



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL  
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON  
ON 19 FEBRUARY 2024 at 7:01 PM**

PRESENT	Cr. Liam Hughes (Deputy Mayor), Chair Cr. Glenn Aitken Cr. David Asker Cr. Sue Baker Cr. Kris Bolam Cr. Claire Harvey Cr. Brad Hill Cr. Suzette Tayler
APOLOGIES:	Nil.
ABSENT:	Cr. Nathan Conroy (Mayor), <i>Leave of Absence</i>
OFFICERS:	Mr. Phil Cantillon, Chief Executive Officer 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 Mr. Tim Bearup, Manager Community Strengthening (via Zoom) Ms. Caroline Reidy, Manager Finance and Integrated Planning (via Zoom) Ms. Carla Lopez, Coordinator Integrated Planning and Reporting (via Zoom) Ms. Rachna Gupta Singh, Coordinator Governance Ms. Tenille Craig, Team Leader Governance Mr. Connor Rose, Systems Support Officer Mr. Jeremy O'Rourke, Supervising Technician Mr. Josh Lacey, Supervising Technician
EXTERNAL REPRESENTATIVES:	Nil.

**COUNCILLOR STATEMENT**

Councillor Suzette Tayler 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**

Councillor Suzette Tayler read the Opening Prayer.

**ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

Councillor Suzette Tayler 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.

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**1. APOLOGIES**

The leave of absence was acknowledged for the Mayor, Cr Nathan Conroy.

**2. COUNCILLOR APPRECIATION AWARDS**

Nil

**3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

Council Meeting No. CM1 held on 29 January 2024.

**Council Decision**

**Moved: Councillor Tayler**

**Seconded: Councillor Aitken**

That the minutes of the Council Meeting No. CM1 held on 29 January 2024 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**

Nil

**6. HEARING OF PUBLIC SUBMISSIONS**

Nil

**7. ITEMS BROUGHT FORWARD**

Items Brought Forward

**Council Decision**

**Moved: Councillor Harvey**

**Seconded: Councillor Baker**

That Item 12.10 - Sandhurst Estate Formal Asset Transfer be brought forward.

**Carried Unanimously**

**Block Motion****Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That the items listed below be block resolved:

- 11.1: City Futures Progress Report - Quarter 2 October - December 2023
- 12.3: Consolidated Performance Report - including Peninsula Leisure - Q2 - October to December 2023
- 12.4: Frankston City Council Economic Scorecard October - December 2023
- 12.5: Capital Works Quarterly Report - Q2 - October to December 2023
- 12.6: Frankston Arts Advisory Committee - Minutes 5 December 2023
- 12.9: Proposed Committee of Management Appointment - Lathams Road Carrum Downs

**Carried Unanimously****8. PRESENTATIONS / AWARDS**

The Chief Executive Officer paid tribute to Mr Peter Ward, who passed away in January 2024. Peter led the Meals on Wheels team as Team Leader and worked within the team for 26 years.

Peter was a devoted family man with a deep connection to his siblings, renowned for his vast knowledge spanning cars, houses, renovations, aged care, nutrition, and safety. Peter's commitment to Meals on Wheels extended far beyond a job; it was a calling.

His leadership and dedication earned him the prestigious Outstanding Contribution Award from Meals on Wheels Australia, a testament to his 26 years of unwavering service. Peter's impact went beyond accolades, as he fostered a unique and supportive culture in Frankston City, valuing and inspiring volunteers.

The Frankston City community, his family, his friends, and the Meals on Wheels community nationwide, mourns the loss of a true legend and advocate for the service, whose influence will continue to resonate through the lives he touched. Vale Peter.

**9. PRESENTATION OF PETITIONS AND JOINT LETTERS**

Nil

**10. DELEGATES' REPORTS**

Cr Claire Harvey Provided a verbal update on her attendance to the Peninsula Leisure Strategic Planning workshop on 15 and 16 February 2024.

**Delegate's Report – Cr Harvey's attendance to the Peninsula Leisure Strategic Planning Workshop**

**Council Decision**

**Moved: Councillor Baker**

**Seconded: Councillor Aitken**

That the verbal Delegate's report from Cr Claire Harvey on her attendance to the Peninsula Leisure Strategic Planning workshop, held on 15 and 16 February 2024 be accepted.

**Carried Unanimously**

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**ITEMS BROUGHT FORWARD****12.10 Sandhurst Estate Formal Asset Transfer***(LU Infrastructure and Operations)***Council Decision****Moved: Councillor Tayler****Seconded: Councillor Asker**

That Council:

1. Notes the previously adopted Amendment to the Section 173 Agreement and the Transfer Deed was affixed with the Council seal on 5 May 2020;
2. Notes the transitional period between Council and Sandhurst Club which commenced April 2020 has now concluded and the effective date of the asset transfer is 1 April 2024;
3. Authorises the Chief Executive Officer to sign the minor variations to the Amendment to the Section 173 Agreement and the Transfer Deed subsequent to the transition period;
4. Commits \$257,000 recurrent budget in Council's future Operational Budgets, commencing 2024/25, for the maintenance of assets transferring to Council and these additional lifecycle costs will impact Council's Financial Plan and the future funding provisions available for discretionary capital works in the LTIP; and
5. Authorises Council's Public Road Register to be updated with the agreed roads involved in the asset transfer and published to Council's website.

**Carried Unanimously**



**11. CONSIDERATION OF CITY PLANNING REPORTS****11.1 City Futures Progress Report - Quarter 2 October - December 2023***(TB Communities)***Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That Council:

1. Receives the City Futures Progress Report (excluding Economic Scorecard) for Quarter 2 from October – December 2023; and
2. Notes the progress of a number of key projects this quarter including awarding of over \$325,000 in grants to 28 local businesses for the 2023-2024 Business Grants Program, the adoption of the Safer Communities Policy and Strategy, the recognition of 80,000 tree planting initiative at the Keep Australia Beautiful Victoria's Tidy Towns and Cities awards, the endorsement of Council's Public Toilet Action Plan and the completion of exhibition of the Planning Scheme Amendment C160fran (FMAC Structure Plan).

**Carried Unanimously****Note:** Refer to page 4 of these Minutes where this item was Block Resolved.

## 12. CONSIDERATION OF REPORTS OF OFFICERS

### 12.1 Governance Matters Report for 19 February 2024

(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, Notice of Motion Report for 19 February 2024 and Open Urgent Business actions;
  - b. Notes there are no Notice of Motion actions reported as complete by officers;
  - c. Notes the status of Urgent Business actions;
  - d. Notes there is one report delayed in its presentation to Council:
    - Community Service Partnership Grants Year 1 Outcome, delayed to March 2024 Council Meeting;
  - e. Notes since the Council Meeting, held on 29 January 2024, 18 resolution actions have been completed, as listed in the body of the report;

#### Councillor Briefings

2. Receives the record of Councillor Briefing meetings held since the date of last Council Meeting held on 29 January 2024 as listed in the body of the report;

#### MAV State Council Meeting Motions

3. Notes that the Municipal Association of Victoria (MAV) State Council Meeting has been confirmed for 17 May 2024;
4. Endorses the two (2) motions for submission to MAV prior to the 18 March 2024 deadline for consideration at State Council Meeting:
  - Presentation of State Government owned infrastructure assets;
  - Commission or Inquiry into the Victorian Response to the Coronavirus;

#### Local Government Reforms 2024

5. Notes the Victorian Government announced on 17 November 2023 its intention to introduce legislative reforms ahead of the 2024 council general elections and Local Government Victoria released a Local Government Reforms Consultation paper on 31 January 2024, seeking feedback from peak bodies and councils by 29 February 2024; and
6. Endorses the feedback form on the proposed *Local Government Act 2020* reforms to Local Government Victoria in a letter, welcoming the introduction of these reforms that seek to improve governance and integrity across the local government sector, signed by the CEO and Deputy Mayor Liam Hughes by 29 February 2024.

#### Motion

That Council:

#### Council Resolution Status

1. Receives the Council Resolution Status update, including:

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- a. Notice of Motion Cost Summary, Notice of Motion Report for 19 February 2024 and Open Urgent Business actions;
- b. Notes there are no Notice of Motion actions reported as complete by officers;
- c. Notes the status of Urgent Business actions;
- d. Notes there is one report delayed in its presentation to Council:
  - Community Service Partnership Grants Year 1 Outcome, delayed to March 2024 Council Meeting;
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5. Notes the Victorian Government announced on 17 November 2023 its intention to introduce legislative reforms ahead of the 2024 council general elections and Local Government Victoria released a Local Government Reforms Consultation paper on 31 January 2024, seeking feedback from peak bodies and councils by 29 February 2024; and
6. Endorses the feedback form on the proposed *Local Government Act 2020* reforms to Local Government Victoria in a letter, welcoming the introduction of these reforms that seek to improve governance and integrity across the local government sector, signed by the CEO and Deputy Mayor Liam Hughes by 29 February 2024, including its support for the following responses:
  - a) Part 1: Reform proposals 1 and 2, Part 2: Reform proposals 3 and Part 3: Reform proposals 1, 2 and 3;
  - b) Part 2: Reform proposals 1 which limits the ability to apply to VCAT for a fresh hearing and retains the ability to apply to the Victorian Supreme Court with respect to councillor conduct panel decisions; and
  - c) Part 2: Reform proposals 2 in which a council must not indemnify a councillor or councillors against legal costs incurred in initiating or defending or being a party to a proceeding in relation to an application for an internal arbitration, councillor conduct panel or the Victorian Supreme Court. In this proposal, a council will not be prohibited from indemnifying a councillor or councillors against legal costs in relation to an internal arbitration or conduct panel where leave is granted to have legal representation.

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

That Cr Aitken be granted an extension of time.

**Carried Unanimously****Extension of Time****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Cr Baker be granted an extension of time.

**Carried Unanimously****Extension of Time****Moved: Councillor Hill****Seconded: Councillor Aitken**

That Cr Bolam be granted an extension of time.

**Carried Unanimously***In accordance with Governance Rules Section 35.1,  
this Motion was moved in parts***Council Decision****Moved: Councillor Bolam****Seconded: Councillor Baker**

That Council:

6. Endorses the feedback form on the proposed *Local Government Act 2020* reforms to Local Government Victoria in a letter, welcoming the introduction of these reforms that seek to improve governance and integrity across the local government sector, signed by the CEO and Deputy Mayor Liam Hughes by 29 February 2024 , including its support for the following responses:
- a) Part 1: Reform proposals 1 and 2, Part 2: Reform proposals 3 and Part 3: Reform proposals 1, 2 and 3;

**Carried Unanimously****Council Decision****Moved: Councillor Bolam****Seconded: Councillor Baker**

That Council:

6. Endorses the feedback form on the proposed *Local Government Act 2020* reforms to Local Government Victoria in a letter, welcoming the introduction of these reforms that seek to improve governance and integrity across the local government sector, signed by the CEO and Deputy Mayor Liam Hughes by 29 February 2024 , including its support for the following responses:
- b) Part 2: Reform proposals 1 which limits the ability to apply to VCAT for a fresh hearing and retains the ability to apply to the Victorian Supreme Court with respect to councillor conduct panel decisions;

**Lost**

For the Motion: Crs Baker and Hill (2)

Against the Motion: Crs Aitken, Asker, Bolam, Harvey, Liam Hughes and Tayler (6)

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

That Council:

6. Endorses the feedback form on the proposed *Local Government Act 2020* reforms to Local Government Victoria in a letter, welcoming the introduction of these reforms that seek to improve governance and integrity across the local government sector, signed by the CEO and Deputy Mayor Liam Hughes by 29 February 2024, including its support for the following responses:
- c) Part 2: Reform proposals 2 in which a council must not indemnify a councillor or councillors against legal costs incurred in initiating or defending or being a party to a proceeding in relation to an application for an internal arbitration, councillor conduct panel or the Victorian Supreme Court. In this proposal, a council will not be prohibited from indemnifying a councillor or councillors against legal costs in relation to an internal arbitration or conduct panel where leave is granted to have legal representation.

**Lost**

For the Motion: Crs Baker and Hill (2)  
 Against the Motion: Crs Aitken, Asker, Bolam, Liam Hughes and Tayler (5)  
 Abstained: Cr Harvey (1)

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

That Council:

**Council Resolution Status**

1. Receives the Council Resolution Status update, including:
- Notice of Motion Cost Summary, Notice of Motion Report for 19 February 2024 and Open Urgent Business actions;
  - Notes there are no Notice of Motion actions reported as complete by officers;
  - Notes the status of Urgent Business actions;
  - Notes there is one report delayed in its presentation to Council:
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  - Notes since the Council Meeting, held on 29 January 2024, 18 resolution actions have been completed, as listed in the body of the report;

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3. Notes that the Municipal Association of Victoria (MAV) State Council Meeting has been confirmed for 17 May 2024;
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- Presentation of State Government owned infrastructure assets;

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- Commission or Inquiry into the Victorian Response to the Coronavirus;

Local Government Reforms 2024

5. Notes the Victorian Government announced on 17 November 2023 its intention to introduce legislative reforms ahead of the 2024 council general elections and Local Government Victoria released a Local Government Reforms Consultation paper on 31 January 2024, seeking feedback from peak bodies and councils by 29 February 2024; and

**Carried Unanimously**

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**12.2 Update on Councillor projects of interest and hot topics**

*(KJ Corporate and Commercial Services)*

**Recommendation (Corporate and Commercial Services)**

That Council:

1. Notes this report to Council to provide confidence in the planning and delivery of emerging key hot topics including key councillor projects of interest, for greatest clarity in this final year of the Council's term;

**Key Councillor Projects of Interest**

2. Notes the progress being made on Councillor Capital Projects of Interest since the last report on 11 December 2023 (Attachment A);
3. Notes the status change of the following projects from the last reporting to 11 December 2023 Council meeting:
  - a. Sister City Signage – This project has moved from on track to complete.
  - b. Wingham Reserve Shade Sail Installation – This project has moved from on track to complete.
  - c. Authorised Officer Body Cameras – This project has moved from watch list to on track.
  - d. Beach Street / McMahons Road Underpass Beautification – This project has moved from watch list to on track.
  - e. Shared User Path Missing Link (Plowman Place to Clarendon Street) – This project has moved from watch list to on track
4. Frankston Nature Conservation Reserve Shared User Path (Project ID14863)
  - a. Defers project 14657 – Golf Links Road Shared Pathway (Peninsula Link to Baxter Trail), noting that project 14870 – Robinsons Road to Peninsula Link Trail Shared User Path is an alternate route, and
  - b. Endorses the reallocation of \$25K in 2023/24 CW program from project 14657 to project 14863 – Frankston Nature Conservation Reserve Shared User Path, to fund a budget shortfall in survey and design costs.
5. Dalpura Reserve - Shade Sail Installation (Project ID14866)
  - a. Endorses a change of scope for project 14866 – Dalpura Reserve - Shade Sail Installation from the initial scope of 'The installation of a shade sail' to 'The installation of a bench seat along the footpath and other improvement opportunities within the reserve to be explored, including the installation of larger mature trees'; and
  - b. Endorses any savings from this change of scope, to be redirected to other projects experiencing budget pressures with the 2023/24 Capital Works Program

**Public Arts**

6. Notes updates provided in Attachment B;
7. Notes as per request on 20 November 2023 and update provided in the Council report on 11 December for \$17K to be budgeted for the purchase of experimental fibreglass sculptures a site has now been identified at Karingal Place. A number of fibreglass sculptures will be installed near the playground creating a woodlands theme with rabbits, toadstools and a deer. Frankston North Community Centre was also explored as an option, however, the locations suitable for the sculptures are regularly utilised by community users, visitors and

Chairperson's initials .....

hirers of the centre, therefore, it was determined that Karingal Place is the most suitable location. Officers are currently coordinating the purchase and installation of the sculptures.

#### Transparency Hub

8. Notes the addition of the Transparency Hub as a project of key Councillor interest and the update provided in Attachment B;
9. Notes that 16 of the 19 requested registers are now live on the Transparency Hub;

#### Other

10. Notes the update on Sister Cities, Council's Accreditation projects, Urban Forest Action Plan and Nepean Hwy are provided in Attachment C; and
11. Resolves Attachment D, *Other Councillor Projects of interest - Frankston Yacht Facility – February 2024*, be retained confidential indefinitely, on the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage, pursuant to the Local Government Act 2020 s3(1)(g) and would, if released, reduce Council's ability to properly perform its functions.

#### Motion

That Council:

1. Notes this report to Council to provide confidence in the planning and delivery of emerging key hot topics including key councillor projects of interest, for greatest clarity in this final year of the Council's term;

#### Key Councillor Projects of Interest

2. Notes the progress being made on Councillor Capital Projects of Interest since the last report on 11 December 2023 (Attachment A);
3. Notes the status change of the following projects from the last reporting to 11 December 2023 Council meeting:
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  - b. Wingham Reserve Shade Sail Installation – This project has moved from on track to complete.
  - c. Authorised Officer Body Cameras – This project has moved from watch list to on track.
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  - e. Shared User Path Missing Link (Plowman Place to Clarendon Street) – This project has moved from watch list to on track
4. Frankston Nature Conservation Reserve Shared User Path (Project ID14863)
  - a. Defers project 14657 – Golf Links Road Shared Pathway (Peninsula Link to Baxter Trail), noting that project 14870 – Robinsons Road to Peninsula Link Trail Shared User Path is an alternate route, and
  - b. Endorses the reallocation of \$25K in 2023/24 CW program from project 14657 to project 14863 – Frankston Nature Conservation Reserve Shared User Path, to fund a budget shortfall in survey and design costs.
5. Dalpura Reserve - Shade Sail Installation (Project ID14866)

Chairperson's initials.....



- a. Endorses a change of scope for project 14866 – Dalpura Reserve - Shade Sail Installation from the initial scope of 'The installation of a shade sail' to 'The installation of a bench seat along the footpath and other improvement opportunities within the reserve to be explored, including the installation of larger mature trees'; and
  - b. Endorses any savings from this change of scope to be redirected to Cranbourne Road/Beach Street beautification. This additional budget will allow for defined garden-beds, logs/boulders and increase the offering and quality of the colourful and unique plantings at this site
6. Provides a status of the Frankston Yacht Club redevelopment in the body of future 'Update on Councillor projects of interest and hot topics report' including the future milestones and estimated timeframes required to activate the upstairs floor excluding commercial-in-confidence disclosures;
  7. Endorses \$120,000 be allocated in 2023/24 to complete the upgrade of Peninsula Reserve, Frankston, which was commenced in 2022/23. Works are to include a large shelter with BBQ and picnic table, additional tables and seat, pathways to connect to the existing paths, and planting along Frank Street Frontage. The project is to be funded through savings or reprioritising projects within Council's Capital Works Program 2023/24;

#### Public Arts

8. Notes updates provided in Attachment B;
9. Notes as per request on 20 November 2023 and update provided in the Council report on 11 December for \$17K to be budgeted for the purchase of experimental fibreglass sculptures a site has now been identified at Karingal Place. A number of fibreglass sculptures will be installed near the playground creating a woodlands theme with rabbits, toadstools and a deer. Frankston North Community Centre was also explored as an option, however, the locations suitable for the sculptures are regularly utilised by community users, visitors and hirers of the centre, therefore, it was determined that Karingal Place is the most suitable location. Officers are currently coordinating the purchase and installation of the sculptures.

#### Transparency Hub

10. Notes the addition of the Transparency Hub as a project of key Councillor interest and the update provided in Attachment B;
11. Notes that 16 of the 19 requested registers are now live on the Transparency Hub;

#### Other

12. Notes the update on Sister Cities, Council's Accreditation projects, Urban Forest Action Plan and Nepean Hwy are provided in Attachment C;
13. Receive a Councillor Briefing in March 2024 on the planting of Banksia Integrefolia planting along the Frankton to Carrum Foreshore and inland, including:
  - (a) The rapid depletion of this species in the coastal environment
  - (b) Note the grub infestation which is causing loss of this species and in particular, Large Mature Banksia Integrefolia and,
  - (c) Identify opportunities for planting this species in the 2024 planting season and subsequent planting seasons.

It is noted that officers plan to plant approximately 430 Banksia Integrefolia, grown by Council's Nursery Team, in the 2024 planting season in Foreshore

Reserves, Kananook Creek, Open Space Parks and Riviera Reserve; and

14. Resolves Attachment D, Other Councillor Projects of interest - Frankston Yacht Facility – February 2024, be retained confidential indefinitely, on the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage, pursuant to the Local Government Act 2020 s3(1)(g) and would, if released, reduce Council’s ability to properly perform its functions.

### Extension of Time

**Moved: Councillor Bolam**

**Seconded: Councillor Tayler**

That Cr Aitken be granted an extension of time.

**Carried Unanimously**

### Council Decision

**Moved: Councillor Aitken**

**Seconded: Councillor Bolam**

That Council:

1. Notes this report to Council to provide confidence in the planning and delivery of emerging key hot topics including key councillor projects of interest, for greatest clarity in this final year of the Council’s term;

### Key Councillor Projects of Interest

2. Notes the progress being made on Councillor Capital Projects of Interest since the last report on 11 December 2023 (Attachment A);
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larger mature trees'; and

- b. Endorses any savings from this change of scope to be redirected to Cranbourne Road/Beach Street beautification. This additional budget will allow for defined garden-beds, logs/boulders and increase the offering and quality of the colourful and unique plantings at this site
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9. Notes as per request on 20 November 2023 and update provided in the Council report on 11 December for \$17K to be budgeted for the purchase of experimental fibreglass sculptures a site has now been identified at Karingal Place. A number of fibreglass sculptures will be installed near the playground creating a woodlands theme with rabbits, toadstools and a deer. Frankston North Community Centre was also explored as an option, however, the locations suitable for the sculptures are regularly utilised by community users, visitors and hirers of the centre, therefore, it was determined that Karingal Place is the most suitable location. Officers are currently coordinating the purchase and installation of the sculptures;

#### Transparency Hub

10. Notes the addition of the Transparency Hub as a project of key Councillor interest and the update provided in Attachment B;
11. Notes that 16 of the 19 requested registers are now live on the Transparency Hub;

#### Other

12. Notes the update on Sister Cities, Council's Accreditation projects, Urban Forest Action Plan and Nepean Hwy are provided in Attachment C;
13. Receive a Councillor Briefing in March 2024 on the planting of Banksia Integrifolia planting along the Frankton to Carrum Foreshore and inland, including:
  - (a) The rapid depletion of this species in the coastal environment
  - (b) Note the grub infestation which is causing loss of this species and in particular, Large Mature Banksia Integrifolia and,
  - (c) Identify opportunities for planting this species in the 2024 planting season and subsequent planting seasons.

It is noted that officers plan to plant approximately 430 Banksia Integrifolia, grown by Council's Nursery Team, in the 2024 planting season in Foreshore Reserves, Kananook Creek, Open Space Parks and Riviera Reserve; and

- 14. Resolves Attachment D, Other Councillor Projects of interest - Frankston Yacht Facility – February 2024, be retained confidential indefinitely, on the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage, pursuant to the Local Government Act 2020 s3(1)(g) and would, if released, reduce Council’s ability to properly perform its functions.

**Carried Unanimously**

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**12.3 Consolidated Performance Report - including Peninsula Leisure - Q2 - October to December 2023**

*(CR Corporate and Commercial Services)*

**Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That Council:

1. Receives the 2023-24 Quarter Two Consolidated Performance Report;
2. Receives the 2023-24 Quarter Two Peninsula Leisure Performance Report; and
3. Resolves that Attachment B - 2023-2024 Quarter Two Peninsula Leisure Performance Report - remains confidential indefinitely as it contains private commercial information (Local Government Act 2020, s(3)(g)). These grounds apply because the information is provided by a business, commercial or financial undertaking and, if released, would impact the relationship between Council and Peninsula Leisure Pty Ltd.

**Carried Unanimously****Note:** Refer to page 4 of these Minutes where this item was Block Resolved.

**12.4 Frankston City Council Economic Scorecard October - December 2023***(TB Communities)***Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That Council:

1. Receives the Frankston City Council Economic Scorecard October – December 2023;
2. Notes that the Frankston City Council July - September 2023 Economic Scorecard, endorsed at the 20 November 2023 Council meeting included, and provided an overview of, improvements to the Economic Scorecard which were implemented in this Scorecard to ensure that current, reliable economic data is reported and that the various business engagement and supports provided by Council to business operators as well as business success stories are showcased and promoted;
3. Notes the Frankston City Council Economic Scorecard is now comprised of two components. The first component is the annual Economic Snapshot of the municipality. It includes Economic Overview, Workforce, Skills and Resilience, and Investment and Spending; and that the second component includes Council's commitment to local businesses; and
4. Notes Key highlights for this quarter include the 'Trim Your Bin – Waste Reduction' program; Business and Façade Improvement Grants; Council's participation in the Frankston Business Collective Awards Conference and Expo; Vacant Shopfront Decals; Targeted support for Seaford Traders; Website updates and a new 'Welcome email' for businesses.

**Carried Unanimously****Note:** Refer to page 4 of these Minutes where this item was Block Resolved.

**12.5 Capital Works Quarterly Report - Q2 - October to December 2023**

*(LU Infrastructure and Operations)*

**Council Decision**

**Moved: Councillor Harvey**

**Seconded: Councillor Baker**

That Council:

1. Receives and notes the quarterly progress report for the second quarter (October to December 2023) of the 2023/24 Capital Works Program;
2. Notes that for transparency and disclosure of the capital works program to the public, the full details have been provided in the open attachments to the report; and
3. Notes there are no reported projects where variations have exceeded the pre-approved variation amount in accordance with S7 Instrument of Sub-Delegation by CEO.

**Carried Unanimously**

**Note:** Refer to page 4 of these Minutes where this item was Block Resolved.

DRAFT

**12.6 Frankston Arts Advisory Committee - Minutes 5 December 2023**

*(TR Customer Innovation and Arts)*

**Council Decision****Moved: Councillor Harvey****Seconded: Councillor Baker**

That Council;

1. Receives the Minutes of the Frankston Arts Advisory Committee meeting held on 5 December 2023;
2. Notes the Committee supported the sculpture for Ballam Park at Naranga Crescent as selected by the evaluation panel; and
3. Resolves for Attachment B: Ballam Park Sculpture remain confidential indefinitely on the grounds that it contains information that is Council business information, being information that would prejudice Council's position in commercial negotiations if prematurely released (Local Government Act 2020, s.3(1)(a)). These grounds apply because the information concerns a procurement process and would, if prematurely released, result in the procurement process being compromised.

**Carried Unanimously****Note:** Refer to page 4 of these Minutes where this item was Block Resolved.



**12.7 2023-24 Mid-Year Forecast Review**

*(CR Corporate and Commercial Services)*

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

That Council:

1. Endorses the Consolidated Mid-Year Forecast 2023-24 operating position including the following items that were referred for consideration:
  - a) Outreach Support Services initiative \$16,000
  - b) Draft Affordable Housing Policy delivery \$60,000
  - c) Winter Shelter \$45,250
2. Endorses the Consolidated Mid-Year Forecast capital position.
3. Reallocates the endorsed funding commitment of \$750,000 to project 13089 – Safe City Surveillance System - CCTV Camera Installation in Public Places:
  - \$500,000 in 2024-25
  - \$250,000 in 2025-26
4. Approves the creation of the new Waste, Recycling and Resource Recovery reserve in compliance with the statutory and discretionary reserves policy to ensure all revenue from the waste charge is fully expended on waste related activities only.
5. Acknowledges the financial challenges that the organisation has been facing during 2023-24 and to ensure that the budget remains balanced for year-end has had to make difficult trade-off decisions with minimal impact to service delivery to our community. The impacts of cost shifting, rate capping and inflation continue to be experienced and are anticipated to impact on Council's long term financial sustainability.
6. Notes the key dates for the 2024-25 Budget process.

*Councillor Asker left the chamber at 8:30 pm.*

*Councillor Asker returned to the chamber at 8:31 pm.*

**The motion was**  
**Carried Unanimously**

*Meeting was adjourned at 8.32pm*

*The meeting resumed at 8.37pm*

## 12.8 Healthy, Secure and Sustainable Food Action Plan 2023-2026

*(TB Communities)*

### Council Decision

**Moved: Councillor Harvey**

**Seconded: Councillor Baker**

That Council:

1. Notes the draft Healthy, Secure and Sustainable Food Action Plan 2023-2026 was publicly exhibited for four weeks and 8 submissions were received;
2. Notes that a number of changes were made to the Draft Healthy, Secure and Sustainable Food Action Plan 2023-2026 following the receipt of submissions, including to add additional actions and make administrative edits to improve clarity of content;
3. Notes the draft Healthy, Secure and Sustainable Food Action Plan 2023-2026 establishes key priorities and actions to improve healthy eating, food security and support good nutrition throughout life for Frankston City residents; Notes the 3 key priority areas identified in the Plan which the actions seek to contribute to addressing:
  - a. An accessible and food secure community
  - b. An affordable and strong alternative food network
  - c. A food aware community (food literacy); and
4. Adopts the Healthy, Secure and Sustainable Food Action Plan 2023-2026.

**Carried Unanimously**

**12.9 Proposed Committee of Management Appointment - Lathams Road Carrum Downs**

*(DW Corporate and Commercial Services)*

**Council Decision**

**Moved: Councillor Harvey**

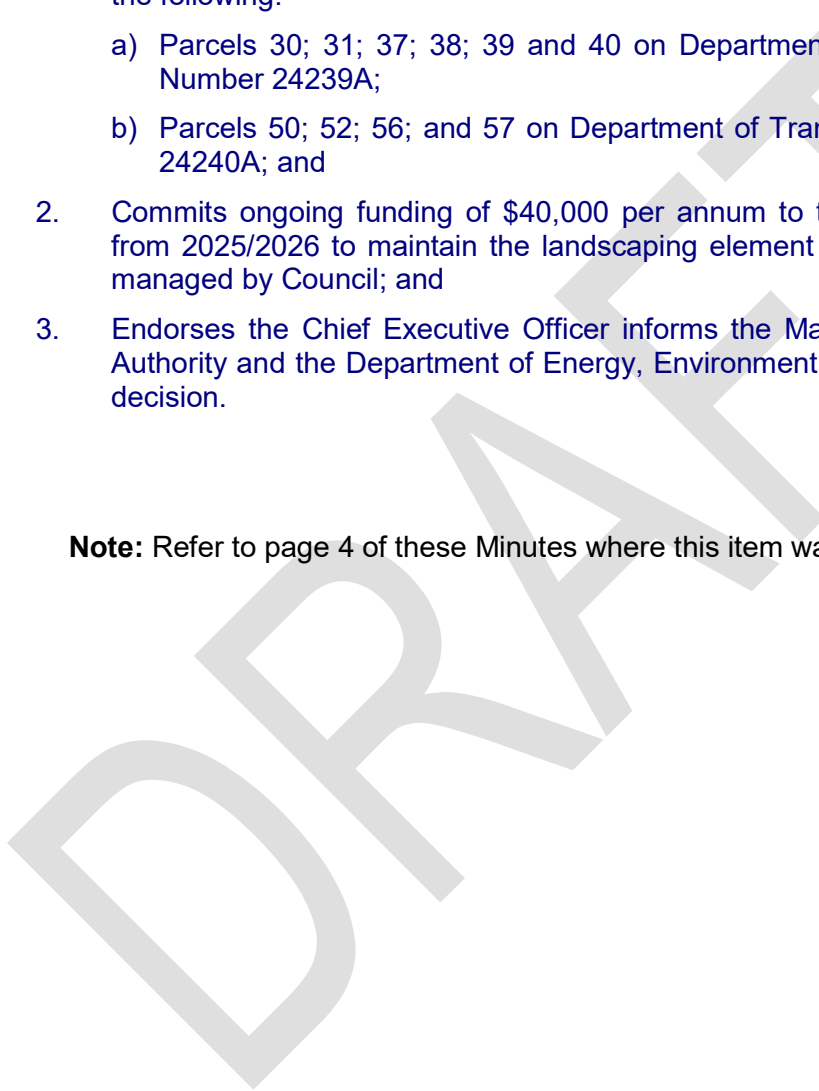
**Seconded: Councillor Baker**

That Council:

1. Unconditionally accepts the Committee of Management appointment over the land associated with the Lathams Road Carrum Downs Upgrade Project, specifically the following:
  - a) Parcels 30; 31; 37; 38; 39 and 40 on Department of Transport Survey Plan Number 24239A;
  - b) Parcels 50; 52; 56; and 57 on Department of Transport Survey Plan Number 24240A; and
2. Commits ongoing funding of \$40,000 per annum to the Annual Budget process from 2025/2026 to maintain the landscaping element of the land proposed to be managed by Council; and
3. Endorses the Chief Executive Officer informs the Major Transport Infrastructure Authority and the Department of Energy, Environment and Climate Change of the decision.

**Carried Unanimously**

**Note:** Refer to page 4 of these Minutes where this item was Block Resolved.



**12.11 Award of Contract CN11236 - Wayfinding and Corporate Signs Panel**

(BH Infrastructure and Operations)

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

That Council:

1. Awards contract CN11236 – Wayfinding and Corporate Signs Panel for an initial two (2) year term with the provision for a further three (3) X two (2) year extension options at Council's sole discretion with a potential contract value of an estimated \$2,196,295 (exclusive of GST) to:
  - a) Icon Creations Pty Ltd; ACN 151 075 875;
  - b) Trustee for The Haugen Family Trust trading as Summerhill Maintenance Services Pty Ltd; ACN 106 631 212;
  - c) The Blueprint Concepts Pty Ltd trading as Blueprint Concepts Pty Ltd; ACN 131 813 968;
  - d) Mishka Family Trust trading as LF Signs Group Pty Ltd; ACN 138 642 832; and
  - e) Burst Group Pty Ltd trading as Burst Brand Activations; ACN 611 116 888.
2. Authorises the Chief Executive Officer to execute and sign the contract;
3. Authorises the Chief Executive Officer to approve contract variations;
4. Authorises the Director Infrastructure and Operations to approve the extensions of the contract subject to the satisfactory performance of the contractor(s); and
5. Resolves Attachments A and B to this report be retained confidential on the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage, pursuant to the *Local Government Act 2020 s3(1)(g)*.

**Carried**

For the Motion: Crs Asker, Baker, Bolam, Harvey, Hill and Tayler  
Against the Motion: Crs Aitken and Liam Hughes

**13. RESPONSE TO NOTICES OF MOTION**

Nil

**14. NOTICES OF MOTION**

Nil

**15. LATE REPORTS**

Nil

**16. URGENT BUSINESS**

Nil

DRAFT

**17. CONFIDENTIAL ITEMS**

Nil Reports

DRAFT

Chairperson's initials .....

**QUESTION TIME****Questions received with Notice**

The following questions with notice were received for the Council Meeting 2024/CM01 – 29 January 2024. In accordance with the *Public Submissions and Question Time Policy*, the questions and response(s) are published below:

**Stephen McDonald****Question 1**

A family member has recently been approved for Australian Citizenship, and as result I was looking into ceremony waiting times on their behalf. I was very surprised to see that Frankston City Council has significantly longer waiting times than all other surrounding councils. Whilst it is the Department of Immigration and Citizenship that provides the list of approved applicants to councils it is dependent on councils to actually plan and run the citizenship ceremonies.

Can council please explain why it is that Frankston City Council underperforms compared to neighbouring councils and why it is making newly approved citizenship applicants wait for excessively long periods to be able to exercise their rights as Australian citizens including access to certain types of employment, passports, running for council and participating in elections?

**Response**

The Australian Department of Home Affairs states that 90% of applications for citizenship are processed within 15 months and applicants will have their Local Government ceremony within six months of approval. In a recent performance report from the department, Frankston almost half of applicants are invited to a ceremony within three months and over half were invited between three to six months. If a candidate requires an urgent citizenship ceremony, this can be facilitated by the Department directly.

During 2023, Frankston City Council invited 520 candidates over seven events held at various locations. On 26 January 2024, 100 residents in the municipality were invited to a Citizenship Ceremony and a future event is schedule in March for a further 90 residents to take their pledge of commitment to become an Australian citizen.

**Question 2**

Does Frankston Council actually value new citizens and the diversity they bring to our community?

**Response**

Frankston City Council prides itself on welcoming and valuing our new citizens at the citizenship ceremonies held at least six times per year. These events warmly welcome our new citizens with their certificate, a small gift of a native plant and includes hospitality. After the event, a photo is sent to the new citizen receiving their certificate from the Mayor or Councillor.

**Question 3**

What immediate actions will Frankston Council take to reduce waiting times for newly approved citizenship applicants?

**Response**

FCC schedule regular ceremonies during the year to ensure that candidates become citizens in a timely fashion, usually within 6 months of applicant receiving approval from the Department. Currently ceremonies are booked for March, May, July, September and December 2024. Usually the numbers invited are from 80 to 100 candidates dependent on the size of the venue.

*The meeting was closed to the public at 9.01 pm*

DRAFT  
CONFIRMED THIS

DAY OF

2024

.....  
CHAIRPERSON

DRAFT

Chairperson's initials.....