

**MINUTES OF PROCEEDINGS OF MONTHLY MEETING OF
TIPPERARY COUNTY COUNCIL HELD
IN THE COUNCIL CHAMBER, CIVIC OFFICES, CLONMEL
AT 11.00 AM ON 8TH JULY 2019**

Present

Cllr. Ml. Murphy, Cathaoirleach

Cllrs. Ahearn, G; Ambrose, S; Anglim, M; Black, T; Bonfield, F; Bourke, K; Bugler, P; Burgess, D; Carroll, J; Coonan, N.J; Crosse, J; Darcy, G; Dennehy, N.P; Dunne, D; English, P; Fitzgerald, M; FitzGerald, Ml; Goldsboro, I; Hanafin, S; Hannigan, J; Hourigan, Mary Hanna; Kennedy, R; Lee, S; Lowry, M; McGrath, H; McGrath, M; Moloney, A; Moran, E; Morris, S; Murphy, Marie; O'Meara, K; O'Meara, Ml; Ryan (Shiner), A; Ryan, J; Ryan, P; Ryan, S; Smith, M.

Also Present

J. MacGrath, Chief Executive, M. Shortt, S. Carr, S. Keating, P. Slattery, C. Curley, M. O'Connor, Directors of Service L. McCarthy, Head of Finance, G. Walsh, Meetings Administrator.

Apologies

Cllrs: R. Molloy; J. McGrath

Item 1.1

Proposed by **Cllr. S. Ambrose**, seconded by **Cllr. J. Crosse** and resolved

**Minutes of
Council Meeting
held on 13th May
2019**

"That the minutes of the Council Meeting held on 13th May 2019 in the Council Chamber, Civic Offices, Clonmel Co. Tipperary, as presented be adopted".

Item 1.2

**Minutes of
Annual Meeting
held on the 7th
June 2010**

In reply to a query from Cllr. Niall Dennehy concerning the minutes of the Annual Meeting held on 7th June 2019, under Item 1.8. the Cathaoirleach, Cllr. Michael Murphy requested the Meetings Administrator, Mr. G. Walsh to address the matter.

The substance of the query related to the legality of the taking of the Chair by the Meetings Administrator pending the election of the Cathaoirleach having regard to Standing Order No. 2, which provided for the selection by the meeting of an employee or a member.

The Meetings Administrator, in replying, advised that legislation allowed for the position to be taken by an employee or a member (Schedule 10, Paragraph 5 of the Local Government Act 2001 refers).

He also advised that the matter had been adhered to at the Councillor Workshop held on Friday 31st May 2019 whereby he intimated that the chairing of the meeting pending the election of the Cathaoirleach would be taken by the Meetings Administrator. He also noted that the Chief Executive, in his address to the new Council at the commencement of the Annual Meeting on Friday 7th June 2019 referred to the requirement by the Meetings Administrator to read out the names of members elected to Tipperary County Council following which he would seek nominations for the election of the Cathaoirleach.

He stated that in the absence of a counter proposal from any member, the

Meetings Administrator proceeded to chair the meeting pending the election of the Cathaoirleach.

The Cathaoirleach then stated that he was satisfied that the matter had been clarified and dealt with adequately by the Meetings Administrator and proceeded to seek a Proposer and Seconder to the adoption of said minutes.

It was proposed by Cllr. R. Kennedy, seconded by Cllr. S. Hanafin and resolved

“That the minutes of the Annual Meeting held on 7th June 2019 in the Council Chamber, Civic Offices, Clonmel, Co. Tipperary as presented be adopted subject to the record of attendance being amended to reflect the names of the Councillors in attendance at the meeting”.

Item 2.1
Conferences
/Seminars
/Training

It was proposed by **Cllr. J. Crosse** seconded by **Cllr. R. Kennedy** and resolved: -

“That pursuant to Section 142(5) of the Local Government Act 2001 and having regard to (i) the benefits likely to accrue, (ii) the general interest of this administrative area and of the local community (iii) the estimated cost of the proposed attendance and the provision made for such purposes in the annual budget, hereby nominate those listed hereunder to attend the following Conferences/Seminars/Trainings: -

Seminar/ Conference/ Similar Event	Dates	Venue	Nominees
Institute of Professional Training “Ballot Box to Council chamber”	5 th -7 th July 2019	Whitford House Hotel, Wexford	Cllr. S. Ryan Cllr. I. Goldsboro
Lorrha and Dorrha Historical Society “Lorrha Monastic Conference”	13 th July 2019	The Friars Tavern, Lorrha	Cllr. G. Darcy
Dept of Communications, Climate Action & Environment “Climate Action Forum”	5 th July 2019	The Dome, Castle Meadows, Thurles	Cllr. P. Bugler Cllr. J. Hannigan Cllr. D. Burgess Cllr. S. Lee Cllr. J. Carroll Cllr. M. FitzGerald Cllr. Marie. Murphy Cllr. M. O’Meara Cllr. R. Kennedy Cllr. A. Moloney
AILG Training “Induction Training for Elected Members”	13 th July 2019	Horse & Jockey Hotel, Thurles	Cllr. A. Moloney Cllr. M. FitzGerald Cllr. A. Ryan Cllr. J. Crosse Cllr. S. Lee Cllr. Marie. Murphy

			Cllr. D. Burgess Cllr. M. Fitzgerald
AILG Training "Induction Training for Elected Members"	11 th July 2019	Mullingar Park Hotel, Mullingar	Cllr. M. Hanna-Hourigan
Energy in Agriculture Conference	20 th August 2019	Gurteen College	Cllr. M. FitzGerald Cllr. R. Kennedy Cllr. Marie Murphy Cllr. P. Bugler

Item 2.2
Reports on
Conferences

Proposed by **Cllr. J. Crosse** seconded by **Cllr. R. Kennedy** and noted.

Item 3.1
Section 183

Disposal of land
at Killaloe
Lower, Clonmel
to Maurice
Regan

It was proposed by **Cllr. S. Ambrose** seconded by **Cllr. D. Dunne** and resolved

"That in accordance with the provisions of Section 183 of the Local Government Act, 2001, we hereby approve of the disposal of 0.210745 hectares at Killaloe Lower, Clonmel, Co Tipperary in accordance with the terms of the Notice under the above Section as circulated on the 25th June 2019."

This Section 183 was an exchange for acquisition of land at Inchanabraher, Clonmel to facilitate widening of the Suir Blueway.

Item 3.2
Section 183

Disposal of
lands and
property at
Woodville,
Ballymackey,
Nenagh to
Woodville Pig
Farms

It was proposed by **Cllr. G. Darcy** seconded by **Cllr. P. Bugler** and resolved

"That in accordance with the provision of Section 183 of the Local Government Act, 2001, Tipperary County Council hereby approves of the disposal by way of Deed of Conveyance of Woodville House and adjoining lands consisting of circa 7.33 ha within the townland of WOODVILLE, within the barony of ORMOND UPPER, in the county of TIPPERARY, contained in Folio(s) TY34947, in accordance with the terms of the Notice under the above Section, as circulated on the 25th June 2019".

This Section 183 Notice superseded a Section 183 Notice in January 2019 due to a change in the name of the purchaser.

Item 3.3
Section 183

Disposal of
lands and
property at
Shesherahkeal
e, Nenagh, Co.
Tipperary.

It was proposed by **Cllr. H. McGrath**, seconded by **Cllr. G. Darcy** and resolved: -

"That in accordance with the provisions of Section 183 of the Local Government Act, 2001, we hereby approve of the disposal of 0.1478 hectares at Shesherahkeale, Nenagh, Co Tipperary in accordance with the terms of the Notice under the above Section as circulated on the 25th June 2019."

This Section 183 facilitated an exchange of lands with Carey Glass Holdings, Nenagh.

Item 3.4
Section 183

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Mary Hanna-Hourigan** and resolved: -

"That in accordance with the provisions of Section 183 of the Local

Disposal of part of Tipperary co-Op Site, Station Road, Tipperary Town.

Government Act, 2001, we hereby approve of the disposal by deed of rectification of property for part of the Tipperary Co-Op Site in Station road, Tipperary Town to Tipperary Co-Operative Creamery Ltd. in accordance with the terms of the Notice under the above Section, as circulated on the 26th June 2019”.

This Section 183 Notice was required for a rectification of Title.

Item 3.5
Draft Strategic Policy Committee (S.P.C.) Scheme 2019-2024

The Meetings Administrator referred to report circulated with the Agenda and the requirement to establish an SPC Scheme for the term of the new Council.

The Draft Scheme as circulated had been prepared on the basis of departmental guidelines and provided for the proposed number, policy configuration, the number and functions of each SPC and an outline framework for Sectoral Representatives on the 6 Strategic Policy Committees established at the Annual Meeting namely: -

- Economic Development and Enterprise
- Housing
- Infrastructure(to include Roads, Transportation and Water Services)
- Planning and Emergency Services
- Environment and Climate Action
- Community, Culture and Library Services

The Meetings Administrator highlighted the factors taken into account in determining the overall framework of the Strategic Policy Committees and the proposed change in the configuration as outlined, namely:

- Experience in the operation of the Strategic Policy Committees within the last 5 years and the incompatibility of some work streams within the same SPC.
- The inclusion of an additional SPC to reflect current local and national priorities with particular reference to the need to prioritise the overall housing programme and delivery of housing objectives.
- The specific inclusion of climate Action in the role of the Strategic Policy Committees reflecting the recent launch by Government of the National Climate Action Plan.
- The clustering of all infrastructure elements of the Council’s Work Programme within a single SPC.
- The clustering and full alignment of the work of the Council’s Cultural Team within the broader community remit of the Council.

The draft scheme also included proposals for the selection of Sectoral Representatives by the National Pillars and the Public Participation Network(PPN) and specified provisional assignment of sectors to each SPC, increasing the number of members on each SPC from the previous scheme with an average of 10 Councillors and 8 External nominees on each SPC.

The Meetings Administrator advised that the Draft Scheme had been considered by the CPG and it was now proposed to proceed to public consultation and a report would be prepared and submitted to the Council at the September meeting.

The Cathaoirleach invited proposals for the designation of Chairs of the six(6) Strategic Policy Committees as nominated at the Annual Meeting held on 7th June 2019.

It was proposed by **Cllr. Marie Murphy**, seconded by **Cllr. Mary Hanna-Hourigan** and resolved

“That Cllr. John Crosse be elected Chair of the Economic Development and Enterprise Strategic Policy Committee”

It was proposed by **Cllr. Marie Murphy**, seconded by **Cllr. D. Burgess** and resolved

“That Cllr. Mary Hanna-Hourigan be elected Chair of the Housing Strategic Policy Committee”

It was proposed by **Cllr. A. Ryan(Shiner)**, seconded by **Cllr. M. McGrath** and resolved

“That Cllr. Jim Ryan be elected Chair of the Infrastructure(to include Roads, Transportation and Water Services) Strategic Policy Committee”

It was proposed by **Cllr. Marie Murphy**, seconded by **Cllr. G. Darcy** and resolved

“That Cllr. P. Bugler be elected Chair of the Planning and Emergency Services Strategic Policy Committee”

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. S. Hanafin** and resolved

“That Cllr. John Carroll be elected Chair of the Environment and Climate Action Strategic Policy Committee”

It was proposed by **Cllr. Jim Ryan**, seconded by **Cllr. P. English** and resolved

“That Cllr. M. Lowry be elected Chair of the Community, Culture and Library Services Strategic Policy Committee”.

Item 3.6
Tipperary Draft
Traveller
Accommodation
Programme
2019-2024

It was agreed to take this item as part of the Housing Directorate on the Management Report

Item 3.7
Guarantor on
Bank Borrowing
by Tipperary
County Council

A report had been circulated to the members outlining the circumstances requiring the Council to act as Guarantor on Bank Borrowings of Irish Bioeconomy Foundation CLG. The Irish Bioeconomy Foundation CLG was incorporated in March 2017 and represents the formal output of a series of initiatives which began in 2013 with the establishment of a Task Force focussed on finding alternative uses for the Lisheen Mines Site. The securing of funding would facilitate the development of a national bioeconomy campus at Lisheen, Co. Tipperary, therefore facilitating significant investment and employment potential in the area.

Members welcomed this positive development for the area and

acknowledged the contribution by former Councillor, John Hogan, in bringing this development to fruition.

It was proposed by **Cllr. Ml. FitzGerald**, seconded by **Cllr. G. Darcy** and resolved

"That pursuant to the Local Government Act 2001 this Council will act as Guarantor on bank borrowing of Irish Bioeconomy Foundation CLG for a sum not exceeding €500,000 (five hundred thousand euro) and for a maximum duration of five years".

Item 4.1

Appointment of Members to Committees/Boards following the Annual Meeting

It was noted that a number of appointments which were not filled at the Annual Meeting had been referred to the relevant municipal Districts for consideration.

The following nominations had been received from the Municipal Districts in respect of the various committees as follows: -

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Richie Molloy** be and is hereby appointed Member of the Local Traveller Accommodation Consultative Committee"

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Hughie McGrath** be and is hereby appointed Member of the Local Traveller Accommodation Consultative Committee"

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Hughie McGrath** be and is hereby appointed Member of the North Genealogy & Heritage Service".

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Hughie McGrath** be and is hereby appointed Member of the Tipperary Joint Policing Committee"

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Fiona Bonfield** be and is hereby appointed Member of the Tipperary Joint Policing Committee".

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

"That **Cllr. Jim Ryan** be and is hereby appointed Member of the Tipperary

Joint Policing Committee”

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

“That **Cllr. Siobhan Ambrose** be and is hereby appointed Member of the Tipperary Joint Policing Committee”

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

“That **Cllr. Richie Molloy** be and is hereby appointed Member of the Tipperary Joint Policing Committee”.

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

“That **Cllr. Imelda Goldsboro** be and is hereby appointed Member of the Corporate Policy Group”.

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. Marie Murphy** and resolved

“That **Cllr. Siobhan Ambrose** be and is hereby appointed Member of the Tipperary Transport Co-Ordination Committee”.

Item 4.2 **Appointments** **to Audit** **Committee**

Mr. Joe MacGrath, Chief Executive, informed members that in accordance with the Local Government (Audit Committee) Regulations 2014 it was required that the Council approve an Audit Committee which would consist of five members, two serving or retired Councillors and not less than three external members and that two or more persons on the Committee would have knowledge or experience in finance, audit or accounting.

It was noted that two councillors had been nominated at the Annual Meeting and two of the existing three external members, Mr. Oliver Kileen and Prof Denis Harrington had agreed to be nominated to the committee for the next term of the Council 2019-2024.

Mr Tony Musiol, a member of the Audit Committee for the period 2014-2019 had submitted his resignation and Mr. MacGrath expressed his gratitude to him for his contribution to the Committee. A report had been circulated recommending the appointment of Mr. Jimmy Kearns as the third representative. Mr. Kearns was a former bank Manager with experience in financial services, financial accounts and auditing.

It was proposed by **Cllr. J. Carroll** seconded by **Cllr. MI. FitzGerald** and resolved

“That James Kearns be and is hereby appointed Member of the Audit

Committee”.

Item 4.3
Appointment of
Member to the
Mid West
Regional Drugs
& Alcohol Forum

The Meetings Administrator referred to a request from Gearoid Prendergast, Co-Ordinator of the Mid West Regional Drugs and Alcohol Forum, formerly Drugs Task Force, who are the co-ordinating body made up of representatives from the Statutory, Community and Voluntary Sectors to address gaps in service provision regarding substance misuse related issues.

He informed the Members that each Drugs Task Force requires representatives from their respective Local Authorities, which in this case, includes Tipperary County Council.

It was proposed by **Cllr. H. McGrath**, seconded by **Cllr. J. Hannigan** and resolved

“That **Cllr. S. Morris** be and is hereby appointed member of the Mid Western Regional Drugs & Alcohol Forum”

Item 4.4
Ratification of
Member to the
Local
Community &
Development
Committee
(LCDC)

It was proposed by **Cllr. R. Kennedy**, seconded by **Cllr. D. Burgess** and resolved

“That Cora Horgan as representative from Tipperary Public Participation Network be and is hereby appointed member of the Local Community and Development Committee (LCDC)”.

Item 5.1
Consideration of
Management
Report

The Cathaoirleach took the opportunity as part of the Management Report to express the gratitude and good wishes of the members to Director of Services Matt Shortt who was attending a Council Meeting for the final time before his forthcoming retirement after almost 36 years service in Local Government.

It was noted that Matt had commenced his career initially in the private sector and then in Laois County Council for a short term until he was appointed Executive Engineer in Thurles Area in 1984. Matt continued to work between Thurles and Roscrea Areas and also in Sanitary Services until he was appointed as Senior Executive Engineer in November 1999. In March 2001, Matt was appointed as Director of Service for Housing and Water services and also Manager of Templemore Town Council. Matt served under different directorates up to his present role in Roads, Transportation and Health & Safety including Manager of Thurles Municipal District.

Matt has had a long and distinguished career with North Tipperary County, Tipperary County Council, Templemore and Thurles Town Councils and Thurles Municipal District

Mr. Joe MacGrath joined with the Cathaoirleach in thanking Mr. Shortt for his loyal service, his commitment, his advice and friendship and wished both Matt and his family every good wish for the future.

Mr. Shortt thanked members and officials for their good wishes and support.

Community/Economic Development & Tourism

Casual Trading

Cllr. MI. Murphy, requested that a review of Casual Trading Byelaws would be commenced in view of the number of byelaws in operation throughout the County. He referred to the effect of casual traders on existing businesses and the need to strengthen regulations. The request received support from a number of members. Requests were made to consider seasonal licences, farmers markets, festivals and street furniture/displays on footpaths as part of the review.

It was agreed that a review would be undertaken and a report would be brought to the Strategic Policy Committee and the Corporate Policy Group for further consideration in due course.

Hidden Heartlands

At the request of Cllr P Butler, it was agreed to provide an update to Nenagh District Members in relation to a 3 year plan for Irelands Hidden Heartlands particularly in relation to advertising, marketing and roll out of road signage.

Jigsaw, Tipperary.

It was noted that a working group had been established by the HSE comprising relevant agencies, to commence the roll out of the Jigsaw Youth Mental Health Project in Tipperary and a meeting was being arranged by Jim Ryan, Director of Mental Health, Health Service Executive to examine the service required for Tipperary and how it would be rolled out. It was agreed that the Council write to Health Service Executive suggesting that a representative from Comhairle na nÓg be invited to sit on the Working Group.

CCTV Littleton

It was noted that the Council were in contact with the Chief Superintendent and Garda Commissioner regarding the finalising of protocol for the operation of the CCTV system in Littleton and the matter was close to being finalised.

Planning – County Development Plan

In response to an enquiry by Cllr MI Fitzgerald regarding the commencement of the review of the County Development Plan, it was noted that the process was contingent on the adoption of the Regional Spatial and Economic Strategy (RSES). It was anticipated that the review would commence in 2020. It was noted that this review would be the most significant policy that the Council would engage in over the next few years.

Water Services

Water Outages, West Tipperary

Members referred to the frequency of water outages in the West Tipperary area and it was agreed that a business case would be made to Irish Water in relation to upgrade works to the water network in West Tipperary. Cllr Crosse asked that the next scheduled workshop with Irish Water would be brought forward to raise issues in West Tipperary and it was also agreed to convey his request to Irish Water. However it was advised that workshops were receiving low attendances by members. In his regard members suggested that Irish Water attendance at Municipal/Borough District Meetings on an annual/bi-annual basis may be more beneficial and focused and it was agreed to convey this request to Irish Water for consideration.

Municipal District issues

A number of municipal district issues were raised and it was noted that these items would be discussed at district level. The Management Report as circulated provided a comprehensive update on the Capital Water Schemes.

Combined Drains

Members again highlighted the difficulties being experienced by householders affected by blockages in combined drains and it was agreed that clarification would be sought from Irish Water in relation to responsibility for combined drains.

Leaking stopcocks

It was noted that repairs to leaking stopcocks were prioritised on the quantity of water leakage.

D.B.O's

It was noted that there is a South Tipperary DBO in existence and Irish Water to consider a review or re-new of the DBO in 2023.

Environment and Climate Action

It was agreed, on the proposal of the Cathaoirleach, to take Items 5.3, 8.3 and 8.4 as part of the Management Report on Environment and Climate Action.

Item 5.3 **Household** **Waste** **Inspection Plan**

Mr. Adam Coffey, Executive Engineer, Environment and Climate Action, made a presentation to the members on actions being implemented under the Tipperary County Council Waste Management Bye-Laws 2018 which were adopted in September 2018. The bye-laws were aimed at reducing illegal dumping/backyard burning, increasing participation in kerbside collection and improving the segregation and quality of waste recycling at the household level.

In this regard households would be asked to prove compliance with the Waste Management Bye-laws by having a contract in place with an authorised waste collection, proof of agreement if bin sharing or demonstrate regular use of an authorised waste facility with receipts. Local Authority inspectors would check compliance in a variety of ways including house to house inspections. Non compliance could result in a fixed payment

notice being issued and a fine of €75 may apply to non-compliant households. An awareness campaign had commenced on road signage and information leaflets would be delivered to householders.

Members welcomed the plan for household inspections. The following queries were responded to:-

Enforcement – Unpaid fines would be subject to prosecution.

Shared Service – householders sharing the waste collection service would be required to complete forms outlining details of their bin share.

Small Waste Operators – all operators were obliged to comply with legislation and to have the necessary permit to collect household waste.

Members thanked Mr. Coffey for his attendance and presentation to the Members.

Item 5.4 **Strategic Energy** **Action Plan**

Ms Siona Daly Vice C.E.O. Tipperary Energy Agency, updated members on progress under the Strategic Energy Action Plan. The purpose of the plan was to set out a framework for reduction in energy consumption in the day to day activities and services of the Council. The Plan had a 10 year lifespan to 2030 unless reviewed and updated before this date. Annual monitoring would be undertaken and the results published in the Council's Annual Energy Review Report. In terms of energy efficiency Tipperary County Council had surpassed its targets for 2020 and now were focusing on a target of 66% improvement in energy efficiency by 2030 and a target of 49% renewable energy by 2030. Ms Daly outlined the methods by which it was hoped to achieve these targets.

Members welcomed the update and were pleased to note the progress being made.

In response to queries by members, Ms. Daly responded as follows:-

Public Lighting - the retrofitting of public lighting to LED was ongoing.

Better Energy Communities Programme – it was noted that timelines for works under this scheme were restrictive.

Superhomes – 30 homes had been retrofitted under this scheme to date.

Awareness Campaign – Tipperary Energy Agency had promotions in libraries across Tipperary to promote energy awareness and continued to use social media to increase awareness.

Social Housing – the aim of all new build social housing was to achieve a near 0% energy rating.

Members thanked Ms. Daly for her attendance and presentation to the members.

It was proposed by **Cllr. J. Carroll**, seconded by **Cllr. P. English** and agreed to approve the TCC Strategic Energy Action Plan.

Environment and Climate Action

Draft Climate Adaptation Strategy 2019-2024

Mr. Sean Keating informed the members that the Draft Climate Adaptation Strategy 2019-2024 would be on public display from the 12th July, 2019 to the 9th August, 2019 following which a report and final strategy would be brought back to the Council at the September Meeting for their further consideration.

The Climate Adaptation Strategy was the primary instrument at local level to ensure a proper comprehension of the key risks and vulnerabilities of climate change, it would bring forward the implementation of climate resilient actions in a planned and proactive manner and ensure that climate adaptation considerations are mainstreamed into all plans and policies and integrated into all operations and functions of Tipperary County Council.

Item 8.3

Motion No. 8.3 (1695) was proposed by **Cllr. A. Moloney**

Notice of Motion

Restriction of

Election Posters

“That this Council move immediately to restrict election posters to 1 on each approach road to a town or village or have a designated spot for posters in every town”.

The Motion was seconded by **Cllr. S. Hanafin**

The reply to the Motion as follows was noted.

The Litter Pollution Act 1997, as amended prohibits the erection of election posters (referred to as 'advertisements' in the legislation) outside of election campaigns. During elections, it is not an offence to exhibit election posters for defined periods before and after polling day. The legislation places no further restrictions on election postering. The Council cannot therefore enforce additional controls within these specified periods, save where posters are considered to be a safety hazard.

Restrictions on the erection of election posters elsewhere in the country have either been by agreement between councillors/candidates or in response to requests from Tidy Town committees that posters be excluded from a town, or restricted to a specific area of the town. Such arrangements would not be enforceable by the Council.

Further restrictions on the placing of election posters would require a change to the existing legislation. Should the Members pass a resolution to this end, it can be forwarded to the relevant Minister for consideration.

Members expressed mixed views on the motion. Members speaking in favour of the erection of posters referred to the benefits of advertising, increasing awareness of the elections and the profile it gave to new candidates.

Following debate on the motion it was agreed to forward the motion to the Minister for Housing, Planning and Local Government and Minister for Communications, Climate Action and Environment for consideration.

Housing

It was agreed, on the proposal of the Cathaoirleach, to take Items 3.6, 5.2, and 8.1 as part of the Management Report on Environment and Climate Action.

Item 3.6 Tipperary Draft Traveller Accommodation Programme 2019-2024

The Housing (Traveller Accommodation) Act 1998 governed housing authorities' duties in relation to preparation, adoption and implementation of accommodation programmes.

Following notification from the Department of Environment, Community and Local Government, Tipperary County Council commenced a review of its Traveller Accommodation Programme for the period 2019 – 2024.

Under Section 9 of the Act, the draft programme was made available for public inspection and advertised in local papers. A copy of the notice and the Draft Accommodation Programme was sent to relevant bodies and interested parties and also made available for inspection at appropriate offices of the Local Authorities. Under the Act, interested parties had two months to make submissions.

The Chief Executives Report on the submissions received had been circulated to the members.

Following consideration, it was proposed by **Cllr. J. Crosse**, seconded by **Cllr. D. Dunne** and resolved

"That this Council in pursuance of Section 7 of the Housing (traveller Accommodation), Act, 1998 be and is hereby giving approval to the adoption of the Draft Traveller Accommodation Programme for the period 2019-2024"

Item 5.2 Refugee Resettlement Programme

Mr. Donal Purcell, S.E.O. Housing, made a presentation to members on the Councils obligations under the Irish Refugee Protection Programme. For the period 2019-2020 Tipperary would be allocated 45 families comprising 230 people for resettlement and housing. In this regard an Inter-Agency Working Group had been established where agencies would work in partnership to ensure the successful resettlement of the refugees.

Members spoke in support of the Council meeting its obligation and referred to the positive experience of the Council in the past in the resettlement of refugees.

Item 8.1 Notice of Motion Housing Need Demand Assessment (HNDA)

Motion No. 8.1 (1697) was proposed by **Cllr. S. Morris**

"That Tipperary County Council carry out a Housing Need Demand Assessment (HNDA) across the 5 District Areas to correlate and accurately align future housing requirements for the County".

The Motion was seconded by **Cllr. N. Dennehy**

The reply to the Motion as follows was noted

In accordance with Section 21 of the Housing (Miscellaneous Provisions) Act 2009, each Authority was required to prepare a Summary of Social Housing Assessment. The Section completed the statutory SSHA 2019 on 24th June 2019. The purpose of the SSHA was to record the number of qualified households on the housing authority list as at 24th June 2019. The SSHA showed that there were 3429 approved housing applicants which was a 4% increase on the figure for 2018 (3291). Of this figure, 2075 were currently in receipt of social housing support through HAP accommodation, RAS accommodation, Local Authority Accommodation & Voluntary Housing. Therefore, the net figure in need of housing is 1354.

While it was acknowledged that there was a shortage of private rented accommodation in certain areas of the County, the housing section was utilising the various strands available to them under Rebuilding Ireland in a strategic manner having regard to demand. These included construction, acquisitions, HAP, RAS, Voluntary Sector and the various leasing schemes to maximise the housing supply available for social housing. In addition, the housing section had availed of funding to provide additional new services such as the HAP place-finder service and Vacant Homes Officer. The housing section was also in the process of appointing Homeless Prevention Officers and introducing a Housing First Service to aid those in need of emergency accommodation or experiencing difficulty in securing private rented accommodation.

The National Planning Framework required the preparation of a Housing Need Demand Assessment (HNDA) as part of the County Development Plan process. The review of the existing Development Plans and the preparation of a new County Development Plan would be formally commencing in 2020 and the HNDA would form part of same. The Council was awaiting the publication of Guidelines by the Department of Housing, Planning and Local Government on the nature, scope and content of the HNDA.

Members spoke in support of the motion. Ms S. Carr reiterated the progress being made as outlined in the reply to the motion and confirmed that a number of developments under the Part 8 process would be brought before the members in the coming months.

Item 6.1

The following meeting dates were agreed:-

Agree Meeting Dates

Budget Workshop – 10 a.m. on 2nd September, 2019, in Civic Offices, Thurles.

September Plenary Meeting – 11 a.m. on 9th September, 2019 in Civic Offices, Nenagh.

A date for a Workshop on the Development Contribution Scheme would be considered further at the September Meeting of the Council.

Item 7.1

Consideration of Orders for the

Chief Executive Orders and Delegated Officers Orders for the period to 30th June, 2019 were noted.

Period to the
30th June 2019

Item 8.2

Motion No. 8.2 (1696) was proposed by **Cllr. P. English**

Notice of Motion

Mental Health
Services

"That Tipperary County Council receive a deputation from "Tipperary Fight for Mental Health Services Committee" to make a presentation on the lack of mental health services for the people of Tipperary within the County".

The Motion was seconded by **Cllr. D Dunne**

The reply to the Motion as follows was noted and agreed.

Standing Order No 47 provided that the Council may, by resolution, decide to receive a deputation subject to the matter to be raised be notified in writing on the motion of a member or direct application by the body concerned sent to the meetings administrator at least 9 days before the date of the meeting and if approved shall be heard at the next available meeting of the Council.

Deputations shall be heard between 1.30pm and 2pm on the day of a Council meeting. Only 2 persons may speak on behalf of the deputation for not more than five minutes, unless otherwise permitted by the Chair.

The deputation may be questioned by members of the Council but shall not be entitled to ask questions. When the members of a deputation have addressed the meeting, they shall withdraw from the meeting.

It was agreed that the deputation would be received at the September Meeting of the Council.

Item 9.1 – 9.4

Correspondence as circulated was noted.

Correspondence

Item 10.1 –
10.4

The following resolutions from other Local Authorities as circulated with the Agenda were noted.

Resolutions
from Other
Local
Authorities

Carrickmacross-Castleblaney Municipal District

Rates and Rateable Valuation is causing serious problems for business owners, cash flow pressure at a time of uncertainty due to Brexit. Rates levied on business premises is not an appropriate way to raise revenues for local government – a changing world where business is done over the internet. Not a sustainable model long term and needs to be reviewed so that local government funding can be made secure against a changing pattern of business. A study is required of local government funding models including models in other jurisdictions.

Clare County Council

Clare County Council request Minister for Health Mr. Simon Harris to provide for the rollout of free folic acid for all women of childbearing age and to run

an educational programme in tandem, not unlike the hugely successful HPV Vaccination Campaign championed by our own late Laura Brennan.

Clare County Council

In light of a recent appeal to the EU from 180 scientists and doctors from 36 countries warning about the danger of 5G, which will lead to a massive increase in involuntary exposure to electromagnetic radiation, that Clare County Council in exercising its responsibility to protect the environment and the public from harm: -

1. Opposes the roll-out of 5G in the County; and
2. Calls on CommReg to deny licensing for its roll-out; and
3. Calls on the Minister for Communication, Climate Change and the Environment, to establish a working group to establish the facts about the radiation impact of 5G on the environment & human health due to the current questionable scientific knowledge.

Leitrim County Council

That Leitrim County Council write to the Minister for Health, Simon Harris TD and the Minister for Agriculture, Michael Creed to call for a ban on the use of Glyphosate(Roundup) as a desiccant on our nations crops. Roundup is a weed killer and was never intended to be used as a desiccant on oats, wheat, barley or any other crop prior to harvest, this practice has gone on for over 40 years. Scientific evidence has linked Glyphosate to various types of cancers and traces of Glyphosate are being found in bread and cereals and in drinking water.

Item 11.1 **Votes of** **Sympathy**

Votes of Sympathy were extended to the following:

- Karl Cashen, Director on the death of his mother, Mary.
- Cllr. Michael Murphy on the death of his mother-in-law, Mrs. Teresa Barry
- Gemma Larkin, Cashel Library on the death of her mother, Bridget.
- Brigid Frend, Finance Section, Nenagh on the death of her father, Con Fogarty.
- Michael Houlihan, G.O. Borrisokane Area on the death of his mother, Nora Houlihan
- Davern family on death of Ann Marie Davern.
- Cllr. Peter Ryan on the death of his grandmother, Anna.
- Family of Liam Moloney Roscrea, former Burial Ground Caretaker.
- Cllr. Mary Hanna-Hourigan on the death of her Aunt-in-law, Lena Ryan
- Mark Gleeson on the death of his son, Stephen Gleeson.
- Anne Ely on the death of her husband, former employee North Tipperary County Council.
- Sylvia Cooney-Sheehan, former Councillor, on the death of her brother, Kevin.

Item 11.1 **Best Wishes**

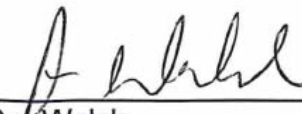
Best Wishes were extended to: -

- Brian Cowen for a speedy recovery from a recent illness.

There being no further business, the meeting then concluded.

Signed/ _____
Cathaoirleach.

Date: _____

Signed/  _____
Ger Walsh,
Meetings Administrator.

Date: