

COMHAIRLE CHONTAE UÍBH FHAILÍ

**MINUTES OF JUNE MONTHLY MEETING
OF OFFALY COUNTY COUNCIL**

**HELD IN ÁRAS AN CHONTAE, CHARLEVILLE ROAD, TULLAMORE
ON MONDAY, 18TH JUNE 2018 AT 2.00 P.M.**

PRESENT:	Cllr. L. Quinn, Cathaoirleach (Presiding), Cllrs. N. Bourke, J. Carroll, J. Clendennen, N. Cribbin, D. Dolan, E. Dooley, E. Fitzpatrick, J. Foley D. Harvey, B. Killeavy, J. Leahy, S. Maher, T. McCormack, T. McKeigue, F. Moran, M. O'Reilly, P. Ormond and D. Owens
IN ATTENDANCE:	Ms. A. Delaney, Chief Executive; Mr. S. Murray, D.O.S.; Mr. T. Shanahan, D.O.S.; Mr. F. Heslin, D.O.S.; Mr. D. Conlon, H.O.F; Mr. G. Bruton, A/Meetings Administrator; Mr. A. Murray, S.P.; Ms. M. Hussey, S.E.; Mr. D Meehan, E.P.; Mr. J. Condrón, E.P.; Mr. H. Coughlan, WERLA and Ms. L. Carbery, C.O.
VOTES OF SYMPATHY	<p>Votes of sympathy were unanimously extended to the following: -</p> <p>Mr. Tony Keenan, Gracefield, Portarlinton, on the death of his sister Doris Mulligan;</p> <p>Mr. Bernard Lawlor, Cushina. Portarlinton, on the death of his mother Margaret Lawlor;</p> <p>Mr. Kieran McEvoy, Coolaghy, Portarlinton, on the death of his mother Molly McEvoy;</p> <p>Mr. Anthony Slevin, Patrick Street, Portarlinton, on the death of his brother Tom Slevin;</p> <p>Mrs. Bernie Chalke, Arbutus Court, Tullamore, on the death of her husband Michael Chalke;</p> <p>Mr. Paudge Kavanagh, Frederick Street, Clara, on the death of his wife Bernie Kavanagh;</p> <p>Mrs. Fiona Guinan, Whiteford, Crinkle, Birr, on the death of her mother Mary Hogan.</p> <p>The Chief Executive, on her own behalf and on behalf of the staff of Offaly County Council, joined with the members in these votes of sympathy.</p>
CONFIRMATION OF MINUTES:	On the proposal of Cllr. N. Bourke, seconded by Cllr. T. McCormack, the members resolved to adopt the minutes of the May meeting of Offaly County Council held in Áras an Chontae, Charleville Road, Tullamore, on Monday, 21 st May 2018.

<p>MINUTES FOR NOTING:</p>	<p>The members noted:</p> <ul style="list-style-type: none"> - Minutes of Corporate Policy Group Meeting held in Áras an Chontae, Charleville Road, Tullamore, Co. Offaly on Monday 16th April 2018;
<p>SECTION 85, LOCAL GOVERNMENT ACT 2001, AS AMENDED - AGREEMENT AND ARRANGEMENT WITH TIPPERARY COUNTY COUNCIL RE. N52 RIVERSTOWN PAVEMENT SCHEME</p>	<p>Mr. S. Murray, D.O.S., briefed the members on the proposed Section 85, Local Government Act 2001, as amended. He advised that the agreement and arrangement would empower Offaly County Council to carry out the necessary procurement and works for N52 Riverstown Pavement Scheme.</p> <p>On the proposal of Cllr. J. Leahy, seconded by Cllr. J. Carroll the members resolved to adopt the Section 85, Local Government Act 2001, as amended, agreement and arrangement with Tipperary County Council re. N52 Riverstown Pavement Scheme</p>
<p>CHIEF EXECUTIVE'S REPORT ON SUBMISSIONS AND OBSERVATIONS RECEIVED DURING THE DRAFT JOINT PORTARLINGTON LOCAL AREA PLAN 2018-2024</p>	<p>Mr. J. Condrón drew the members attention to the Chief Executives report on the submissions and observations received during the Draft Joint Portarlington Local Area Plan 2018-2024. He outlined the four submission received and noted that no further action has been recommended. The plan will be presented to the members for adoption in September or October.</p>
<p>CHIEF EXECUTIVE'S REPORT ON SUBMISSIONS ON PART 8 - GRAND CANAL GREENWAY FROM CLONCANNON, EDENDERRY TO DIGBY BRIDGE TULLAMORE</p>	<p>Mr. D. Meehan updated the members on the Chief Executives report on submissions on the Part 8 Grand Canal Greenway from Cloncannon, Edenderry to Digby Bridge Tullamore. He outlined the eleven submissions received and the Chief Executives responses.</p> <p>The members thanked Mr. Meehan noting that the greenway is the way forward for tourism and to promote the county. They raised a number of queries with regard to car parking, security, surfacing, maintenance costs and responsibility. Mr. T. Shanahan responded that gates will be on each section and car parking and surfacing is being reviewed. He pointed out that this is a joint project with Waterways Ireland and ongoing maintenance is part of the project. He noted the funding has been provided from council resources with 20% local contribution.</p>
<p>SUSPENSION OF STANDING ORDERS:</p>	<p>On the proposal of Cllr. D. Dolan, seconded by Cllr. J. Clendennen, the members agreed to suspend Standing Orders for the Annual Meeting to allow for a discussion on the Material Contravention in Respect of Birr Town and Environs Development Plan 2010-2016, (Extended to 2020) in order to facilitate the proposed development P12/17/296</p>
<p>MATERIAL CONTRAVENTION IN RESPECT OF BIRR TOWN AND ENVIRONS DEVELOPMENT PLAN</p>	<p>Cllr. E. Fitzpatrick excused himself from the meeting for this agenda item.</p> <p>Mr T. Shanahan, D.o.S. briefed the members on this item. He noted that under the Planning and Development Act 2000, a</p>

<p>2010-2016, (EXTENDED TO 2020) IN ORDER TO FACILITATE THE PROPOSED DEVELOPMENT PL2/17/296</p>	<p>material contravention of the Development Plan required that 3/4 of the members, ie 14 members, would be required to support this motion for it to pass. He noted that in the event that the members did not support the motion, the planning application would be refused.</p> <p>Mr. A. Murray updated the members on planning application PL2/17/296 in relation to a Primary Care Centre received in August 2017 which would require a material contravention in respect of Birr Town and Environs Development Plan 2010-2016 (extended to 2020)</p> <p>A lengthy discussion followed with the members welcoming a primary care centre in Birr, but voicing their concerns with regard to the location, the effect on local retailers, traffic congestion and the requirement for green space in the area.</p> <p>Cllr E. Dooley addressed the meeting, he advised that the members of the Fianna Fáil Group would not be supporting the motion. He noted that the Group were concerned that the proposed development would be a threat to the businesses in the town. He noted the recent newspaper advertisement, placed by a group calling themselves “Birr Traders”, which raised fears for the future of the Birr Community Nursing Unit and advised that he had been in contact with HSE who assured him that any threat to the Unit was without foundation. He noted that the HSE in their letter fully supported the proposed development.</p> <p>Cllr. J. Clendennen noted his support for a primary care unit highlighting the health benefits for the local community and the opportunities to draw GPs to the town. Cllr. S. Maher in support of the care centre stated that it would bring more business to the town.</p> <p>The Cathaoirleach then called for a vote which resulted as follows:</p> <ul style="list-style-type: none"> - 6 members voted in favour - 12 members voted against - 1 member absent
<p>ANNUAL REPORT 2017</p>	<p>On the proposal of Cllr. J. Leahy, seconded by Cllr. F. Moran the members resolved to adopt the Annual Report 2017.</p>
<p>WASTE BYE LAWS</p>	<p>Mr. S. Murray, D.O.S., introduced this agenda item, he noted that Mr. Hugh Coughlan, Eastern Midland WERLA would provide the members with a presentation on the proposed waste bye laws.</p> <p>Mr Coughlan thanked Offaly County Council and NWCPO for their co-operation and highlighted that the new bye laws would be a template to promote participation in waste collection services and to maximise the quantity and quality of recyclable waste. He outlined the 12 Bye Laws proposed and noted that they would be part of a wider set of measures to include education and awareness initiatives. He noted that</p>

	<p>householders would be required to provide proof that they were managing their waste properly.</p> <p>The members thanked Mr. H. Coughlan for his presentation and responded with queries on special bins for dog waste, enforcement, littering, persistent dumping and technology in bin collection.</p> <p>Mr Murray and Mr. Coughlan responded to the members queries and comments. They noted that Bye Law 2 would ensure stronger powers for enforcement and confirmed that technology is being developed in the waste industry.</p> <p>On the proposal of Cllr. J. Clendennen, seconded by Cllr. T. McKeigue the members resolved to present the Bye-Laws for public consultation. The Draft Bye-Laws will be brought before the September meeting of the Council for adoption.</p>
<p>HERITAGE UPDATE</p>	<p>Ms. A. Pedlow updated the members on the heritage services. She outlined a number of different projects that the Heritage Section have been involved in such as the Thatch Survey, Carrigeen Farmhouse, Derrinlough Briquette Factory and the European Year of Culture Heritage project on the Glass Furnace in Shinrone. She also highlighted the ongoing invasive species strategy and identified the Himalyan Balsam issue in the Camcor and Little Brosna Rivers. She noted other ongoing projects such as the Gloster Arch conservation, the Mary Ward Amazing World of Wonder and the Drumcullen Monastic Site. She drew the members attention to an archaeological project being undertaken at Birr Barracks for the Vintage week and to the Archivist Service that will be based in the Axis Business Park. She informed the members that Offaly County Council have purchased 15 acres on Croghan Hill to develop public access to this historic site.</p> <p>The members thanked Ms. A. Pedlow for her comprehensive update and Cllr. L. Quinn noted the significance of purchasing Croghan Hill for the north of the county and to promote tourism. Cllr. P. Ormond thanked the Heritage Section for their work on the Glass Furnace in Shinrone.</p>
<p>IPB CAPITAL DISTRIBUTION</p>	<p>This matter was taken together with the motion by Cllr. J. Carroll. Mr. D. Conlon advised the members regarding the IPB Capital distribution of €2.773m. He proposed that the distribution should be reserved in the first instance for future increased premium costs and reduced dividends leaving a net of €1.419m.</p> <p>The net figure of €1.419m would be used to do works to minimise Public Liability claims risks in areas identified by IPB as distinct from just dividing equally between each Municipal District.</p> <p>Mr. S. Murray undertook to bring a report and recommendation in the Autumn on the disbursement of this expenditure having consulted with IPB.</p>

	<p>On the proposal of Cllr. J. Carroll and seconded by Cllr. J. Clendennen the members agreed to this recommendation.</p>
<p>LOCAL GOVERNMENT FUNDING (BASELINE) REVIEW</p>	<p>Mr. D. Conlon briefed the members on the Local Government Funding Baseline Review. He stated that this would not change existing allocations but would be a mechanism for distributing future funds. He highlighted the deadline for the report to be submitted is 3rd July and invited members to email him with suggestions to be included in the report. The members thanked him and agreed that it would be beneficial to highlight the issues in the county such as bog roads/flooding.</p> <p>Cllr D. Owens, who is serving on the national committee conducting the Review also briefed the members on the work of that committee.</p>
<p>MONTHLY MANAGEMENT REPORT:</p>	<p>Ms. A. Delaney, Chief Executive, drew the members’ attention to the monthly management report. She noted the deadline for the Town and Village renewal scheme was 30th June and noted that 12 applications are being prioritized. She highlighted the opening of the Ferbane Fire Station, that tenders have been submitted for Chancery Lane and she outlined the Wifi enhancement Scheme.</p> <p>The members thanked the Chief Executive for the comprehensive report.</p>
<p>CORPORATE POLICY GROUP REPORT:</p>	<p>Cllr. L. Quinn, Cathaoirleach informed the members that the Corporate Policy Group met earlier that day to consider the various items on the Council agenda.</p>
<p>NOTICES OF MOTION</p>	<p>The following motion was proposed by:</p> <p style="text-align: center;">Cllr. M. O’Reilly</p> <p style="text-align: center;"><i>‘That this council calls on Minister Charles Flanagan grant “Leave to Remain” to the family of Mrs Muojeje and her two young boys so that they are not deported from Ireland, which has now become their home’</i></p> <p>On the proposal of Cllr. M. O’Reilly, seconded by Cllr. B. Killeavy, the members resolved to write to Minister Charles Flanagan to request leave to remain for the Muojeje family.</p> <p style="text-align: center;">Cllr. D. Dolan</p> <p style="text-align: center;"><i>‘That Offaly County Council develop a site on the council owned lands at Raheen in Clara to provide a new Fire Station for Clara. Furthermore, I request the council to submit an updated application to the Department for funding to build and develop a new Fire Station for Clara and provide adequate parking and ancillary services in conjunction with the proposed council housing development at Raheen’</i></p> <p>Cllr. F. Moran supported this motion but noted that he would not like to see the number of houses built on this site reduced</p>

	<p>to provide a Fire Station and requested that a different location to be sourced.</p> <p>Mr. F. Heslin responded that funding was requested in 2016 to upgrade Clara Fire Station and that this request was with the Department. The council have been actively looking for suitable sites.</p>
<p>COMHDHÁLACHA</p>	<p><u>Training</u></p> <p>AILG Elected Members Module 3 Training June 2018 – Irish Water and a Single Public Water Utility - A briefing for Elected members, 19th June 2018 Southern Region Brehon Hotel, Killarney, 23rd June 2018 Dublin, Midland & Eastern Region Crowne Plaza Hotel, Dundalk, 28th June 2018 Border & Western Region Great Northern Hotel, Bundoran</p> <p><i>It was agreed Cllr. E. Fitzpatrick and P. Ormond would attend.</i></p> <p>Retrospective approval was approved for:</p> <ul style="list-style-type: none"> - Cllr. B. Killeavy for attending ‘The Finance Act 2017’ in The Four Seasons Hotel, Carlingford, Co. Louth from 5th to 7th January 2018; and, - Cllrs. B. Killeavy for attending ‘Entitlement to Health Services’ in The Clonakilty Hotel, Clonakilty, Co. Cork from 19th to 21st January 2018. - Cllrs. N. Cribbin, E. Fitzpatrick, B. Killeavy, M. O’Reilly and P. Ormond for attending AILG Module 1, 17th February Seven Oaks, Carlow and 22nd February Mullingar Park Hotel - Cllrs. J. Clendennen, D. Owens, L. Quinn to attend the LAMA Spring Training Seminar, 6th - 7th April 2018 Central Hotel, Donegal - Cllrs. N. Bourke, J. Clendennen, N. Cribbin, B. Killeavy, M. O’Reilly, P. Ormond and D. Owens to attend AILG 2018 Annual Conference, 12th & 13th April 2018 Park Hotel, Dungarvan, Co. Waterford - Cllr. J. Clendennen for attending the Irish Planning Institute Annual Planning Conference 2018 Ireland: 2040 and Beyond, 19-20th April, The Rose Hotel, Tralee, Co. Kerry - Cllr. N. Cribbin, E. Fitzpatrick, D. Harvey, F. Moran, P. Ormond, D. Owens for attending AILG Module 2 on 15th May in Lucan Spa Hotel and 19th May in Castlecourt Hotel, Westport. <p>On the proposal of Cllr. F. Moran, seconded by Cllr. E. Dooley, the members’ noted and approved the conferences and training seminars.</p>
<p>COMHFHREAGRAS:</p>	<p>Further correspondence that issued with the Agenda was noted.</p>
<p>ANY OTHER BUSINESS:</p>	<p>Cllr. B. Killeavy requested that the upkeep of the roundabouts and grass verges around Tullamore be prioritised. Cllr. L. Quinn responded that this would be referred to the Tullamore Municipal District.</p>

	Cllr. F. Moran and the members thanked Ms. M. Cleary for her work with the elected members for the past number of years and wished her well in her new position in the Council.
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This concluded the business of the meeting.

MINUTES CONFIRMED: _____
CATHAOIRLEACH **RUNAÍ**