



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 2 OCTOBER 2023 at 7.03PM**

PRESENT	Cr. Nathan Conroy (Mayor) Cr. Liam Hughes (Deputy Mayor) Cr. David Asker Cr. Sue Baker Cr. Kris Bolam Cr. Claire Harvey Cr. Brad Hill Cr. Suzette Tayler
APOLOGIES:	Nil. Cr Steven Hughes suspended (7 Sep – 6 Dec 2023)
ABSENT:	Nil.
OFFICERS:	Mr. Phil Cantillon, Chief Executive Officer (via Zoom) Ms. Kim Jaensch, Director Corporate and Commercial Services Ms. Angela Hughes, Director Communities Mr. Cam Arullanantham, Director Infrastructure and Operations Ms. Shweta Babbar, Director Customer Innovation and Arts Ms. Brianna Alcock, Manager Governance Ms. Caroline Reidy, Manager Financial and Integrated (via Zoom) Mr. Rob Antonic, Manager Safer Communities (via Zoom) Ms. Tammy Beauchamp, Manager City Futures (via Zoom) Ms. Rachel Masters, Coordinator Social Policy and Planning (via Zoom) Ms. Tenille Craig, Team Leader Governance Ms. Poonam Kothari, Governance Officer Mr. Ric Rais, Systems Support Officer Mr. Jeremy O'Rourke, Supervising Technician Mr. Josh Lacey, Supervising Technician
EXTERNAL REPRESENTATIVES:	Nil.

COUNCILLOR STATEMENT

The Deputy Mayor, Councillor Liam Hughes made the following statement:

“All members of this Council pledge to the City of Frankston community to consider every item listed on this evening’s agenda:

- *Based on the individual merits of each item;*
- *Without bias or prejudice by maintaining an open mind; and*
- *Disregarding Councillors’ personal interests so as to avoid any conflict with our public duty.*

Any Councillor having a conflict of interest in an item will make proper, prior disclosure to the meeting and will not participate or vote on the issue.”

PRAYER

The Deputy Mayor, Councillor Liam Hughes read the Opening Prayer.

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Deputy Mayor, Councillor Liam Hughes acknowledged the Bunurong People of the Kulin Nation – the Traditional Custodians of the land on which we stand, and paid respect to Elders past, present and future. Respect was also extended to Elders of other communities who may have been present.

Chairperson’s initials.....

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1. APOLOGIES

Nil

2. COUNCILLOR APPRECIATION AWARDS

- 2.1 A Councillor Appreciation Award was presented by Cr Sue Baker to BAM Arts Inc, in recognition of its tremendous dedication in providing numerous performing and creative arts programs and social networking opportunities for people with disabilities. These programs include learning instruments, song writing and recording, music theatre, drama, multimedia, film making, visual arts, print media, radio and broadcasting, to name a few.

Led by CEO and Founder, Lisa Murphy, the team does marvellous work encouraging and developing the creative and performance art skills of children, young people and adults living with a disability. Congratulations and thank you for the incredible work you do in the community.

Ms Lisa Murphy and her son Buster, received the Councillor Appreciation Award on behalf of BAM Arts Inc.

3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Council Meeting No. CM13 held on 11 September 2023.

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Asker

That the minutes of the Council Meeting No. CM13 held on 11 September 2023 copies of which had previously been circulated to all Councillors, be confirmed, approved and adopted.

Carried Unanimously

4. DISCLOSURES OF INTEREST AND DECLARATIONS OF CONFLICT OF INTEREST

Nil

5. PUBLIC QUESTION TIME

There were no questions received with notice. One (1) person submitted two (2) questions without notice to Council. The questions were taken on notice. The Chief Executive Officer informed that responses to these questions will be provided in writing within seven business days of the Council Meeting.

The questions received without notice and answers will be provided in the Minutes of the next Council Meeting.

6. HEARING OF PUBLIC SUBMISSIONS

Mr Garry Ebbott made a submission to Council regarding Item 12.6 First two hours free parking at Council city centre car parks;

Mr Robert Thurley made a submission to Council regarding Item 12.5 Formally renaming the section of RF Miles Reserve between Station Street and Seaford Rd;

Ms Trudy Poole made a submission to Council regarding Item 12.6 First two hours free parking at Council city centre car parks.

7. ITEMS BROUGHT FORWARD**Items Brought Forward****Council Decision****Moved: Councillor Bolam****Seconded: Councillor Harvey**

That Items listed below be brought forward:

- 12.5 Formally renaming the section of RF Miles Reserve between Station Street and Seaford Rd
- 12.6 First two hours free parking at Council city centre car parks

Carried Unanimously**Block Motion****Council Decision****Moved: Councillor Bolam****Seconded: Councillor Hill**

That the items listed below be block resolved:

- 12.2 Consolidated Financial Report and Performance Statement ended 30 June 2023
- 12.4 Re-appointment of Chair and Non-Executive Directors to the Board of Peninsula Leisure Pty Ltd

Carried Unanimously**8. PRESENTATIONS / AWARDS**

Nil

9. PRESENTATION OF PETITIONS AND JOINT LETTERS

Nil

10. DELEGATES' REPORTS

Nil

11. CONSIDERATION OF CITY PLANNING REPORTS

Nil

ITEMS BROUGHT FORWARD**12.5 Formally renaming the section of RF Miles Reserve between Station Street and Seaford Rd**

(BA Corporate and Commercial Services)

Recommendation (Director Corporate and Commercial Services)

That Council:

1. Notes its previous endorsement to formally rename the parcel of land in a section of RF Miles Reserve, between Station Street and Seaford Rd, to a unique indigenous name, with the shortlist options, provided by Bunurong Land Council Aboriginal Corporation, being:
 - Pallim Parn (Salt Water) Gardens
 - Yoke (Eel) Gardens
2. Notes the names of the existing sporting fields, pavilion and playground have been excluded, remaining within, and retaining the name, of RF Miles Reserve;
3. Notes community consultation was conducted on the proposed names, Pallim Parn Gardens; or Yoke Gardens; or no name change; from 14 July 2023 to 13 August 2023, via a survey on the Engage Frankston platform with a total of 326 contributions;
4. Receives the Engagement Report, which details the results and feedback from the community;
5. Notes the results indicate that 53.7% preferred the name Pallim Parn (Salt Water) Gardens, 25.8% preferred no name change, 16.9% preferred the name Yoke (Eel) Gardens and 3.6% did not indicate a preference.
6. Notes the community feedback received and considers this for any future re-naming or naming proposals; and
7. Resolves one of the following Options:

Option 1:

Endorses the name *Pallim Parn Gardens* for formally renaming the section of RF Miles Reserve, between Station Street and Seaford Rd, and resolves for it to be submitted to Geographic Names Victoria for formal approval;

OR

Option 2:

Endorses to retain the existing name RF Miles Reserve for the entire reserve, including between Station Street and Seaford Rd, and not make any changes.

Motion

Moved: Councillor Hill

Seconded: Councillor Baker

That Council:

1. Notes its previous endorsement to formally rename the parcel of land in a section of RF Miles Reserve, between Station Street and Seaford Rd, to a unique indigenous name, with the shortlist options, provided by Bunurong Land Council Aboriginal Corporation, being:
 - Pallim Parn (Salt Water) Gardens
 - Yoke (Eel) Gardens

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2. Notes the names of the existing sporting fields, pavilion and playground have been excluded, remaining within, and retaining the name, of RF Miles Reserve;
3. Notes community consultation was conducted on the proposed names, Pallim Parn Gardens; or Yoke Gardens; or no name change; from 14 July 2023 to 13 August 2023, via a survey on the Engage Frankston platform with a total of 326 contributions;
4. Receives the Engagement Report, which details the results and feedback from the community;
5. Notes the results indicate that 53.7% preferred the name Pallim Parn (Salt Water) Gardens, 25.8% preferred no name change, 16.9% preferred the name Yoke (Eel) Gardens and 3.6% did not indicate a preference.
6. Notes the community feedback received and considers this for any future re-naming or naming proposals; and
7. Resolves Option 1:
Endorses the name *Pallim Parn Gardens* for formally renaming the section of RF Miles Reserve, between Station Street and Seaford Rd, and resolves for it to be submitted to Geographic Names Victoria for formal approval

Motion Lost

For the Motion: Crs Baker, Harvey and Hill (3)
 Against the Motion: Crs Asker, Conroy, Liam Hughes and Tayler (4)
 Abstained: Cr Bolam (1)

Council Decision**Moved: Councillor Bolam****Seconded: Councillor Tayler**

That Council:

1. Notes its previous endorsement to formally rename the parcel of land in a section of RF Miles Reserve, between Station Street and Seaford Rd, to a unique indigenous name, with the shortlist options, provided by Bunurong Land Council Aboriginal Corporation, being:
 - Pallim Parn (Salt Water) Gardens
 - Yoke (Eel) Gardens
2. Notes the names of the existing sporting fields, pavilion and playground have been excluded, remaining within, and retaining the name, of RF Miles Reserve;
3. Notes community consultation was conducted on the proposed names, Pallim Parn Gardens; or Yoke Gardens; or no name change; from 14 July 2023 to 13 August 2023, via a survey on the Engage Frankston platform with a total of 326 contributions;
4. Receives the Engagement Report, which details the results and feedback from the community;
5. Notes the results indicate that 53.7% preferred the name Pallim Parn (Salt Water) Gardens, 25.8% preferred no name change, 16.9% preferred the name Yoke (Eel) Gardens and 3.6% did not indicate a preference.
6. Notes the community feedback received and considers this for any future re-naming or naming proposals; and
7. Resolves Option 2:
Endorses to retain the existing name RF Miles Reserve for the entire reserve, including between Station Street and Seaford Rd, and not make any changes.

Carried

For the Motion: Crs Asker, Bolam, Conroy, Liam Hughes and Tayler (5)
 Against the Motion: Crs Baker, Harvey and Hill (3)

Chairperson's initials.....

12.6 First two hours free parking at Council city centre car parks

(RA Communities)

Recommendation (Director Communities)

That Council:

1. Note that at its meeting on 25 July 2022, Council resolved to transfer \$127,000 from the strategic asset reserve to fund an additional twelve months of the first two hours free parking in the following Council owned and managed city centre off street car parks:
 - a) Frankston East Car park (between Young Street & Train Line);
 - b) Cranbourne Road Car park (Opposite Frankston Fire Station) ;
 - c) Playne Street Car park; and
 - d) Mechanics Hall Car park;
2. Note that as of 25 July 2023 this initiative has expired.
3. Resolves one of the following options:

Option One:

Cease the provision of the first two hours free parking in the following Council owned and managed city centre off street car parks:

- a) Frankston East Car park (between Young Street & Train Line);
- b) Cranbourne Road Car park (Opposite Frankston Fire Station);
- c) Playne Street Car park; and
- d) Mechanics Hall Car park;

Option Two:

Provides two hours of free parking in the Council owned and managed city centre off street car parks referred to in Item 1(a) to 1(d) inclusive of this Resolution ongoing, and makes necessary changes to the Adopted Annual Budget 2023/24 and subsequent budgets accordingly. It is noted that another 12-months of free two hour parking in these car parks is estimated to cost \$140,000, which will impact Council's forecast income for 2023/24.

Option Three:

Extends the provision of two hours free parking in the car parks referred to at 2(a) to 2(d) inclusive of this resolution until 30 April 2024 at an estimated cost of \$105,000 and receives a report at the April 2024 Council Meeting on the usage and benefits of this initiative, and a recommendation as to whether it should continue.

4. Notes that at this time, \$4,000 in costs will be incurred to remove and install new ticket machines and signage if the free parking is to revert to paid parking.

Council Decision

Moved: Councillor Hill

Seconded: Councillor Harvey

That Council:

1. Note that at its meeting on 25 July 2022, Council resolved to transfer \$127,000 from the strategic asset reserve to fund an additional twelve months of the first two hours free parking in the following Council owned and managed city centre off street car parks:

Chairperson's initials.....

- a) Frankston East Car park (between Young Street & Train Line);
 - b) Cranbourne Road Car park (Opposite Frankston Fire Station) ;
 - c) Playne Street Car park; and
 - d) Mechanics Hall Car park;
2. Note that as of 25 July 2023 this initiative has expired.
 3. Resolves Option Two:
Provides two hours of free parking in the Council owned and managed city centre off street car parks referred to in Item 1(a) to 1(d) inclusive of this Resolution ongoing, and makes necessary changes to the Adopted Annual Budget 2023/24 and subsequent budgets accordingly. It is noted that another 12-months of free two hour parking in these car parks is estimated to cost \$140,000, which will impact Council's forecast income for 2023/24.
 3. Notes that at this time, \$4,000 in costs will be incurred to remove and install new ticket machines and signage if the free parking is to revert to paid parking.

Carried

For the Motion: Crs Asker, Baker, Bolam, Harvey, Hill, Liam Hughes and Tayler
(7)

Against the Motion: Cr Conroy (1)

Councillor Liam Hughes left the chamber at 8.33 pm

Meeting was adjourned at 8.34 pm

Councillor Liam Hughes returned to the chamber at 8.44 pm

The meeting resumed at 8.44 pm

12. CONSIDERATION OF REPORTS OF OFFICERS

12.1 Governance Matters Report for 2 October 2023

(BA Corporate and Commercial Services)

Recommendation (Director Corporate and Commercial Services)

That Council:

Council Resolution Status

1. Receives the Council Resolution Status update, including:
 - a. Notice of Motion Cost Summary and Notice of Motion Report for 2 October 2023;
 - b. Notes there are no open Urgent Business actions;
 - c. Notes there is one Notice of Motion actions reported as complete:
 - 2023/NOM3 – Hall of Fame Revival;
 - d. Notes since the Council Meeting, held on 11 September 2023, 28 resolution actions have been completed, as listed in the body of the report;
 - e. Notes there is one report delayed in its presentation to Council:
 - Response to 2022/NOM11 - Exploration of the establishment of a South Eastern Councils Biodiversity Network, delayed from 2 October 2023 to April 2024 Council Meeting;

Councillor Briefings

2. Receives the Councillor Briefings record since the Council Meeting held on 11 September 2023. The record includes:
 - Topics discussed;
 - Councillors in attendance;
 - Conflict of interest disclosures;

Audit and Risk Committee

3. Reappoints Mr Michael Ulbrick as an Independent Member of the Frankston City Council Audit and Risk Committee (ARC) for a further three (3) year term, expiring on 31 December 2026; and
4. Resolves that the CEO writes to Mr Michael Ulbrick advising of Council's decision and offer congratulation on reappointment to the ARC.

Council Decision

Moved: Councillor Bolam

Seconded: Councillor Hill

That Council:

Council Resolution Status

1. Receives the Council Resolution Status update, including:
 - a. Notice of Motion Cost Summary and Notice of Motion Report for 2 October 2023;
 - b. Notes there are no open Urgent Business actions;
 - c. Notes there is one Notice of Motion actions reported as complete:

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- 2023/NOM3 – Hall of Fame Revival;
- d. Notes since the Council Meeting, held on 11 September 2023, 28 resolution actions have been completed, as listed in the body of the report;
- e. Notes there is one report delayed in its presentation to Council:
 - Response to 2022/NOM11 - Exploration of the establishment of a South Eastern Councils Biodiversity Network, delayed from 2 October 2023 to April 2024 Council Meeting;

Councillor Briefings

2. Receives the Councillor Briefings record since the Council Meeting held on 11 September 2023. The record includes:
 - Topics discussed;
 - Councillors in attendance;
 - Conflict of interest disclosures;

Audit and Risk Committee

3. Reappoints Mr Michael Ulbrick as an Independent Member of the Frankston City Council Audit and Risk Committee (ARC) for a further three (3) year term, expiring on 31 December 2026; and
4. Resolves that the CEO writes to Mr Michael Ulbrick advising of Council's decision and offer congratulation on reappointment to the ARC.

McClelland Gallery

5.
 - a) Notes unsuccessful negotiations with McClelland Gallery in relation to the lease extension of the Gnome sculpture or an alternative sculpture;
 - b) Notes that officers will continue to liaise with the McClelland Gallery to optimise opportunities for Council's Public Art program and the Frankston Regional Arts Trail;
 - c) Reserves the right to review the McClelland's standing grant as per existing process in 2024;
 - d) Notes that the CEO is instructed to ensure that the Frankston foreshore (between Sofia's and the Yacht Club), the site of the present Gnome sculpture and Ballam Park are considered high priority locations for the placement of public art as part of the imminent Frankston Art's Trail. Any design / trail proposition before Council is to include these aforementioned locations;

Work Ready Program

6. Receives a report at the January 2024 Council Meeting on the status of the 2019 Work Ready initiative. The report is to consider:
 - Current utilisation and effectiveness of the program;
 - Identify opportunities and gaps to further improve the program;
 - Future lens to improving the program with clear identification of funding requirement and marketing approach; and
 - Consider graduation/competition ceremonies for participants.

Carried Unanimously

Chairperson's initials.....

12.2 Consolidated Financial Report and Performance Statement ended 30 June 2023
(CR Corporate and Commercial Services)**Council Decision****Moved: Councillor Bolam****Seconded: Councillor Hill**

That Council:

1. Approves in principle, the draft Consolidated Financial Report and draft Performance Statement for the year ended 30 June 2023;
2. Authorises the Mayor, Cr Nathan Conroy and Councillor Sue Baker (as Council nominated Audit and Risk Committee members) to certify the Consolidated Financial Report after agreement with Council's external auditors as to any changes that may need to be made and as considered appropriate; and
3. Authorises the Mayor, Cr Nathan Conroy and Councillor Sue Baker (as Council nominated Audit and Risk Committee members) to certify the Performance Statement after agreement with Council's external auditors as to any changes that may need to be made and as considered appropriate.

Carried Unanimously**Note:** Refer to page 5 of these Minutes where this item was Block Resolved

Chairperson's initials.....

12.3 Draft Safer Communities Policy and Strategy 2023-33*(TB Communities)***Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That Council:

1. Notes the Draft Safer Communities Policy and Strategy 2023-2033;
2. Endorses the Draft Safer Communities Policy and Strategy for community consultation over a four week period; and
3. Seeks a report back no later than 11 December 2023 to consider adoption of the Draft Safer Communities Policy and Strategy, taking into account community feedback received.

Extension of Time**Moved: Councillor Baker****Seconded: Councillor Asker**

That Cr Harvey be granted an extension of time.

Carried Unanimously**The Motion was**
Carried Unanimously

12.4 Re-appointment of Chair and Non-Executive Directors to the Board of Peninsula Leisure Pty Ltd

(KJ Corporate and Commercial Services)

Council Decision**Moved: Councillor Bolam****Seconded: Councillor Hill**

That Council:

1. Acknowledges the contribution of Ms Julie Busch (Chair) and Ms Marlene Elliott during their tenure as Non-Executive Directors to the Board of Peninsula Leisure Pty Ltd (PL);
2. Re-appoints Ms Julie Busch as the Chair and Non-Executive Director of Peninsula Pty Ltd for a period of three years, with the appointment expiring on 31 January 2027; and
4. Re-appoints Ms Marlene Elliott as a Non-Executive Director of Peninsula Pty Ltd for a period of three years, with the appointment expiring on 31 January 2027.

Carried Unanimously**Note:** Refer to page 5 of these Minutes where this item was Block Resolved

Chairperson's initials.....

13. RESPONSE TO NOTICES OF MOTION

Nil

Chairperson's initials.....

14. NOTICES OF MOTION

14.1 2023/NOM6 - Accountability Transparency Reform (ATR) III

(BA Corporate and Commercial Services)

That Council:

Transparency Hub

1. Notes the progress on Council's website redevelopment to improve public transparency and access to information, which notably features its Transparency Hub that offers streamlined access to selected Council data, stories, reports, and curated information and allows the community to explore and visualise data, providing an overview of Frankston City Council's decision-making and activities;
2. Notes that:
 - a) The Transparency Hub already includes valuable resources such as External grants received and applied and reduction in Closed Council items, which to note are also reported in the CEO's quarterly report (public version attachment);
 - b) Council's redeveloped website already publishes its Contractor Code of Conduct with access to information about tenders;
 - c) Refinements are occurring relative to the existing CEO's Public Report, with aspects within this report to be transferred to the Transparency Hub, where agreed upon by Council;
3. Receives a briefing and is engaged on planned future stages for further development of the Transparency Hub in anticipation of a report to Council by no later than December 2023 Council meeting.
4. Notes the following is to occur, no later than December 2023:
 - a) The streamlining of Council's website to improve the community's ease of access to the Transparency Hub (via direct hyperlinks or related measures);
 - b) The following components are added to the Transparency Hub in the spirit of good governance, transparency and accountability:
 - i. Council's developer/lobbyist register, subject to first addressing any privacy or legislative requirements;
 - ii. Council's developer contribution register;
 - iii. A register of any contracts (including consultancies) awarded both above and within financial delegation, along with contract exemption and additional delegations afforded to the CEO;
 - iv. A register of any external submissions formally endorsed and submitted by the Council;
 - v. A summary of broader Freedom of Information (FOI) outcomes achieved, which is currently reported annually to Council, subject to any privacy, confidentiality and legislative requirements;
 - vi. A register of petitions received taking into account any privacy, confidentiality and related requirements;
 - vii. Council's legal expenses summary taking into account any privacy, confidentiality and related requirements;
 - viii. Council's interstate travel register, for Councillors and staff;

Chairperson's initials.....

- ix. Councillors Conduct matters summary, bringing it out of the CEO's quarterly report (confidential attachment) but taking into account any confidential or legislative requirements;
 - x. A register of voluntary disclosure of political party membership of Councillors;
 - xi. Extracts from Councils Annual Report relating to key management and senior officer remuneration;
 - xii. A register of Councillor attendances (both briefings and ordinary meetings) and allowances, which to note are already reported on Council's website;
 - xiii. A register of Consultancy and Agency fees by department;
 - xiv. Council's existing lease register;
 - xv. The record of Councillor briefings outlined in the Governance matters report, consistent with the resolution of Council at the 11 September 2023 Council Meeting;
- c) Centralises all Council Records mentioned under Council's Public Transparency Policy already on Council's website under the existing heading, Documents available for public inspection, and provides a link to this page from the Home page on Council's website;

Future Procurement of Public Art

5. Considers potential improvements to the process for future procurement of public art (in accordance with Council's Procurement Policy) in a report to Council by no later than December 2023, and to consider any opportunities to better retain intellectual property rights for the broader program, if permitted under the Copyright Act and any other relevant legislation;

Council's Engagement Policy

6. Receives a briefing on potential improvements to Council's adopted Engagement Policy by no later than December 2023, noting a recommendation of Operation Sandon seeks to address lobbying risks and deter submitters from attempting to improperly influence a council, particularly on matters subject to the Planning and Environment Act. . The approach of working with the Community groups will be referenced in the partnership framework that is currently under development. The engagement reports will include a reference to external groups where applicable; and

Council's Independent Internal Reviews under the Local Government Act 2020

7. Receives a report on Council's Independent Internal Review processes under the Local Government Act 2020 and any potential improvements by no later than December 2023, noting the information already available on Council's website.

Leave of Council

Moved: Councillor Asker

Seconded: Councillor Harvey

That Cr Bolam be granted leave of Council to amend 2023/NOM6 - Accountability Transparency Reform (ATR) III.

Carried Unanimously

Council Decision

Moved: Councillor Bolam

Seconded: Councillor Asker

That Council:

Chairperson's initials.....

Transparency Hub

1. Notes the progress on Council's website redevelopment to improve public transparency and access to information, which notably features its Transparency Hub that offers streamlined access to selected Council data, stories, reports, and curated information and allows the community to explore and visualise data, providing an overview of Frankston City Council's decision-making and activities;
2. Notes that:
 - a) The Transparency Hub already includes valuable resources such as External grants received and applied and reduction in Closed Council items, which to note are also reported in the CEO's quarterly report (public version attachment);
 - b) Council's redeveloped website already publishes its Contractor Code of Conduct with access to information about tenders;
 - c) Refinements are occurring relative to the existing CEO's Public Report, with aspects within this report to be transferred to the Transparency Hub, where agreed upon by Council;
3. Receives a briefing and is engaged on planned future stages for further development of the Transparency Hub in anticipation of a report to Council by no later than December 2023 Council meeting.
4. Notes the following is to occur, no later than December 2023:
 - a) The streamlining of Council's website to improve the community's ease of access to the Transparency Hub (via direct hyperlinks or related measures);
 - b) The following components are added to the Transparency Hub in the spirit of good governance, transparency and accountability:
 - i. Council's developer/lobbyist register, subject to first addressing any privacy or legislative requirements;
 - ii. Council's developer contribution register;
 - iii. A register of any contracts (including consultancies) awarded both above and within financial delegation, along with contract exemption and additional delegations afforded to the CEO;
 - iv. A register of any external submissions formally endorsed and submitted by the Council;
 - v. A summary of broader Freedom of Information (FOI) outcomes achieved, which is currently reported annually to Council, subject to any privacy, confidentiality and legislative requirements;
 - vi. A register of petitions received taking into account any privacy, confidentiality and related requirements;
 - vii. Council's legal expenses summary taking into account any privacy, confidentiality and related requirements;
 - viii. Council's interstate travel register, for Councillors;
 - ix. Councillors Conduct matters summary, bringing it out of the CEO's quarterly report (confidential attachment) but taking into account any confidential or legislative requirements;
 - x. Council's Gift register for Councillors;
 - xi. Extracts from Councils Annual Report relating to key management and senior officer remuneration;

- xii. A register of Councillor attendances (both briefings and ordinary meetings) and allowances, which to note are already reported on Council's website;
 - xiii. A register of Consultancy and Agency fees by department;
 - xiv. Council's existing lease register;
 - xv. The record of Councillor briefings outlined in the Governance matters report, consistent with the resolution of Council at the 11 September 2023 Council Meeting;
 - xvi. Council's Conflict of Interest Register for Councillors;
 - xvii. Discretionary budget spending, as is already reported per department;
 - xviii. Councillor declaration forms since the beginning of the Council term;
- c) Centralises all Council Records mentioned under Council's Public Transparency Policy already on Council's website under the existing heading, Documents available for public inspection, and provides a link to this page from the Home page on Council's website;
5. As from 1 January 2024, all registers listed on the Frankston City Council website and the Transparency Hub are to be updated quarterly. This update routine to all registers should be clearly stated on both the website and the Transparency Hub;

Management of Community Groups

6. a) Notes its resolution of 12 December 2022, acknowledging the work that was underway on the "Management of Community Requests for Use of Council Facilities" project and that Councillors would be provided with an update by March 2023;
- b) Notes that Council was provided with an update on the project via Councillor Memo on 4 May 2023 and 23 August 2023;
- c) Receives a report at the 20 November 2023 Council Meeting providing an update on the project. This report is to include:
- Work that has been undertaken, work underway and future work required together with an estimation of any future budget allocation/s required facilitate an equitable allocation system;
 - A list of those community groups or sporting clubs that have approached Council looking for a dedicated space for them to occupy that remains unmet;

Future Procurement of Public Art

7. Considers potential improvements to the process for future procurement of public art (in accordance with Council's Procurement Policy) in a report to Council by no later than December 2023, and to consider any opportunities to better retain intellectual property rights for the broader program, if permitted under the Copyright Act and any other relevant legislation;

Council's Engagement Policy

8. Receives a briefing on potential improvements to Council's adopted Engagement Policy by no later than December 2023, noting a recommendation of Operation Sandon seeks to address lobbying risks and deter submitters from attempting to improperly influence a council, particularly on matters subject to the Planning and Environment Act. . The approach of working with the Community groups will be referenced in the partnership framework that is currently under development. The engagement reports will include a reference to external groups where applicable;

Chairperson's initials.....

and

Council's Independent Internal Reviews under the Local Government Act 2020

9. Receives a report on Council's Independent Internal Review processes under the Local Government Act 2020 and any potential improvements by no later than December 2023, noting the information already available on Council's website.

Carried Unanimously

14.2 2023/NOM7 - Prayer at Council Meetings*(BA Corporate and Commercial Services)***Council Decision****Moved: Councillor Baker****Seconded: Councillor Bolam**

That Council seeks a report back to Council by February 2024 on the appropriateness of a single faith prayer being made in the opening statements of Council Meetings, which:

- Explores the current purpose of the prayer and how it reflects the inclusiveness and diversity of our community;
- Considers any broader matters that Council may need to take into account, including a review of the practice across other councils in Victoria;
- Provides for consultation to be undertaken with the CALD Network or other key groups in the lead up to the report back to Council; and
- Further considers options for broader discussion and engagement with the community.

Extension of Time**Moved: Councillor Harvey****Seconded: Councillor Baker**

That Cr Bolam be granted an extension of time.

Carried Unanimously**The Motion was****Lost**

For the Motion: Crs Baker, Harvey and Hill (3)
Against the Motion: Crs Conroy, Liam Hughes and Tayler (3)
Abstained: Crs Bolam, and Asker (2)

15. LATE REPORTS

Nil

16. URGENT BUSINESS

Nil

17. CONFIDENTIAL ITEMS

Nil

Chairperson's initials.....

QUESTION TIME**Questions received with Notice**

The following questions with notice were received for the Council Meeting 2023/CM13 – 11 September 2023. In accordance with the Public Submissions and Question Time Policy, the questions and response(s) are published below:

Emily Green**Question**

Given the attendance of people with disability to council meetings, and the intention to attract an inclusive audience to attend council meetings, is Frankston City Council intending to make the Gallery disability accessible? If so, how, and is there an estimated time for implementation?

Response

Council has recently made changes to its seating arrangement in the gallery. This includes removal of large bench at the back to allow for adequate space for wheelchair access. Area has also been clearly sign posted. Additionally, Council is currently working on a project to reorganise current sitting arrangement for Council officers and Councillors to potentially enable obstruction free access across the gallery for people with disability. These works are expected to be completed in the next 3-6 months.

Danielle Woodgate**Question 1**

Does the council have plans to improve rooming house standards in their licencing approval process, to ensure that properties of this type provide basic quality of life amenities such as heating?

Response

Council is required to administer the Public Health and Wellbeing (prescribed Accommodation Regulations 2022) which apply to rooming houses with more than three people living there. These require a yearly inspection on matters relating to matters relating to health and wellbeing , such as hygiene and maintenance. Council may look to include smoke alarms as part of these yearly inspections however this would be subject to resourcing.

Question 2

Given the sub-standard conditions that myself and other residents endure in this rooming house, what steps is the council willing to take to ensure that rooming houses in Frankston are properly regulated and held accountable for breeches of rooming house minimum standards?

Response

Consumer Affairs Victoria set and regulate Minimum Standards for Rooming Houses. It is open for tenants to make reports to Consumer Affairs Victoria. Council will investigate any complaints and refer privacy, security, safety and amenity breaches onto Consumer Affairs Victoria.

Question 3

Given the importance of basic living standards and ensuring that rooming houses meeting the required minimum standards, how does council intend to tighten their criteria in relation to future approval and licence renewal of these properties?

Response

Council ensures compliance with the legislation at the time of registration approval. Rooming house legislation is set by the State Government. Council is unable to set and enforce additional Minimum Standards or go beyond its legislative powers.

The meeting was closed to the public at 9.26 pm

CONFIRMED THIS

DAY OF

2023

.....
CHAIRPERSON

AUTHORITY TO STAMP INITIALS ON MINUTES

I, Cr. Nathan Conroy, Chairperson – Council Meeting hereby authorise the use of an electronic stamp of my initials to initial each page of these Minutes of the Council Meeting held on Monday, 2 October 2023, confirmed on Monday, 23 October 2023.

.....
(Cr. Nathan Conroy, Chairperson – Council Meeting)

Dated this

day of

2023

Chairperson's initials.....