

**Minutes of Proceedings of Monthly Meeting of
Nenagh Town Council held in the Civic Offices, Nenagh
on Monday, 26th February, 2007**

Councillors Present: Cllr. S. Morris Cllr. T. Moylan
 Cllr. S. Farrell Cllr. V. O'Dowd
 Cllr. T. Morgan Cllr. H. McGrath
 Cllr. J. O'Connor Cllr. T. Mulqueen

Also Present: P. Heffernan, Town Manager
 J. McGrath, Town Clerk
 M. Woulfe, Town Engineer
 S. O'Callaghan
 K. Clifford

Apologies: Cllr. T. Sheary

The Mayor, Cllr. T. Moylan presided.

The Mayor proposed a vote of sympathy with Rosemary Joyce on the death of her brother, Michael. All Members wished to be associated. The Town Manager also wished to be associated on his own behalf and that of the staff.

The Mayor proposed a vote of congratulations to Cllr. Farrell on her recent engagement to Sean Crowley. All wished to be associated.

Holohan Leisure made a presentation on options for development of the Leisure Centre to the Members prior to the meeting.

1. To consider Minutes of January Monthly Meeting

It was proposed by Cllr. O'Connor
Seconded by Cllr. S. Farrell
and agreed that the minutes be adopted.

Cllr. O'Connor referred to a discussion which had taken place at that meeting regarding the Differential Rents Scheme and asked the Mayor if he proposed to bring forward a motion in this regard. The Town Manager said that the difficulty was that rents must be related to the tenant's ability to pay. It was agreed that a copy of the Dept. of the Environment publication "*Delivering Homes, Sustaining Communities*" be supplied to the Members.

Cllr. Morris requested that a Special Meeting be held to discuss housing issues. Mayor agreed to put on the agenda.

Cllr. McGrath referred to the derelict houses at St. Joseph's Park. The Town Manager replied that he had agreed to purchase one of the houses and was awaiting Contract for Sale from the seller's Solicitor which had not materialised. It had been agreed to carry out a Works in Lieu scheme on another of the properties but the Contractor had pulled out. He said that these houses should not become derelict so quickly after becoming vacant. He felt that the Council should also look at why this was happening. It was agreed that the Town Manager would consult with the Environment Section of the County Council the following morning with regard to taking action under the Waste Management Act.

Cllr. Morris expressed concern that the ESB had still not completed the lighting at St. Joseph's Park. He said that the people of St. Joseph's Park had Abbey Furniture and Tesco inflicted on them also and he felt that it was time that something was done for them. He requested a copy of the conditions for the footpath closure at Tesco. The Town Engineer replied that he was in constant contact with the ESB but was not getting the replies he was looking for.

It was proposed by Cllr. O'Connor
Seconded by Cllr. S. Morris
and agreed that the Town Engineer be instructed to advise the ESB that the first job to be done for Nenagh Town Council was to complete the lighting in St. Joseph's Park and all Members to be updated of progress.

2. To consider Minutes of Special Meeting held on 6th February, 2007

Cllr. O'Dowd asked that the minutes be amended to include the following under Submission No. 5: -

"Cllrs. O'Dowd, Farrell, O'Connor & Morris felt that this matter was complicated by the fact that the site straddled two areas (Town & County Council) and felt that they should choose the safe option and vote against Cllr. Sheary's proposal as if the County Council planning application failed then the town would lose out on a pitch."

It was proposed by Cllr. S. Farrell
Seconded by Cllr. O'Connor
and agreed that the minutes as amended be adopted.

3. To consider Minutes Action Plan

Investigate flooding of gardens at Monaree

The Town Engineer informed the Members that a landowner had put a 9" pipe into a drain which had backed up and flooded some gardens. He said there was never a threat of houses being flooded. A meeting had been arranged with the landowner for the following week to discuss the matter and he hoped to come back at the next meeting with a resolution.

Report on Gumbuster and Green Machine

The Town Engineer informed the Members that he had met with various suppliers but this was a difficult issue as all machines leave a residue on footpaths. He had arranged a meeting with the Environment Section of Limerick City Council for the following week to look at their set up and would then sit down with the Town Manager to see what kind of an integrated system they could come up with. He said that he would have a report for the next meeting.

Footpath at Borrisokane Road

The Town Engineer said that he did not yet have a complete report. He would have to check conditions attached to planning permissions in the area and have a report for the next meeting.

4. To note Manager's Orders

Noted

5. To note Planning Register

Noted.

6. To consider sanction of payment increases under Section 27.17 of Towards 2016 as per Circular Letter EL 02/07

It was proposed by Cllr. T. Moylan
Seconded by Cllr. V. O'Dowd

And resolved that pursuant to City and County Management (Amendment) Act, 1955, and Local Government Acts, 1955 & 2001 and in accordance with sanction received from the Minister for the Environment and Local Government per Circular Letter EL 02/07 dated 23rd January, 2007 the Council consents to Town Manager's proposal to revise remuneration regarding application of increases under Section 27.17 of 2016 to Local Authority Staff with Nenagh Town Council.

7. To consider Audit Report 2005

Noted.

8. To receive Manager's Report on Part VIII Proposal for Construction of 21 No. 3-Bed and 4 No. 4-Bed Houses at Roadway at Nenagh North

The Town Manager informed the Members that he was not in a position to present his report as there had been a flaw in the Part VIII process. This had been brought to his attention on the last date for receipt of submissions. He said that the drawings had been tested against the requirements of the 2001 Regulations. However, the 2002

Regulations required the affixing of an Ordnance Sheet No. on the drawings and this was not done. As this is a statutory requirement he could not go ahead and recommend that this work proceed at present. He had been advised that the Ormond Keep Residents would seek a judicial review if work proceeded. It was therefore necessary to recommence the public consultation process.

The Members expressed disappointment with this and it was agreed that the Part VIII Process should recommence straight away and all who had previously made submissions be written to with an enclosed stamped addressed envelope to allow them to make a further submission.

14. To discuss Civic Reception to be accorded to Mayor of Tonnerre on his proposed to visit to Nenagh

It was proposed by Cllr. S. Farrell
Seconded by Cllr. J. O'Connor
and agreed that a Civic Reception be accorded to the Mayor of Tonnerre on his visit to Nenagh on Saturday, 3rd March at 6.30 p.m.

19. Notices of Motion

Notice of Motion in the name of Cllr. Joe O'Connor

"That this Council be informed if contact has taken place between the Solicitor acting on behalf of Nenagh Town Council and the Monaree Residents Association. If so what are the proposals being put forward to resolve the impasse regarding compensation due to the residents of this estate."

The Town Manager replied that he was still waiting for the residents Solicitor to come back to him. It was agreed to leave this motion on the agenda for the March meeting.

Notice of Motion in the name of Cllr. Joe O'Connor

"That this Council instruct the Town Engineer to prepare a costing for works to upgrade a portion of the footpath at the Newport Road, Benedine, Nenagh and these costings be presented to Members before 20th December, 2006, this item to be on the Agenda of the next Council Meeting for discussion".

The Town Manager replied that this would be a proposal on the 2007 Roadworks Programme.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council separates the Part VIII Process of the through road through Ormond Keep and the Affordable Housing Project in the same area and advertise them as separate Part VIII Processes".

In light of the decision taken earlier, that the proposed works be re-advertised under Part 8, Councillor Morris withdrew this motion.

Notice of Motion in the name of Cllr. Seamie Morris

“That this Town Council rejects the Part VIII Process to put a through road through Ormond Keep”.

In light of the decision taken earlier, that the proposed works be re-advertised under Part 8, Councillor Morris withdrew this motion.

Notice of Motion in the name of Cllr. Virginia O’Dowd

“That Nenagh Town Council give a detailed report on the work of the authority implementing the provisions of the Barcelona Declaration in the period since its formal adoption by this authority. This report should include;

- *Details on the consultation if any, with persons with a disability and disability organisations in implementing the declaration*
- *The range of measures proposed and developed*
- *The budget associated with these measures and the extent to which the annual funding from the National Disability Strategy has been utilised*
- *The progress made to date on implementation of the Barcelona Declaration*

The Town Clerk replied that a Disability Audit had been conducted in the town which identified all areas which needed attention. The current cost of these works was over €2m and would have to be carried out over the next 15 years. A programme was currently being put together for these works and some of this could be incorporated with other works. Grant funding of only €2m was available for the entire country this year. This Disability Strategy was far more in depth than the Barcelona Declaration.

The Mayor asked if a copy of the Disability Audit could be circulated to the Members. This was agreed.

Notice of Motion in the name of Cllr. Hughie McGrath

“That Nenagh Town Council look at St. Joseph’s Park as soon as possible under the new Traffic Calming laws. Due to the large amount of cars and the road being so narrow, emergency vehicles could have problems getting around the estate. We also need to put signs at the entrance to the estate and re-paint the pedestrian crossing. The lighting on the New Line Road needs to be improved”.

The Town Engineer replied that the residents should write to the Council requesting that traffic calming measures be put in place. A written majority of the residents would be required.

Notice of Motion in the name of Cllr. Hughie McGrath

“That Nenagh Town Council by way of resolution adopt a proposal that the boundary of the town be altered, as per map to be agreed by Town Council”.

It was agreed to leave this motion on the agenda as Cllr. McGrath needed a map showing the proposed new boundary.

Notice of Motion in the name of Cllr. Virginia O'Dowd

"I am calling on Nenagh Town Council and North Tipperary County Council to put the re-cycling facility at their Limerick Road depot on a long-term footing and to (allow) provide enough staff and finance to allow it continue its great work and to challenge the public to use the facility properly".

Cllr. Morris seconded this proposal and it was agreed that it be forwarded to the County Council.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council furnishes each Town Councillor with a copy of the Part V Legal Agreement of each new development from March onwards".

The Town Manager replied that there may be a difficulty with this as such agreements may contain commercially sensitive information regarding house prices. He said that details of number of houses could be provided as each agreement was concluded. Councillor Morris accepted this proposal.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council puts in place a Traffic Management Plan for St. Joseph's Park to make up for the added traffic to and from Tesco"

Cllr. Morris withdrew this motion.

Notice of Motion in the name of Cllr. Hughie McGrath

"That Nenagh Town Council as soon as possible repair the footpath at Church Road before someone gets hurt. With a large amount of elderly people using the path, it is only a matter of time before someone falls and there has to be a health and safety issue with this path".

The Town Engineer replied that this work would be completed in the next two weeks.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council update, in writing, the Councillors on the amount of people on our housing list each month".

This was agreed.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council lets the Councillors know the names of people moving in and out of our Council houses".

It was agreed that a list of newly appointed tenants would be circulated to the Members each month.

Notice of Motion in the name of Cllr. Seamie Morris

"That this Town Council considers removing the barrier in Ormond Street."

The Town Engineer replied that the barrier had been erected to prevent children running down the lane and onto the road and he would not recommend removing it.

9. To discuss Traffic Calming Policy

It was agreed to leave this item on the agenda.

20. Any Other Business

Cllr. Morris referred to parking for residents at Summerhill and said that it had been agreed that boxes be painted on the street to facilitate them. The Town Manager replied that this was not the case. The agreement was that the resident's disc would allow them to park on the street until 10.30 a.m.

The Mayor informed the Members that he and the Town Manager had received an invitation from the Mayor of San Francisco to attend St. Patrick's Day Festivities.

The Town Manager informed the Members that an Engineer from the OPW had visited the Nenagh Castle Project and had said that it would be necessary to demolish the low wall behind the new public convenience to facilitate beams being transported for the roof of the castle. The area would be fully restored after the works had been carried out.

Cllr. Morris asked for an update on proposals for the junction at William Street and Sarsfield Street. The Town Engineer replied that he was including a proposal in the 2007 Roadworks Programme which would be part-funded by the County Council.

The Mayor informed the Members that the closing date for nominations for the Nenagh Community Achievement Awards would be on 7th March.

This concluded the business of the meeting.

Mayor: _____

Town Clerk: _____

Date: _____