



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 22 APRIL 2024 at 7:00 PM**

PRESENT	<p>Cr. Nathan Conroy (Mayor) Cr. Liam Hughes (Deputy Mayor) Cr. Glenn Aitken Cr. David Asker Cr. Sue Baker (via zoom) Cr. Kris Bolam Cr. Claire Harvey Cr. Brad Hill Cr. Suzette Tayler</p>
APOLOGIES:	Nil.
ABSENT:	Nil.
OFFICERS:	<p>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 Ms. Caroline Reidy, Manager Finance and Integrated Planning Mr. Sam Clements, Manager Development Services (via zoom) Ms. Tammy Beauchamp, Manager City Futures (via zoom) Ms. Danielle Watts, Manager Procurement, Property and Risk (via zoom) Mr. Tim Bearup, Manager Community Strengthening (via zoom) Ms. Fiona McQueen, Manager Community Relations (via zoom) Mr. Stuart Caldwell, Coordinator Statutory Planning (via zoom) Mr. Brooke Whatmough, Coordinator Strategic Planning (via zoom) Mr. Robert Lean, Principal Strategic Planner (via zoom) Ms. Tenille Craig, Coordinator Governance Mr. Ric Rais, Systems Support Officer Mr. Jeremy O'Rourke, Supervising Technician Mr. Josh Lacey, Supervising Technician</p>
EXTERNAL REPRESENTATIVES:	Nil.

Chairperson's initials

COUNCILLOR STATEMENT

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

At the request of the Mayor, Deputy Mayor, Councillor Liam Hughes read the Opening Prayer.

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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 Presentation to Peter Fulton JP**

Cr Glenn Aitken presented a Councillor Appreciation Award to Peter Fulton JP in recognition of his outstanding commitment to service as a Justice of the Peace (JP) for the past 40 years and as a Bail Justice for the past 18 years.

His dedication has been unwavering. Council is particularly grateful for his willingness to serve at all hours of the day and night, providing invaluable assistance to the Frankston Police. Peter's meticulous service and fair approach has undoubtedly helped countless individuals navigate the legal system and ensured the safety of our community.

3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Council Meeting No. CM3 held on 18 March 2024.

Council Decision

Moved: Councillor Aitken

Seconded: Councillor Harvey

That the minutes of the Council Meeting No. CM3 held on 18 March 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

Two (2) people submitted questions to Council with notice and one (1) person submitted a question without notice. At the request of the Mayor, the Chief Executive Officer read the questions with notice and provided the responses to the gallery.

The Chief Executive Officer informed that responses to the question received without notice will be provided in writing following the Council Meeting.

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

6. HEARING OF PUBLIC SUBMISSIONS

John McKenzie, on behalf of Seaford Housing Action Coalition, made a submission to Council regarding Item 11.4: 42N Ballarto Road, Frankston North - Proposed Planning Scheme Amendment C155fran - Frankston City Council's submission;

Bernadine Geary made a submission to Council regarding Item 12.4 Draft 2024-2028 Budget (including year four 2024-2025 Council Plan actions);

Councillor Bolam left the chamber at 7:39 pm.

Councillor Bolam returned to the chamber at 7:42 pm.

Councillor Hughes left the chamber at 7:55 pm.

Chairperson's initials

Councillor Hughes returned to the chamber at 7:56 pm.

Brian Scott made a submission to Council regarding Item 12.4 Draft 2024-2028 Budget (including year four 2024-2025 Council Plan actions);

Councillor Asker left the chamber at 8:00 pm.

Councillor Asker returned to the chamber at 8:01 pm.

Councillor Bolam left the chamber at 8:13 pm

Councillor Tayler left the chamber at 8:14 pm.

Councillor Bolam and Tayler returned to the chamber at 8:16 pm.

Craig Williams made a submission to Council regarding Item 12.4 Draft 2024-2028 Budget (including year four 2024-2025 Council Plan actions).

7. ITEMS BROUGHT FORWARD

Items Brought Forward

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Hill

That Items listed below be brought forward:

- 11.4: 42N Ballarto Road, Frankston North - Proposed Planning Scheme Amendment C155fran - Frankston City Council's submission
- 12.4: Draft 2024-2028 Budget (including year four 2024-2025 Council Plan actions)

Carried Unanimously

Block Motion

Council Decision

Moved: Councillor Aitken

Seconded: Councillor Tayler

That the items listed below be block resolved:

- 11.1: Statutory Planning Progress Report for February 2024
- 11.2: Frankston Metropolitan Activity Centre Coordination Update (January - March 2024)
- 11.3: 250 Wedge Road, Skye - Planning Scheme Amendment C158fran (Deletion of Public Acquisition Overlay - Schedule 3)
- 12.1: Governance Matters Report for 22 April 2024
- 12.3: Chief Executive Officer's quarterly report - January to March 2024
- 12.5: Award of Contract CN11292 - Horticultural Products Supply Panel

Carried Unanimously

8. PRESENTATIONS / AWARDS

Director Communities, Angela Hughes, provided an update to highlight Council's recent economic development achievements.

The team held a wide range of economic development activities last month (March 2024) as part of "Think Local" month.

Activities included:

- An Event Launch held at Red Gum BBQ at Home in Seaford;
- Workshop Calendar featuring 22 workshops, with more than 140 participants, all local operators as presenters;
- Local Business Directory - we received 90 business expressions of interest and we are in the process of updating our website;
- Local Shopping Strip Activations – 10 local performers were paid to activate these shopping strips;
- Small Business Expo 2024 held with 46 business exhibitors and 130 visitors;
- Promotion and marketing, including more than 600 in person business visits providing the Think Local window decals to businesses with shopfronts.

9. PRESENTATION OF PETITIONS AND JOINT LETTERS

Petition – To close the walkway at Spray Street

Council Decision

Moved: Councillor Aitken

Seconded: Councillor Bolam

That the petition requesting Council to close the walkway at Spray Street, containing 15 signatures, be received.

Carried Unanimously

Petition – To develop an LGBTIQA+ Action Plan

Council Decision

Moved: Councillor Hill

Seconded: Councillor Baker

That the petition requesting Council to develop an LGBTIQA+ Action Plan, containing 5 signatures, be received.

Carried Unanimously

Petition – Increasing the priority of the Frankston Bowling Club all weather canopy project

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Hill

That the petition requesting Council to increase the priority from low to high for the Frankston Bowling Club all weather canopy project and be added to the Long Term Infrastructure Plan, containing 575 signatures, be received and a report be submitted to the 22 July 2024 Council Meeting for consideration.

Carried Unanimously

10. DELEGATES' REPORTS

Councillor Claire Harvey provided a verbal report on six recent engagements she attended, under the banners of advocacy, networking and professional development, all of which she expressed to have been particularly helpful on internal and external committee delegation roles including Council's Housing Advisory Committee, the Peninsula Leisure board, and the South East Councils Climate Change Alliance.

Delegates' Report – Cr Claire Harvey on recent engagements on behalf of Council**Council Decision****Moved: Councillor Hill****Seconded: Councillor Aitken**

That the verbal report from Cr Claire Harvey on her recent participation at the engagements listed below be received:

- Micro-credential on the topic of Governing in a Climate Emergency, hosted by Climate Emergency Australia
- Coastal Roundtable event, hosted by Mornington Peninsula Shire
- 2024 Governance Summit, run by the Australian Institute of Company Directors
- SECCCA's delegation to Canberra
- Future Forum, hosted by the Committee for Frankston and the Mornington Peninsula
- Climate Emergency Conference

Carried Unanimously

ITEMS BROUGHT FORWARD**11.4 42N Ballarto Road, Frankston North - Proposed Planning Scheme Amendment C155fran - Frankston City Council's submission**

(TB Communities)

Recommendation (Director Communities)

That Council:

1. Notes that the Victorian Government's proposed Planning Scheme Amendment C155fran was placed on public exhibition from 6 March 2024 to 17 April 2024;
2. Notes the submission made by Council officers to the Victorian Government's proposed Planning Scheme Amendment C155fran was signed and submitted on 11 April 2024; and
3. Endorses the submission as the basis for Council's submission to the future Government Land Standing Advisory Committee Hearing scheduled week of 13 May 2024.

Motion

That Council:

1. Notes that the Victorian Government's proposed Planning Scheme Amendment C155fran was placed on public exhibition from 6 March 2024 to 17 April 2024;
2. Notes the submission made by Council officers to the Victorian Government's proposed Planning Scheme Amendment C155fran was signed and submitted on 11 April 2024;
3. Endorses the submission as the basis for Council's submission to the future Government Land Standing Advisory Committee Hearing scheduled week of 13 May 2024; and
4. Supports the Government Land Standing Advisory Committee research into use of the land for crisis accommodation and updates Council's submission to this effect.

Council Decision

Moved: Councillor Aitken

Seconded: Councillor Harvey

That Council:

1. Notes that the Victorian Government's proposed Planning Scheme Amendment C155fran was placed on public exhibition from 6 March 2024 to 17 April 2024;
2. Notes the submission made by Council officers to the Victorian Government's proposed Planning Scheme Amendment C155fran was signed and submitted on 11 April 2024;
3. Endorses the submission as the basis for Council's submission to the future Government Land Standing Advisory Committee Hearing scheduled week of 13 May 2024; and
4. Supports the Government Land Standing Advisory Committee research into use of the land for crisis accommodation and updates Council's submission to this effect.

Carried Unanimously

Chairperson's initials

12.4 Draft 2024-2028 Budget (including year four 2024-2025 Council Plan actions)

(CR Corporate and Commercial Services)

Recommendation (Director Corporate and Commercial Services)

That Council:

1. Notes the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
2. Endorses the draft 2024-2028 budget (including 2024-2025 Council Plan Initiatives) to be publicly exhibited from 23 April 2024 until 5.00pm on Monday 20 May 2024;
3. Notes that the rate in dollar calculations included in the budget are based on stage 4 (preliminary) valuations and may change based on the final valuations. In the event of any change, the updated figures will be included in the Council resolution and budget which will be considered for adoption on 3 June 2024;
4. Invites submissions from the community on any proposal contained in the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
5. Notes that submissions will be considered at a meeting of Council to be held on Wednesday 22 May 2024; and
6. Seeks a report back by no later than 3 June 2024 to consider for adoption the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions), taking into account any submissions received.

Motion

That Council:

1. Notes the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
2. Endorses the draft 2024-2028 budget (including 2024-2025 Council Plan Initiatives) to be publicly exhibited from 23 April 2024 until 5.00pm on Monday 20 May 2024;
3. Notes that the rate in dollar calculations included in the budget are based on stage 4 (preliminary) valuations and may change based on the final valuations. In the event of any change, the updated figures will be included in the Council resolution and budget which will be considered for adoption on 3 June 2024;
4. Notes that Frankston Business Collective (FBC) has officially commenced operating in July 2022, as a not-for-profit independent entity, with a paid CEO role and a volunteer Board of eight members, consisting of local business owners;
5. Notes that the Council has invested in setting up of the FBC including through in-kind support;
6. Notes the current budget allocation for FBC in 2024-25 is \$60,000;
7. Commits additional funding of \$140,000 in the 2024/2025 Annual Budget process to support the operation and future success of the Frankston Business Collective, which will be sourced from operational efficiencies;
8. Notes the following:
 - a) FBC has solidified its presence in the local business community with nearly 200 members and nine strategic partners, demonstrating a commitment to represent businesses and foster growth;
 - b) Council will work more actively with FBC to provide enhanced direction and a greater focus on performance outcomes for greater confidence that

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membership growth can be achieved, with particular consideration of how we will maximise the way in which Councils economic development team will work together on strategic programs of interest and business growth;

- c) A workshop over the next few months will look to refresh its strategy to have greater impact, while also exploring avenues for growth and cost efficiencies, with particular emphasis on:
 - i. Membership growth leading to financial independence;
 - ii. Enhance the value of the networking opportunities for members and non-members;
 - iii. Review the business educational programs;
 - iv. Greater value from FBC brand and marketing opportunities and look to ways we can work jointly together;
 - v. Advocacy opportunities that the FBC and Council can productively work together on, with a common purpose and an eye to better overall governance (ie political independence);
 - d) A report on the outcomes of Councils stronger collaboration with FBC will be reported to Council no than the December 2024 Council meeting and for considering and any future funding requirements for the 2025/26 financial year;
9. Invites submissions from the community on any proposal contained in the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
 10. Notes that submissions will be considered at a meeting of Council to be held on Wednesday 22 May 2024; and
 11. Seeks a report back by no later than 3 June 2024 to consider for adoption the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions), taking into account any submissions received.

Councillor Hughes left the chamber at 9:18 pm.

Councillor Hughes returned to the chamber at 9:20 pm.

Extension of Time

Moved: Councillor Bolam

Seconded: Councillor Tayler

That Cr Aitken be granted an extension of time.

Carried Unanimously

Extension of Time

Moved: Councillor Tayler

Seconded: Councillor Aitken

That Cr Bolam be granted an extension of time.

Carried Unanimously

Council Decision

Moved: Councillor Tayler

Seconded: Councillor Bolam

That Council:

1. Notes the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
2. Endorses the draft 2024-2028 budget (including 2024-2025 Council Plan Initiatives) to be publicly exhibited from 23 April 2024 until 5.00pm on Monday 20 May 2024;
3. Notes that the rate in dollar calculations included in the budget are based on stage 4 (preliminary) valuations and may change based on the final valuations. In the event of any change, the updated figures will be included in the Council resolution and budget

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- which will be considered for adoption on 3 June 2024;
4. Notes that Frankston Business Collective (FBC) has officially commenced operating in July 2022, as a not- for-profit independent entity, with a paid CEO role and a volunteer Board of eight members, consisting of local business owners;
 5. Notes that the Council has invested in setting up of the FBC including through in-kind support;
 6. Notes the current budget allocation for FBC in 2024-25 is \$60,000;
 7. Commits additional funding of \$140,000 in the 2024/2025 Annual Budget process to support the operation and future success of the Frankston Business Collective, which will be sourced from operational efficiencies;
 8. Notes the following:
 - a) FBC has solidified its presence in the local business community with nearly 200 members and nine strategic partners, demonstrating a commitment to represent businesses and foster growth;
 - b) Council will work more actively with FBC to provide enhanced direction and a greater focus on performance outcomes for greater confidence that membership growth can be achieved, with particular consideration of how we will maximise the way in which Councils economic development team will work together on strategic programs of interest and business growth;
 - c) A workshop over the next few months will look to refresh its strategy to have greater impact, while also exploring avenues for growth and cost efficiencies, with particular emphasis on:
 - i. Membership growth leading to financial independence;
 - ii. Enhance the value of the networking opportunities for members and non-members;
 - iii. Review the business educational programs;
 - iv. Greater value from FBC brand and marketing opportunities and look to ways we can work jointly together;
 - v. Advocacy opportunities that the FBC and Council can productively work together on, with a common purpose and an eye to better overall governance (ie political independence);
 - d) A report on the outcomes of Councils stronger collaboration with FBC will be reported to Council no than the December 2024 Council meeting and for considering and any future funding requirements for the 2025/26 financial year;
 9. Invites submissions from the community on any proposal contained in the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions);
 10. Notes that submissions will be considered at a meeting of Council to be held on Wednesday 22 May 2024; and
 11. Seeks a report back by no later than 3 June 2024 to consider for adoption the draft 2024-2028 budget (including 2024-2025 Council Plan Year 4 Actions), taking into account any submissions received.

Carried

For the Motion: Crs Aitken, Asker, Bolam, Conroy, Harvey, Hill, Hughes and Tayler
 Against the Motion: Nil
 Abstained: Cr Baker

The Meeting adjourned at 9.45 pm

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11. CONSIDERATION OF CITY PLANNING REPORTS**11.1 Statutory Planning Progress Report for February 2024**

(SC Communities)

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

That Council:

1. Receives the Statutory Planning Progress Report for the month of February 2024;
2. Notes in February 2024, 73% of applications determined were within the statutory timeframe, above the target of 70%;
3. Notes the proposed delegation of powers to Senior Council Planning Officers to provide comments on Ministerial applications are provided via the Governance Matters Report, Item 12.1 of this Council Meeting, namely the update to the S6 Instrument of Delegation - Council to Members of Staff;
4. Resolves that a summary of the Senior Council Planning Officers comments on any future Ministerial applications be provided within the applicable monthly Statutory Planning Progress Report; and
5. Resolves that Attachment B (General Planning Applications of Councillor Interest Updates) and Attachment C (Major Development Updates) remain confidential indefinitely on the grounds that they contain land use planning information and private commercial information (*Local Government Act 2020, s.3(1)(c) and (g)*). These grounds apply because it contains private information and would, if prematurely released, impact the reputation of Councillors and Council.

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

11.2 Frankston Metropolitan Activity Centre Coordination Update (January - March 2024)

(AH Communities)

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

That Council:

1. Notes that the FMAC Coordination Group met twice during the January to March 2024 quarter;
2. Notes continued work on the FMAC Structure Plan including that:
 - (a) Following Council's resolution on 18 March 2024, the Minister of Planning has appointed an independent Planning Panel (3 members) to consider the 429 submissions received to the FMAC Structure Plan (Planning Scheme Amendment C160fran) which finished its Exhibition period on 18 December 2023;
 - (b) The Department of Transport and Planning (DTP) authorised the FMAC Development Contributions Plan (Planning Scheme Amendment C161fran) on 27 March 2024, at Council's earlier request/resolution;
3. Notes that the Victorian Planning Authority (VPA) and the Department of Transport and Planning (DTP) commenced community consultation on their "Activity Centre Program" including FMAC on 25 March 2024 for a period of four (4) weeks. This work is led by the State Government, for the State Government, to assist them in understanding community views on the FMAC Structure Plan; and
4. Commends activities that occurred in the FMAC area this quarter to enliven the CBD and showcase the benefits of living, working and visiting the CBD including the 'Go Buy Local' economic development campaign in March 2024, which culminated in a well-attended Business Expo on 26 March 2024 and the Block Party, which celebrates award winning street art.

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

Chairperson's initials

11.3 250 Wedge Road, Skye - Planning Scheme Amendment C158fran (Deletion of Public Acquisition Overlay - Schedule 3)

(TB Communities)

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

That Council:

1. Notes that Planning Scheme Amendment C158fran to the Frankston Planning Scheme was publicly exhibited between 25 January 2024 to 26 February 2024 for a period of four (4) weeks;
2. Notes that a total of three (3) written submissions were received during this time, with two (2) written submissions in support of the amendment and one (1) written submission objecting to the amendment;
3. Notes that in accordance with Section 22 of the *Planning and Environment Act 1987*, it has considered all of the written submissions received and in accordance with Section 23 of the *Planning and Environment Act 1987*, refers all of the written submission received to an independent Planning Panel;
4. Request that the Minister for Planning appoint an independent Planning Panel to consider the submissions received to Planning Scheme Amendment C158fran, in accordance with Part 8 of the *Planning and Environment Act 1987*;
5. Having formally considered all of the written submissions made to Planning Scheme Amendment C158fran to the Frankston Planning Scheme, Council endorses the officers' response to the issues raised by the submissions as the basis for Council's submission to the future Planning Panel; and
6. Thanks the submitters for writing to Council and notes that officers will notify all submitters of this decision.

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 22 April 2024***(BA Corporate and Commercial Services)***Council Decision****Moved: Councillor Aitken****Seconded: Councillor Tayler**

That Council:

Council Resolution Status Update

1. Receives the Council Resolution Status update, including:
 - a. Notice of Motion Cost Summary and Notice of Motion Report for 19 February 2024;
 - b. Notes there are two reports delayed in its presentation to Council:
 - Coastal Marine Management Plan Report is delayed from 24 June 2024 to 22 July 2024 Council Meeting;
 - Native Vegetation Offset Site progress update report is delayed from 22 April 2024 to 24 June 2024 Council Meeting;
 - c. Notes since the Council Meeting, held on 18 March 2024, two (2) resolution actions have been completed, as listed in the body of the report;

Councillor Briefings Record

2. Receives the record of Councillor Briefing meetings held since the date of last Council Meeting held on 18 March 2024 as listed in the body of the report;

External and Internal Committee Meetings Update

3. Receives the highlights of activities of external and internal Committees meetings held during the quarter January – March 2024;
4. Receives the Housing Advisory Committee Work Plan Quarterly Progress Update and the HomeGround Real Estate presentation;
5. Endorses the Housing Advisory Committee's recommendation that Council writes a letter to the local state MPs to advocate for the Victorian Government to:
 - Proactively promote the benefits to property investors of leasing their properties as affordable private rentals or affordable community housing through HomeGround and other social enterprises;
 - Introduce a scheme to provide land tax exemptions for land owners that are providing affordable rental properties on that land through approved property management providers like HomeGround;

Councillor Refresher Training

6. Notes a presentation *Promoting integrity in local government* was delivered by the Local Government Inspectorate to Councillors at a Briefing on 5 February 2024, which provided a refresher on the role of councillors and key offences under the *Local Government Act 2020*;

Community Grants Program – Winter Shelter Program

7. Approves for \$4,000 in grants for professional reports (allocated on 11 December 2023 Council Meeting) and \$16K from under-expended funds from the Community Grants Program, to be re-directed to the Winter Shelter grant that supports churches to undertake required minor building works to meet their obligations for a

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temporary occupancy permit to be issued, thus enabling their participation in the Winter Shelter Program;

Instrument of Delegations Update

8. a. In the exercise of power conferred by the *Local Government Act 2020* and the other legislation referred to in the S6 Instrument of Delegation from Council to Members of Staff (Instrument), Resolves the powers, duties and functions specified in the Instrument be delegated to staff, subject to the conditions and limitations specified in the Instrument;
- b. Authorises the Chief Executive Officer to sign the S6 Instrument of Delegation;
- c. Notes:
 - i. The Instrument will come into force immediately upon signing and will remain in force until Council determines to vary or revoke the Instrument;
 - ii. When the Instrument comes into force, the previous Instrument, which was adopted by Council on 24 October 2022, will be revoked; and
 - iii. The powers, duties and functions set out in the Instrument are exercised in accordance with any guidelines or policies that Council may from time to time adopt; and
- d. Notes in accordance with the recent updates issued by Council's lawyers, the S5 Instrument of Delegation from Council to the Chief Executive Officer is not required to be updated.

Audit and Risk Committee Minutes

9. Receives the minutes of the Audit and Risk Committee meeting held on 16 February 2024; and
10. Resolves Attachment H to remain confidential indefinitely on the grounds that it includes confidential meeting information, being the records of meetings closed to the public under section 66(2)(a) (*Local Government Act 2020, s.3(1)(h)*).

Carried Unanimously

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

The Meeting resumed at 10.00 pm

12.2 Update on Councillor projects of interest and hot topics

(KJ Corporate and Commercial Services)

Recommendation (Director 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;

Frankston Yacht Club

2. Notes the addition of the Frankston Yacht Club to the body of this report and the confidential update;

Key Councillor Projects of Interest

3. Notes the progress being made on Councillor Capital Projects of Interest since the last Update on Councillor projects of interest and hot topics report on 19 February 2024;
4. Notes the status change of the following projects from the last reporting at 19 February 2024 Council meeting:
 - a. 14723 – Authorised Officer Body Cameras – from on track to completed
5. Agrees to defer the following projects currently scheduled for implementation in 2024/25 to alleviate budget pressure and free up allocated rate funds in the Capital Works Program following discussion and agreement with the project sponsor Councillor:
 - a. 14868 – Pines Pool Large Shade Coverage & Associated Works
 - b. 14574 – Kananook Creek Reserve Grand Rotunda Design
 - c. 14716 - Belvedere Precinct Overflow Car Parking

City Positioning

6. Notes the addition of the City Positioning as a project of key Councillor interest and the update, included in the report;

Public Arts

7. Notes the update included in the report;

Transparency Hub

8. Notes the update included in the report;
9. Notes that 18 of the 19 requested registers are now live on the Transparency Hub;

City Presentation

10. Notes the success of its additional investment into graffiti management, namely two new officers to proactively patrol and remove graffiti from hotspot locations across the municipality which has seen an 87% increase in the amount of graffiti removed (extra 2,000 square metres or half acre in area per month) from its assets since its inception in January 2024, hence reaffirming its decision to proceed with this initiative;

Nepean Boulevard Project

11. Accepts the Nepean Boulevard Project Hot Topics update which outlines
Chairperson's initials.....

achievements for February and March 2024 and planned Early Works scheduled to commence in August 2024, subject to DTP approval;

Sister Cities, Council's Accreditation, Urban Forest Action Plan

12. Notes the update on Sister Cities, Council's Accreditation projects and Urban Forest Action Plan; and
13. Resolves Attachment A, Other Councillor Projects of interest - Frankston Yacht Facility – March/April 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;

Frankston Yacht Club

2. Notes the addition of the Frankston Yacht Club to the body of this report and the confidential update;

Key Councillor Projects of Interest

3. Notes the progress being made on Councillor Capital Projects of Interest since the last Update on Councillor projects of interest and hot topics report on 19 February 2024;
4. Notes the status change of the following projects from the last reporting at 19 February 2024 Council meeting:
 - a. 14723 – Authorised Officer Body Cameras – from on track to completed
5. Agrees to defer the following projects currently scheduled for implementation in 2024/25 to alleviate budget pressure and free up allocated rate funds in the Capital Works Program following discussion and agreement with the project sponsor Councillor:
 - a. 14868 – Pines Pool Large Shade Coverage & Associated Works
 - b. 14574 – Kananook Creek Reserve Grand Rotunda Design
 - c. 14716 - Belvedere Precinct Overflow Car Parking

City Positioning

6. Notes the addition of the City Positioning as a project of key Councillor interest and the update, included in the report;

Public Arts

7. Notes the update included in the report;

Transparency Hub

8. Notes the update included in the report;
9. Notes that 18 of the 19 requested registers are now live on the Transparency Hub;

City Presentation

Chairperson's initials

- Notes the success of its additional investment into graffiti management, namely two new officers to proactively patrol and remove graffiti from hotspot locations across the municipality which has seen an 87% increase in the amount of graffiti removed (extra 2,000 square metres or half acre in area per month) from its assets since its inception in January 2024, hence reaffirming its decision to proceed with this initiative;

Nepean Boulevard Project

- Accepts the Nepean Boulevard Project Hot Topics update which outlines achievements for February and March 2024 and planned Early Works scheduled to commence in August 2024, subject to DTP approval;

Sister Cities, Council's Accreditation, Urban Forest Action Plan

- Notes the update on Sister Cities, Council's Accreditation projects and Urban Forest Action Plan; and

Graffiti on State owned assets

- Given its prominent location, directs the CEO to make immediate representation to the Secretary of the Department of Transport and Planning (with copy to the local member for Frankston, Paul Edbrooke MP), requesting the removal of the unsightly graffiti from the large, prominent retaining wall on Oliver's Hill facing Nepean Highway;
- Formally supports and publicly endorses the electronic petition in circulation calling on the Victorian Government to sufficiently fund DTP, to enable it to respond swiftly to vandalism, graffiti damage, dumped rubbish and overgrown grass / spread of weeds in occurrence on its land and assets. Council is to make a statement to this effect, using its social media reach to encourage the public to support the electronic petition;
- Notes its motion being presented to the MAV State Council meeting on the 17 May 2024 calling on the State Government to prioritise additional recurring funding for proactive improvement and maintenance of its land and assets, including graffiti responsiveness and prevention, core maintenance of its roads, bridges and underpasses and general presentation and beautification, all of which has been in a steady decline for some time now. These matters could unmistakably be better addressed through a stronger partnership with local government, clear service level agreements and better funding outcomes, to address the declining community sentiment; and
- Resolves Attachment A - Other Councillor Projects of interest - Frankston Yacht Facility – March/April 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.

Council Decision

Moved: Councillor Tayler

Seconded: Councillor Aitken

That Council:

- 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;

Frankston Yacht Club

Chairperson's initials

2. Notes the addition of the Frankston Yacht Club to the body of this report and the confidential update;

Key Councillor Projects of Interest

3. Notes the progress being made on Councillor Capital Projects of Interest since the last Update on Councillor projects of interest and hot topics report on 19 February 2024;
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City Positioning

6. Notes the addition of the City Positioning as a project of key Councillor interest and the update, included in the report;

Public Arts

7. Notes the update included in the report;

Transparency Hub

8. Notes the update included in the report;
9. Notes that 18 of the 19 requested registers are now live on the Transparency Hub;

City Presentation

10. Notes the success of its additional investment into graffiti management, namely two new officers to proactively patrol and remove graffiti from hotspot locations across the municipality which has seen an 87% increase in the amount of graffiti removed (extra 2,000 square metres or half acre in area per month) from its assets since its inception in January 2024, hence reaffirming its decision to proceed with this initiative;

Nepean Boulevard Project

11. Accepts the Nepean Boulevard Project Hot Topics update which outlines achievements for February and March 2024 and planned Early Works scheduled to commence in August 2024, subject to DTP approval;

Sister Cities, Council's Accreditation, Urban Forest Action Plan

12. Notes the update on Sister Cities, Council's Accreditation projects and Urban Forest Action Plan; and

Graffiti on State owned assets

13. Given its prominent location, directs the CEO to make immediate representation to the Secretary of the Department of Transport and Planning (with copy to the local member for Frankston, Paul Edbrooke MP), requesting the removal of the unsightly graffiti from the large, prominent retaining wall on Oliver's Hill facing Nepean Highway;

- 14. Formally supports and publicly endorses the electronic petition in circulation calling on the Victorian Government to sufficiently fund DTP, to enable it to respond swiftly to vandalism, graffiti damage, dumped rubbish and overgrown grass / spread of weeds in occurrence on its land and assets. Council is to make a statement to this effect, using its social media reach to encourage the public to support the electronic petition;
- 15. Notes its motion being presented to the MAV State Council meeting on the 17 May 2024 calling on the State Government to prioritise additional recurring funding for proactive improvement and maintenance of its land and assets, including graffiti responsiveness and prevention, core maintenance of its roads, bridges and underpasses and general presentation and beautification, all of which has been in a steady decline for some time now. These matters could unmistakably be better addressed through a stronger partnership with local government, clear service level agreements and better funding outcomes, to address the declining community sentiment; and
- 16. Resolves Attachment A - Other Councillor Projects of interest - Frankston Yacht Facility – March/April 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

12.3 Chief Executive Officer's quarterly report - January to March 2024

(PC Chief Executive Office)

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

That Council:

1. Notes the Chief Executive Officer's report and any updates on previous recommendations actions provided within the report;
2. Notes the *Chief Executive Officer's Quarterly Report for the period January to March 2024 ~ public version* (attachment A), which will be made available after this meeting through Council's website;
3. Notes reduction of decisions being made in Closed Council in this reporting quarter (3 – 2023/24) with a result of 0%;
4. Notes its prior resolution at the 1 May 2023 Council Meeting, requiring that a future quarterly Chief Executive Officer report be provided on an indefinite basis, which for all intents and purposes has been a great success for its breadth and commentary of the substantial progress being made by Council, along with the integrity and wider transparency it provides of the Council and its operations;
5. Resolves Attachment B, *Confidential Chief Executive Officer's report for January to March 2024*, be retained as confidential indefinitely, on the grounds that it contains information that is confidential pursuant to the Local Government Act 2020, section 3(1) (a), (d), (e), (f), (g), (h) (i) and (j) and would, if released, reduce Council's ability to properly perform its functions; and
6. Resolves Attachment C, *Frankston City Council – Councillor Conduct Matters Table as at December 2023*, be retained confidential until the date of this Council meeting on the grounds that it contains information that is confidential pursuant to the *Local Government Act 2020, section (j)* and would be released with the minutes of this meeting and placed on Council's Transparency Hub to meet the requirements of the resolution passed on 2 October 2023 from part 4.b)ix. of the *2023/NOM6 - Accountability Transparency Reform (ATR) III*.

Carried Unanimously

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



Councillor Conduct Matters

Type	Status	Date Application resolved by Council	Applicant	Respondent	Decision tabled in Council Meeting	Decision	Notes	Cost to Council* *Excludes Officer time	Link to published Determination
Internal Arbitration	Complete	1-Mar-21	Council by resolution	Cr Steven Hughes	30-Aug-21	Four findings of misconduct One month suspension	In the published determination the Arbitrer cited that Cr Hughes was found to have engaged in four instances of misconduct by breaching the Councillor Code of Conduct. The Arbitrer gave a period of one month's suspension (maximum allowed).	\$7,724	https://www.localgovernment.vic.gov.au/data/assets/pdf_file/002/3/175802/Minutes-of-Frankston-Council-meeting-held-on-Monday-30-August-2021.pdf
Councillor Conduct Panel	Complete	Application by Councillor on 1 Dec 2021	Cr Steven Hughes	Cr Kris Bolam	15-Aug-22	Application dismissed	In the published determination the Panel dismissed the Application. The allegations made by Cr Hughes against Cr Bolam were dismissed. Council resolved an urgent business item on 15 August 2022 to reimburse Cr Bolam \$4300 for legal expenses he incurred as the Respondent.	\$28,340	https://www.localgovernment.vic.gov.au/data/assets/pdf_file/002/9/188156/Hughes-Bolam-CCP-2021-7-Councillor-Conduct-Panel-Determination-and-Statement-of-Reasons-for-Decision-29-July-2022.pdf
Mediation	Complete	Not available	Group of Councillors	Cr Steven Hughes	4-Oct-22	Mediation was unresolved.	When Council resolved to make an Application for Internal Arbitration on 6 June 2022, Cr Hughes agreed to participate in mediation. The mediation was unresolved and Council proceeded with the Application for Internal Arbitration.	\$15,027	Not applicable
Internal Arbitration	Complete	6-Jun-22	Council by resolution	Cr Steven Hughes	30-Jan-23	Four findings of misconduct One month suspension Written apology to Council staff	In the published determination the Arbitrer found that Cr Hughes failed to comply with the prescribed standards of conduct in the Councillor Code of Conduct. The Arbitrer's findings outlined these were breached in respect of four allegations. There was no finding of misconduct in response to the remaining (4) allegations and these were dismissed. The Arbitrer gave a period of one month's suspension (maximum allowed) and ordered a written apology to staff.	\$11,127	https://www.localgovernment.vic.gov.au/data/assets/pdf_file/002/4/193137/Frankston-City-Council-and-Hughes-IAP-2022-21.pdf
Councillor Conduct Panel	Complete	3-Oct-22	Council by resolution	Cr Steven Hughes	6-Sep-23	Serious misconduct finding Reprimanded Three month suspension	In the published determination the Councillor Conduct Panel found Cr Hughes engaged in serious misconduct and was ordered to be reprimanded (a professional censure, signalling that the conduct is condemned) and suspended from the office of Councillor for a period of three calendar months commencing after the meeting of Council at which the decision was tabled. The decision was subsequently tabled and an extra meeting of Council was held on 6 September 2023. Cr Hughes is due to return to the office of Councillor on 5 December 2023.	\$28,340	https://www.localgovernment.vic.gov.au/data/assets/pdf_file/002/3/201695/Frankston-City-Council-and-Hughes-CCP-2022-14-Councillor-Conduct-Panel-Determination-and-Statement-of-Reasons-for-Decision-31-August-2023.pdf
Councillor Conduct Panel	On hold	20-Feb-23	Council by resolution	Cr Steven Hughes	Not available	Not available	Cr Steven Hughes resigned from the office of Councillor on 11 December 2023. As a result the Panel Hearing will not be held in the remainder of this term of Council (September 2024). Awaiting final Panel Directions and final costs.	\$39,469	Not available
Cost year to date								\$130,029	

Chairperson's initials

12.5 Award of Contract CN11292 - Horticultural Products Supply Panel*(BH Infrastructure and Operations)***Council Decision****Moved: Councillor Aitken****Seconded: Councillor Tayler**

That Council:

1. Awards contract CN11292 – Horticultural Products Supply Panel for an initial two (2) year term with the provision for a further three (3) X two (2) year extension options at Councils sole discretion, noting that this is a Schedule of Rates contract with a potential contract value of an estimated \$1,067,080 (exclusive of GST) to:

Category 1 – Erosion Control & Urban Tree Planting

- A. Greenway Turf Solutions Pty Ltd, ACN 600 618 657;
- B. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- C. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

Category 2 – Soil Improvement and Fertilisers

- A. Oasis Pacific Pty Ltd trading as Oasis Turf, ACN 077 581 938;
- B. Fertool Australia Pty Ltd, ACN 653 580 039;
- C. K & B Adams Pty Ltd, ACN 059 424 225;
- D. Greenway Turf Solutions Pty Ltd, ACN 600 618 657;
- E. Australian Agribusiness (Holdings) Pty Ltd t/as Nuturf ACN 135 355 958;
- F. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- G. ABK Agriculture Pty Ltd trading as Turfmate International ACN 638 605 106;
- H. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

Category 3 – Sprayers and Forestry Tools

- A. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- B. ABK Agriculture Pty Ltd trading as Turfmate International ACN 638 605 106;
- C. Greenway Turf Solutions Pty Ltd, ACN 600 618 657;
- D. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;
- E. Australian Agribusiness (Holdings) Pty Ltd t/as Nuturf ACN 135 355 958;
- F. Fertool Australia Pty Ltd, ACN 653 580 039;

Category 4 – Landscaping and Gardening Tools

- A. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- B. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;
- C. Greenway Turf Solutions Pty Ltd, ACN 600 618 657;
- D. Fertool Australia Pty Ltd, ACN 653 580 039;

Category 5 – Pruning Tools and Knives

- A. Fertool Australia Pty Ltd, ACN 653 580 039;
- B. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- C. Greenway Turf Solutions Pty Ltd, ACN 600 618 657;
- D. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

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Category 6 – Aborist and Safety

- A. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;
- B. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;

Category 7 – Revegetation and Tree Planting

- A. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- B. Fertool Australia Pty Ltd, ACN 653 580 039;
- C. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

Category 8 –Tree Planting Stakes

- A. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
- B. Fertool Australia Pty Ltd, ACN 653 580 039;
- C. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

Category 9 – Plastic Plant Pots

- A. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;

Category 10 – Specialist Personal Protective Equipment

- A. ACW Group Pty Ltd trading as Arborgreen ACN 600 197 724;
 - B. Bunnings Group Limited trading as Bunnings Trade ACN 008 672 179;
2. Authorises the Chief Executive Officer to execute and sign the contract(s);
 3. Authorises the Director Infrastructure and Operations to approve variations and extensions of the contract(s) subject to the satisfactory performance of the contractor(s); and
 4. 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 Unanimously

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

Chairperson's initials

13. RESPONSE TO NOTICES OF MOTION

Nil

14. NOTICES OF MOTION**14.1 2024/NOM11 - Strengthening the voice of young people within Council***(AH Communities)*

That a report be provided on how the role and functions of the Youth Council can be further enhanced to strengthen the voice of young people within Council.

The report is to explore a simple model that considers:

- The Frankston Youth Council providing updates and recommendations to Council;
- Representative(s) of the Youth Council to attend, alongside the Mayor, relevant major civic events to-be-determined;
- The Youth Council engaging with school-based student councils across the Frankston municipality with support from Council;
- Youth Council Representative(s) to meet with the Mayor periodically to discuss youth based issues;
- At the end of their term, the Youth Council is to report to Council on their activities and any recommendations.

The report is to be provided at the July 2024 Council Meeting.

Leave of Council**Moved: Councillor Aitken****Seconded: Councillor Asker**

That Cr Bolam be granted leave of Council to amend 2024/NOM11 - Strengthening the voice of young people within Council.

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

Given the importance of the work that Council undertakes to support local young people, Council seeks that a report be provided focussing on two key areas of delivery:

- a) How the role and functions of the Youth Council can be further enhanced to strengthen the voice of young people within Council.

The report is to explore a simple model that considers:

- The Frankston Youth Council providing updates and recommendations to Council;
- Representative(s) of the Youth Council to attend, alongside the Mayor, relevant major civic events to-be-determined;
- The Youth Council engaging with school-based student councils across the Frankston municipality with support from Council;
- Youth Council Representative(s) to meet with the Mayor periodically to discuss youth based issues;
- At the end of their term, the Youth Council is to report to Council on their activities and any recommendations.

- b) The current outreach work being undertaken by Frankston Youth Services, with

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specific reference to:

- Engagement with schools throughout the municipality, and the assistance provided to students that may be experiencing exceptional hardships, challenges and are at risk of becoming disengaged;
- The outreach work and partnerships being undertaken to support young people who have become disengaged from educational, vocational and/or employment settings;
- Identifying any opportunities to continually raise the profile of these services within the secondary schools network in order to maximise the benefits for young people who are in need of support.

The report is to be provided at the August 2024 Council Meeting.

Carried Unanimously

14.2 2024/NOM12 - State Planning Inequities*(AH Communities)***Council Decision****Moved: Councillor Aitken****Seconded: Councillor Bolam**

That Council:

1. Notes the Minister for Planning is already responsible for approving planning scheme amendments and large scale developments and has the power to intervene on matters associated with planning and heritage processes. Further that the Minister may:
 - amend a planning scheme without the usual notice requirements;
 - advance the processing of an amendment to a planning scheme;
 - take responsibility for a planning application being assessed by council;
 - take responsibility for a planning application that is before the Victorian Civil and Administrative Tribunal (VCAT); and
 - take responsibility for recommendations for registration and permits under the Heritage Act that are being considered by the Heritage Council or VCAT;
2. Notes that, as a part of the Victorian Government's response to IBAC's Operation Sandon on 20 March 2024, it has accepted, either in full or in principle, recommendations that will shake up planning for current and future generations, potentially removing statutory planning responsibilities from the local Councillors;
3. Notes that our Council is already receiving State referred applications where the local Council is essentially used as a bureaucratic arm to "do the work" with the costs borne by Councils without financial recompense and thus imposing compulsive labour upon the Council, paid by local ratepayers, in what would be just another cost shift at the communities expense;
4. Notes the negation of community opinion and consequent disabling of democratic process through non-allowance of RIGHT OF APPEAL in select categories, as chosen or engineered by State Government or other Planning Authorities, which process has been perfected after passing by the Minister or extruded through the Parliament under Legislation;
5. Notes that, if the State Government genuinely recognises that community participation in planning matters is essential to democratic decision making, it is therefore essential that planning remains local and in the best interests of our community that has helped shape its Council's vision. Without this, our local communities may see the construction of major developments, which sit in brutal contrast, without recognition or empathy toward the existing rhythm, historic or social importance of streetscape and locales;
6. Notes the growing unpopularity of planning outcomes throughout the community that the general public have understandable difficulty in separating between State and Local Laws leading to increased resentment toward Councils because Councils are so convenient and accessible to contact and are therefore easier to blame;
7. Recognises the constant threat by State Government to 'wag a big stick' and tell Local Government that if it does not "toe the line", all planning powers will be taken away, and so calls upon the State Government, in letters to the Premier, Minister for Planning and Minister for Local Government, Opposition Leader and

Chairperson's initials

relevant Shadow Ministers, to ensure that any reforms proceeded with keep planning local in the best interests of our communities; and

- 8. Writes concurrently to all Victorian Councils calling upon them to make similar representations to State Government and the Opposition.

Extension of Time

Moved: Councillor Bolam

Seconded: Councillor Harvey

That Cr Aitken be granted an extension of time.

Carried Unanimously

**The Motion was
Carried Unanimously**

15. LATE REPORTS

Nil

16. URGENT BUSINESS

Nil

17. CONFIDENTIAL ITEMS

Nil Reports

QUESTION TIME

Questions received without Notice

The following questions without notice were received for the Council Meeting 2024/CM03 – 18 March 2024. In accordance with the *Public Submissions and Question Time Policy*, the questions and response(s) are published below:

Dean Hurlston on behalf of Council Watch

Question 1

What amount of waste enforcement costs in the current financial year 2023/24 has the Council included in its waste levies charged to residents? (If any)

Response

There are no enforcement costs in 2023/24 that relate to waste enforcement. Compliance is monitored by the contractor at the time of the waste collection.

Question 2

What amount of revenue has council included in the current financial year 2023/24 from waste enforcement actions?

Response

There is no revenue included in the current financial year 2023/24 for waste enforcement actions.

Question 3

Has that revenue been offset in the waste levy OR applied to Councils General Revenue streams?

Response

Further to the response in the previous question, this is not applicable for Frankston City Council.

Louise Rawlings

Question 1

How have you made sure there are no negative environmental impacts building so close to waterways, including both the Frankston Beach and Kananook Creek? Including but not limited to the possibility of effects of climate change, predicted sea level rise and shadowing of the natural assets and building runoff into the creek from the high-rises. Have you involved and consulted Melbourne Water on the effects of building high rises along side and close to Kananook Creek and the bay?

Response

The FMAC Structure Plan is based on a number of technical documents. Of relevance to environmental impacts is the Kananook Creek Built Form Review (Tract, September 2022) and Council's Climate Change Strategy 2023 - 2030. Melbourne Water made a submission to Planning Scheme Amendment C160fran, which has been considered and will be referred to the Independent Planning Panel.

Question 2

Do you think the vast majority of Frankston residents and ratepayers are aware at what is unfolding in your FMAC plan and your subsequent Amendment 160fran which include so far several 12-14 storey high rises along the beachfront?

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Response

Council officers have notified the community at each stage of the consultation process in developing the FMAC Structure Plan. Most recently, in November 2023, the formal public exhibition process for Planning Scheme Amendment C160fran included direct letters to over 6,500 surrounding owners and occupiers, email letters to stakeholders, previous submitters and public notices in both the Frankston Times and the Government Gazette.

