty said that the title of Mayor has huge significance for tourism in the county, particularly in Killarney. The Cathaoirleach of Kerry County Council has submitted a similar notice of motion for the July meeting of the Full Council.

Cllr. M Gleeson said that he has been privileged to serve as Mayor of Killarney and Cathaoirleach of Killarney Town Council and saw for himself the dramatic difference that the title of Mayor can make, particularly when welcoming visitors to the town.

Last year he had the pleasure of welcoming a group of people from Georgia who were gobsmacked that the Mayor of the “city” personally came to welcome them. He had no doubt that when the group returned home they spoke positively of the welcome that had been extended to them in Killarney.

He said that he had proposed at the AGM of Kerry County Council that the members of Kerry County Council would continue to use the title of Mayor irrespective of the decision taken by the Minister for the Environment, Community & Local Government. He said that he intended to continue to use the title of Mayor of Killarney.

Cllr. D Grady supported the notice of motion and said that he disagreed with the decision taken by the Minister regarding the title of Mayor. The newly appointed Minister, Alan Kelly TD should be requested to rescind this decision.

Cathaoirleach JJ Culloty said that in the meantime, as Cathaoirleach of the Municipal District of Killarney, he intends to use the title of Mayor of Killarney.

Cllr. D Grady said that his preference would be for the legislation to be changed to allow for the title of Mayor to be used as previously.

Cllr. D Healy Rae supported the notice of motion and said that the title of Mayor was very important in a town such as Killarney which is dependent on tourism.

Cllr. N Kelleher said that not to use the title of Mayor would be doing an injustice to Killarney.

Mr. J Breen said that while he concurred with the views of the members regarding the promotional element of the title of Mayor of Killarney the statutory provision is for the title of Cathaoirleach of the Municipal District of Killarney. However, the honorary title of Mayor of Killarney may be used.

(b) Questions

1. Cllr. D Healy Rae: Has Kerry County Council received any reply to the request to the OPW at the previous meeting to remove islands blocking the flow of the river below the Flesk Bridge on the Muckcross Road, Killarney?

Reply: An acknowledgement to our letter was received on 8th May 2014 and no further correspondence has been received to date on the matter.

Cllr. B Cronin said that he had requested that the OPW be contacted regarding this matter at the Killarney Electoral Area meeting in April 2014 and if a similar situation occurred in the future. He would appreciate if the reply would include a reference to the member who initially made the request.

2. Cllr. N Kelleher: Can Kerry County Council seek assistance from Irish Rail to improve the appearance of their yard at the Headford level crossing as we are only five years away from the centenary anniversary of the Headford Ambush.

Reply: This is a matter for resolution by the members.

14.07.16.08 Requests for reception of deputations.

(a) On the PROPOSAL of Cllr. D Healy Rae SECONDED by Cllr. J Sheahan it was agreed that a deputation from the residents of Glenflesk concerning the reduction of the speed limit adjacent to Glenflesk Church would be received at a meeting of the Municipal District of Killarney.

(b) On the PROPOSAL of Cllr. D Healy Rae SECONDED by Cllr. J Sheahan it was agreed that a deputation from the residents of Lissivigeen concerning the reduction of the speed limit from Lissivigeen roundabout to the bottom of Pike Hill would be received at a meeting of the Municipal District of Killarney.

(c) On the PROPOSAL of Cllr. B Cronin SECONDED by Cllr. JJ Culloty it was agreed that a deputation from the residents of Knockasarnett / Coolgarriv to discuss road issues and pedestrian safety would be received at a meeting of the Municipal District of Killarney.

(d) On the PROPOSAL of Cllr. N Kelleher SECONDED by Cllr. D Healy Rae it was agreed that a deputation from the residents of Cahereens Heights concerning conditions in their estate would be received at a meeting of the Municipal District of Killarney.

The Cathaoirleach referred to Item 46 in Standing Orders for the Killarney Municipal District and said that as Cllr. D Healy Rae had received approval for the reception of two deputations that he would advise as to which deputation would be received at the next Killarney Municipal District meeting.

14.07.16.09 Date for the holding of the next Municipal District Meeting.

It was agreed that the next meeting of the members of the Municipal District of Killarney would be held on Friday 19th September 2014 in the Town Hall Killarney commencing at 10.00am.

14.07.16.10 Correspondence.

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

1.	Letter dated 16 th April, 2014 from Deputy Michael Healy Rae in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane
2.	Email dated 17 th April, 2014 fro Deputy Tom Fleming in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane.
3.	Letter dated 23 rd April, 2014 from Senator Marie Moloney in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane
4.	Letter dated 23 rd April, 2014 from Senator Paul Coghlan in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane
5.	Letter dated 24 th April, 2014 from Irish Water re request for delegation from Kerry County Council concerning Kilcummin sewerage scheme.
6.	Letter dated 1 st May, 2014 from the Minister for Transport, Tourism and Sport to Senator Ned O'Sullivan in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane
7.	Email dated 2 nd May, 2014 from the Minister for Transport, Tourism & Sport in relation to funding for Local Improvement Schemes (LIS)
8.	Letter dated 6 th May, 2014 from Minister Jimmy Deenihan in relation to funding for improvement works on the road from Coolgarrive Cross to Inchicullane.

14.07.16.11 Any Other Business.

Construction of Social Housing

Cllr. D Grady asked if an update was available on funding for the construction of social housing in Killarney.

Mr. J Breen said that funding was available for the construction of eight houses and tenders would be invited for the project in August 2014.

Anti Social Behaviour

Cllr. D Grady referred to an anti social behaviour by an occupant of a Local Authority house in Killarney and asked if any action was being taken against the offender.

Mr. J Breen said that an application for an Exclusion Order has been discussed with the tenant but as no progress has been made. Kerry Council may have to make the application for an exclusion order.

Caravan parked at Ballydribeen

Cllr. D Grady asked if authorisation for a caravan parked at Ballydribeen, Killarney had been investigated by Kerry County Council.

Mr. J Breen said that this matter would be referred to Planning Enforcement for investigation.

Kilcummin Cross to Aghadoe Cross

Cathaoirleach JJ Culloty asked that margins be provided on the N22 from Kilcummin Cross to Aghadoe Cross to facilitate volunteers who pick up litter.

Gully Traps

Cllr. B Cronin said that dirt and debris had lodged in gully traps throughout Killarney and asked that this issue be addressed.

Hedge Cutting

Cllr. B Cronin said that hedges at Pairc Chuimin, Scart Cross and Leamnaguilla needed to be trimmed.

Development on Muckcross road

Cllr. B Cronin asked if an update was available from Planning Enforcement on the status of the development on Muckcross road, Killarney.

Mr. J Breen said that that the developer had been given an opportunity to resolve a number of issues, if not complied with, planning enforcement measures will be initiated.

Cllr. Cronin said that the site is highly unsafe.

Sewage Manhole Covers

Cllr. D Healy Rae asked that sewage manhole covers in Farranfore be examined.

Repairs to social housing units

Cllr. D Healy Rae said that now that funding has been made available for the repair of vacant social houses has the single rural dwelling at Killeagh, Farranfore been included.

Mr. J Breen confirmed that this house is included on the list of properties to be repaired.

Cllr. D Healy Rae asked for a copy of the list.

Mr. Breen said that this list had been circulated to the members but addresses of properties were not identified.

Cllr. D Healy Rae asked for an update on the vacant property at Knockinane East, Kilcummin.

Mr. D Doyle SEE undertook to revert to Cllr. Healy Rae regarding this matter

Section 183

Mr. J Breen said that a Section 183 --- would be included on the agenda for the September meeting of the Killarney Municipal District. Maps were circulated.

The meeting concluded at 1.50pm.

Cllr. JJ Culloty
Cathaoirleach of Killarney Municipal District.

Mr. G O'Brien
A/SEO Corporate Affairs