



Comhairle Contae Thiobraid Árann
Tipperary County Council

December 5th, 2023

Notice Of Meeting

Don Cathaoirleach agus Gach Ball den Comhairle.

A Chara,

Iarrtar ort bheith i láthair ag Cruinniú Míosúil de Chomhairle Contae Thiobraid Árann san Oifigi Cathartha, Bothar Luimnigh, An tAonach, Contae Thiobraid Arann, 11 Nollaig, 2023 ar 11 a chlog ar maidin.

You are requested to attend the Monthly Meeting of Tipperary County Council to be held in the Council Chamber, Civic Offices, Nenagh, on Monday 11th December, 2023 at 11 a.m. to consider the agenda attached.

Alternatively, if you wish to attend remotely via Zoom, you may do so by using the Meeting ID 337 370 6029. You can join the meeting via link or meeting ID via the zoom app.

Lunch will be provided.

Is Mise le Meas,

Ger Walsh

Meetings Administrator,

Tipperary County Council.

Agenda

Welcome and introduction.

1.1 Meeting Protocol

For Information

Meeting ID: 3373706029

Rules for Members attending Remotely:

The following rules will apply to those members attending remotely in relation to how the meeting will be run to ensure everyone can make a useful contribution:

1. The Cathaoirleach/Meetings Administrator will at the outset, call a roll call of all participating members and ensure that those attending remotely can hear and see those in attendance;
2. Each Member participating remotely will confirm that they can hear and see the proceedings and also ensure that there are no other persons present who are not entitled to be either hearing or seeing the proceedings and/or recording the proceedings.
3. All members will mute their microphone until they are called on to speak by the Cathaoirleach;
4. Any Councillor that wishes to ask a question/query should click on the "Participant" tab at the bottom of their screen and then click on the "Raise Hand" tab which should appear to the right of the screen. This will allow the Cathaoirleach and host to see who wishes to speak;
5. The Cathaoirleach will indicate which Cllrs have raised their hand to speak and will call on those Councillors present in person in the Chamber first in sequential order to speak or raise a question/query on that particular agenda item; The Cathaoirleach will then call on any Councillor attending remotely to raise any queries;
6. The Director of Services/Senior Section Staff will reply to the queries raised;
7. Each speaker should mute their microphone immediately after speaking;
8. If a member loses connectivity or leaves the meeting, they should inform the Elaine Murphy by email to elaine.murphy@tipperarycoco.ie or phone/text - 087 2339376;
9. All members of the media will be required to turn off their video and mute their microphone throughout the full proceedings and must maintain silence and observe any direction given by the Chair or by the meetings administrator;
10. Zoom meeting instructions which should assist you in joining the meeting and asking questions are available to view on Decision Time - [Click Link](#).

General Houskeeping Rules

- All Mobile Phones to be turned off or on silent during the meeting.
- Location of the Toilets and Fire Exit:- Toilets are located at the rear of the Council Chamber and also within the main public Foyer area (on the right)
- See attached map for location of Emergency exits and the emergency exit routes

within the building.

Ethics Declarations

2.1 Disclosures/or Conflicts of Interest

Consideration of Minutes

3.1 Minutes of Council Meeting held on the 27th October, 2023 - attached.

Conferences / Seminars / Training/ Further Education

4.1 Approval to Attendance

4.2 Reports on Conferences

Business prescribed by Statute, Standing Orders or Resolution of the Council

5.1 Section 183 Notice - Disposal of property at Longfordpass South, Gortnahoe to Sean Hayden - attached.

- To facilitate rectification of Section 183 Notice passed on 11th September, 2023 wherein a plot of land was excluded in error.

5.2 Section 183 Notice - Disposal of property at Gorteeshal, Ballyporeen to Ballyporeen Childcare Committee Ltd - attached.

- To facilitate the development of a sensory garden for the benefit of the community.

5.3 Section 183 Notice - Disposal of property at Lisbunny Business Park, Nenagh to Lukasz Bukala and Marcin Florczyk - attached.

- To facilitate the transfer of the property to the names of the purchasers - previous Section 183 Notice passed on 12th June, 2023 refers.

5.4 Section 183 Notice - Disposal of property at Rosegreen, Cashel to Cashel and Emly Diocesan Trust CLG - attached.

- To regularise title of walkway to allow the upgrade of the pedestrian footpath.

5.5 Section 183 Notice - Disposal of property at Butlerstown, Ballyneale, Carrick-on-Suir to Walsh & Nagle Ltd. - attached.

- To facilitate a name change on the Deed of Rectification, Section 183 Notice passed on the 27th October, 2023 refers.

5.6 Section 183 Notice - Disposal of property at Longorchard, Templetuohy, Thurles to James and Margaret Sweeney - attached.

- To facilitate a Deed of Rectification to regularise a mapping error.

5.7 Section 183 Notice - Disposal of property at 9 Marian Terrace, Clonmel to Michael O'Donnell - attached.

- To facilitate the rectification of a mapping error.

5.8 Section 85 Agreement between Tipperary County Council and Kilkenny County Council - report attached

- Provision of Feasibility Study on development of a recreational amenity & tourism project from Waterford Greenway to Suir Blueway

5.9 Consideration of the Local Economic and Community Plan (LECP) 2024-2029 - attached

Financial Management

6.1 To note the Audited Financial Statements for 2022 and Local Government Auditors Report thereon - attached

Appointment of Members to Committees or Boards

7.1 Ratification of Nominees

- Economic Development & Enterprise SPC
 - Mr. Conor Mulcahy of Conor Mulcahy Construction Ltd as replacement Development/Construction nominee following resignation of Ms. Michelle Kavanagh.

Consideration of Reports and Recommendations

8.1 Consideration of Management Report as per Section 136 (2) of the Local Government Act, 2001, as amended by the Local Government Reform Act, 2014 - report attached

- Roads, Transportation, Health and Safety
- Planning and Development (including Town Centre First and Just Transition)
- Emergency Services & Emergency Planning
- Library, Cultural Services & Biodiversity.

- Finance & Information Technology

Corporate/Organisational Issues

9.1 Fix date for January Monthly Meeting

- Friday 12th January 2023 at 11am in Clonmel

Chief Executive / Delegated Officers Orders

10.1 Consideration of Orders for the period to the 30th November, 2023

Notices of Motion (Adjourned from previous Meeting)

11.1 Cllr A.M. Ryan (NOM Ref: 2694)

That Tipperary County Council write to the Minister for Health to express the councils full support for Section 39 Organisations and staff and to call on the Minister to restore full pay parity to these workers.

Until 2008, workers in these agencies received pay increases under national wage agreements. At the onset of the financial crisis, they were subject to pay cuts in line with the same cuts applied to public sector pay. Many "Section 39" workers have still not received pay restoration and are looking for pay parity with Section 38 Workers (HSE workers) who perform the same duties.

"Section 39 agencies, who are funded under Section 39 of the Health Act, 2004, provide a range of residential and day services for people with disabilities, mental health, addiction, domestic and sexual violence services, and other supports, under service level agreements with the HSE. Pay inequality is leading to recruitment issues, existing staff burn out and a reduction in the vital services they provide.

11.2 Cllr. Michael FitzGerald (NOM Ref No. 2691)

That Tipperary County Council write to the Minister of State James Browne TD, Minister for Law Reform expressing concern with the consequences of the Proposed Gambling Regulation Bill on small rural racecourses (Tipperary, Thurles, Clonmel) which are a key economic component of our County's Development.?

Notices of Motion (Tipperary County Council Functions)

12.1 Cllrs. Kieran Bourke, David Dunne, Mark FitzGerald, Imelda Goldsboro, Kevin O'Meara (NOM Ref No. 2713)

I am calling on Tipperary County Council to review and amend section 7 "Infrastructure" of the "Civic Memorial Policy". This would allow Carrick Municipal District to name its Town Park "CLANCY PARK".

Notice of Motions (Non-Tipperary County Council Functions)

13.1 Cllr S. Morris (NOM Ref No. 2733)

Tipperary County Council asks the International Protection office or the relevant Ministers to cease the movement of IPAS “asylum seekers” into town and villages without first of all contacting local councils to see if the facilities for IPAS “asylum seekers” are in place and if the proposed building offered for the “asylum seekers” are suitable . That contact with the council should happen when the building is offered and the local council should be part of the decision making process thereby taking out the “secrecy “ in the process that exists at the moment . Tipperary County Council also proposes that all IPAS applicants should be fully vetted , get Garda Clearance and should have successfully have made it through the asylum process before they are moved around the country .

Correspondence

14.1 Reply dated 8th September, 2023 from office of Minister for Housing, Local Government and Heritage

- Combined drains Council tenanted properties (NOM Ref. 2638)

14.2 Letter of appreciation dated 11th November, 2023 from Ambassador Mission of the State of Palestine, Dublin.

- Israeli-Palestine Conflict

14.3 Reply dated 21st November, 2023 from Office of the Minister of State for Nature, Heritage and Electoral Reform

- Election Posters

14.4 Reply dated 24th November 2023 from Office of Minister for Communications, Climate Action and Environment

- Just Transition Fund

14.5 Reply dated 4th December, 2023 from Darragh O'Brien, TD re. Rent Calculation (NOM 2612)

Resolutions from Other Local Authorities

15.1 Motions from other Councils - attached.

- Cavan County Council - Allianz Hurling League 2025
- Clare County Council - Primary Medical Certificates for individuals with physical disabilities.

Votes of Sympathy / Congratulations

16.1 Expressions of votes of sympathy/congratulations

AOB

17.1 Any other business appropriate to a meeting of Tipperary County Council arising with the permission of the Cathaoirleach.