

Kerry Education and Training Board
Bord Oideachais agus Oiliúna Chiarraí

Minutes of Kerry Education and Training Board (Kerry ETB) Meeting held via videoconference on Wednesday July 15th 2020.

In Attendance:

Cllr. Jim Finucane
Cllr. Cathal Foley
Cllr. Marie Moloney
Cllr. Terry O'Brien
Ms. Maryanne Slattery
Ms Maria O'Gorman

Cllr. Deirdre Ferris
Cllr. Johnnie Wall
Cllr. Norma Moriarty
Cllr. Niall O'Callaghan
Mr. Noel Keenan
Mr. Tim Daly

Mr. Colm Mc Evoy, Chief Executive Officer (CEO), Ms. Maria Brennan, Director of Organisation Support and Development (OS&D), Mr. Tommy Conroy, Head of Finance, Ms. Aileen O'Sullivan, Head of Corporate, Capital and Technology (CCT), Mr. Pdraig O'Sullivan, Buildings Officer, Ms. Patricia Tierney, Executive Support and Ms. Karen Griffin, Executive Support were also in attendance.

As per Schedule 3, Paragraph 10(3) of the (ETB) Act 2013 and the Agenda Notice, no conflicts of interest were declared at the commencement of the meeting. As per Section 1.18 of Circular Letter 0002/2019, the conflict of interest document was circulated to be signed prior to the meeting to the Members (a copy of which is attached to the minutes).

07/2020/1	APOLOGIES LEITHSCÉALTA
	<p>Apologies/Leithscéalta: Apologies for their absence were received from:</p> <ul style="list-style-type: none"> ➤ Mr. Joe Brennan ➤ Ms. Joan McCrohan
07/2020/2	CONDOLENCES COMHBHRÓN
	<p>Condolences/Comhbhrón: An Cathaoirleach, Cllr. Jim Finucane expressed his sympathy and that of the Board to:</p> <ul style="list-style-type: none"> ➤ To the Ruane Family on the death of Ms. Bernadette Ruane, retired Assistant General Secretary of the Teachers' Union of Ireland (TUI). ➤ To the Kirwan Family, on the death of Mr. Colm Kirwan, retired Deputy Principal of Castleisland Community College. ➤ To Ms. Bernadette Cullen, CEO of Tipperary ETB, on the death of her Mother, Ms. Mary Frances Cullen.

07/2020/3	CONGRATULATIONS COMHGHAIRDEAS
	<p>Congratulations/Comhghairdeas:</p> <ul style="list-style-type: none"> ➤ To Mr. Paddy Lavelle, CEO of Dublin and Dun Laoghaire ETB on his appointment as the new General Secretary of the ETBI.

07/2020/4	AGENDA CLÁR
4.1	<p>Board Approval to enter into mediation Kerry Diocesan Youth Service (KDYS)</p> <p>The following update was provided by the Chief Executive Officer:</p> <ul style="list-style-type: none"> ➤ Meeting with Mr. Shane O'Donoghue, Board member KDYS on July 6th 2020 at 3:00pm, attended by the Chief Executive Officer and An Cathaoirleach. ➤ At this meeting it was agreed to seek Board approval to enter into mediation as per clause 26.1 Kerry ETB and KDYS Grant Agreement Ref YR 2016/18 in respect of the following matters: <ul style="list-style-type: none"> ➤ Staff overpayment issue claim of circa €79,232.21 ➤ Youthreach Transfer cost issue claim of circa €50,426.25 ➤ Expenditure Relating to 2017 Youthreach Service Level Agreement €6,205.00 ➤ Disallowed Vouched Expenditure 2018 €7,513.76 <p>KDYS Board representative agreed at the meeting on July 6th, 2020 that the KDYS claim for additional costs for circa €1,355,000 plus interest would not form part of the mediation. It was agreed that if the matters dealt with at mediation are successfully resolved then KDYS would not pursue its claim for these additional costs.</p> <p>The Board was advised that advice received from the Department of Education & Skills (DoES) on July 14th 2020 set out that mediation process must be in line with the provisions of Department of Public Expenditure and Reform (DPER) Circular Letter 17/2017.</p> <p>The Board formally approved entering into mediation with KDYS as per clause 26.1 Kerry ETB and KDYS Grant Agreement Ref YR 2016/18 to address the following:</p> <ul style="list-style-type: none"> ➤ Staff overpayment issue claim of circa €79,232.21 ➤ Youthreach Transfer cost issue claim of circa €50,426.25 ➤ Expenditure Relating to 2017 Youthreach Service Level Agreement €6,205.00 ➤ Disallowed Vouched Expenditure 2018 €7,513.76

	<p style="text-align: center;">Proposed: Ms. Maria O’Gorman Seconded: Cllr. Marie Moloney</p> <p>This approval will be communicated to KDYS and arrangements for mediation will be advanced as per the provisions of DPER Circular Letter 17/2017.</p> <p>The Board noted that the KDYS Board are also addressing approval to enter into mediation.</p>
4.2	<p>Approval of Kerry ETB Scéim Teanga 2020-2023, as circulated Board approval sought for the Kerry ETB Scéim Teanga 2020-2023, as circulated to the Board Members with the Agenda. The Board formally approved the Kerry ETB Scéim Teanga 2020-2023 as presented.</p> <p style="text-align: center;">Proposed: Mr. Noel Keenan Seconded: Ms. Maryanne Slattery</p>
4.3	<p>Anaerobic Digestion Facility – Planning Appeal Update The Buildings Officer, Mr. Pádraig O’Sullivan provided the following update:</p> <ul style="list-style-type: none"> ➤ Letter received on July 3rd, 2020 from Sandford Energy (as circulated) ➤ Response issued by the CEO on July 7th, 2020 (as circulated) <p>Sandford Energy’s letter of July 3rd 2020 requested a meeting to discuss any concerns Kerry ETB may have re this proposed development.</p> <p>Following a discussion, it was agreed that a meeting will be arranged with Sandford Energy as per their request for a meeting. This meeting is being organised on a without prejudice basis.</p> <p style="text-align: center;">Proposed: Ms. Maria O’Gorman Seconded: Cllr. Terry O’Brien</p> <p>The need for the Board of Management of Causeway Comprehensive School to meet and review this matter was emphasised.</p>
4.4	<p>ETB Board Members Training ETBI The Board was advised that ETBI are scheduling training for ETB Board Members between September 2020 and December 2020. The focus of this training will be on the newly established government departments for the Education and Training sector.</p> <p>The Board noted this update.</p>

4.5	<p>Kerry ETB Committees under Section 44 of the ETB Act 2013 - Appointments and Vacancies</p> <p>The following Board of Management Appointments(BOM) was made by the Board:</p> <table border="1" data-bbox="517 456 1469 512"> <tr> <td>Killorglin Community College</td> <td>Shauna Moroney</td> <td>Parent Nominee</td> </tr> </table> <p style="text-align: center;">Proposed: Cllr. Terry O'Brien Seconded: Cllr. Norma Moriarty</p>	Killorglin Community College	Shauna Moroney	Parent Nominee		
Killorglin Community College	Shauna Moroney	Parent Nominee				
4.6	<p>Lands and Leases Leases for Approval</p> <p>The Director of Further Education and Training sought Board approval for the following lease.</p> <ul style="list-style-type: none"> ➤ Unit 1 & 2 First Floor of Mulvihill's Pharmacy Building, Lower Bridge Street, Killorglin <ul style="list-style-type: none"> ➤ Term: 2 Years – 1 Year Break Clause. ➤ Area: 1570 Sq. Ft. ➤ Rental: €21,980 Plus VAT €14 per Sq. Ft. ➤ The Unit will be leased by Kerry ETB for the delivery of Further Education & Training namely Adult Basic Education (ABE). ➤ The landlord will prepare the offices to a standard fit out for occupation to be agreed with Kerry ETB, specifically the Director of FET. ➤ The works will be carried out by the lessor – and at his expense - prior to Kerry ETB taking occupation. <p style="text-align: center;">Proposed: Mr. Noel Keenan Seconded: Cllr. Terry O'Brien</p>					
4.7	<p>Board Meeting Schedule for 2020/2021</p> <p>The CEO advised that as agreed at the June 30th, 2020 Board Meeting, a survey of the Board Members had been carried out regarding preference for day and time of future Board Meetings. As a result of this survey, the future meetings will be held at 4.15pm on Tuesday evenings, wherever possible.</p> <table border="1" data-bbox="751 1677 1235 2022"> <tr> <td>Tuesday September 22nd 2020</td> </tr> <tr> <td>Tuesday October 27th 2020</td> </tr> <tr> <td>Tuesday December 8th 2020</td> </tr> <tr> <td>Tuesday January 26th 2021</td> </tr> <tr> <td>Tuesday February 23rd 2021</td> </tr> </table>	Tuesday September 22nd 2020	Tuesday October 27th 2020	Tuesday December 8th 2020	Tuesday January 26th 2021	Tuesday February 23rd 2021
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		Tuesday March 23rd 2021	
		Tuesday April 27th 2021	
		Tuesday May 25th 2021	
		Tuesday June 22nd 2021	

07/2020/5	ANY OTHER BUSINESS WITH THE PERMISSION OF AN CATHAOIRLEACH AON GHNÓ EILE LE CEAD AN CHATHAOIRLIGH
	<p>Next Board Meeting date: Tuesday September 22nd 2020.</p> <p>Board Members were advised that an August Board Meeting may be necessary due to the ongoing COVID-19 pandemic</p>

Signed/Sínithe: _____

Date/Dáta: _____