



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 22 MAY 2024 at 7.00PM**

PRESENT Cr. Nathan Conroy (Mayor)
Cr. Liam Hughes (Deputy Mayor) (Via Zoom)
Cr. Glenn Aitken
Cr. David Asker
Cr. Sue Baker
Cr. Kris Bolam
Cr. Claire Harvey
Cr. Brad Hill
Cr. Suzette Tayler

APOLOGIES: Nil.

ABSENT: Nil.

OFFICERS: Phil Cantillon, Chief Executive Officer
Kim Jaensch, Director Corporate and Commercial Services
Angela Hughes, Director Communities
Cam Arullanantham, Director Infrastructure and Operations
Shweta Babbar, Director Customer Innovation and Arts
Brianna Alcock, Manager Governance
Caroline Reidy, Manager Financial and Integrated Planning
Helen Georgiou, Integrated Planning and Reporting Support Officer
John McSwiney, Coordinator Governance
Poonam Kothari, Governance Officer
Connor Rose, Systems Support Officer
Jeremy O'Rourke, Supervising Technician
Glenn Parry, Supervising Technician

EXTERNAL REPRESENTATIVES: Nil

Chairperson's initials.....

COUNCILLOR STATEMENT

Councillor Claire Harvey 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, Councillor Claire Harvey read the Opening Prayer.

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

Councillor Claire Harvey 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

Nil

3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Council Meeting No. CM5 held on 13 May 2024.

Council Decision

Moved: Councillor Aitken

Seconded: Councillor Harvey

That the minutes of the Council Meeting No. CM5 held on 13 May 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 five (5) questions to Council with notice and there were no questions received without notice. At the request of the Mayor, the Chief Executive Officer read the questions and responses to the gallery.

The questions received with and responses will be provided in the Minutes of the next Council Meeting.

6. HEARING OF PUBLIC SUBMISSIONS

The following people made a submission to Council regarding Item 7.1 Hearing of Submitters - Council Plan (Year 4 actions) and Budget 2024-25

- Nathan Butler (Submission under Section 223)
- David Friend (Submission under Section 223)
- Mike Cusack (Submission under Section 223)
- Ian Robins (Submission under Section 223)
- Pippa Hanson (Submission under Section 223)
- Bernadine Geary
- Chris Wall (Submission under Section 223)

Deputy Mayor Liam Hughes joined the meeting via zoom with camera off at 7:17 pm.

Deputy Mayor Liam Hughes turned camera on via zoom at 7:45 pm.

Councillor Tayler left the chamber at 8:06 pm.

Councillor Tayler returned to the chamber at 8:10 pm.

The following people made a submission to Council regarding Item 7.1 Hearing of Submitters - Council Plan (Year 4 actions) and Budget 2024-25

- Fraser Bayne

Chairperson's initials.....

Petition - For Council to construct a toilet on the 13th hole of the Centenary Park Golf course

Council Decision

Moved: Councillor Asker

Seconded: Councillor Harvey

That the petition be received and be dealt with in conjunction with Item 7.1 Hearing of Submitters – Council Plan (Year 4 Actions) and Budget 2024 – 2025 of tonight’s Council Agenda. Petition for Council to construct a toilet on the 13th hole of the Centenary Park Golf course containing 156 signatures, be received.

Carried Unanimously

7. CONSIDERATION OF REPORTS OF OFFICERS**7.1 Hearing of Submitters - Council Plan (Year 4 actions) and Budget 2024-25**

(CR Corporate and Commercial Services)

Recommendation (Director Corporate and Commercial Services)

That Council:

1. Hears and considers the public submissions relating to the proposed Council Plan (Year 4 actions) and Budget 2024-25;
2. Notes Stage 1 engagement on the Budget 2024-25 was run as an online survey from 13 February to 14 March 2024 with 24 surveys completed and 3 written submissions relating to foreshore, city beautification and rates;
3. Notes at the 22 April 2024 Council Meeting, Council received 3 verbal submissions relating to Frankston Business Collective and Frankston Navy Memorial Club and Frankston Bowling Club;
4. Notes the proposed Council Plan (Year 4 actions) and Budget 2024-25 was on public exhibition for a period of 28 days resulting in over 400 visits to the Draft Budget 2024-25 consultation page on Engage Frankston;
5. Notes 13 written submissions were received with 11 submissions relating to the Frankston Business Collective. Four people have registered to speak at this meeting in support of their written submission; and
6. Notes a report to formally adopt the Council Plan (Year 4 actions) and Budget 2024-25 will be presented to Council at its meeting on 3 June 2024.

Motion

That Council:

1. Hears and considers the public submissions relating to the proposed Council Plan (Year 4 actions) and Budget 2024-25;
2. Notes Stage 1 engagement on the Budget 2024-25 was run as an online survey from 13 February to 14 March 2024 with 24 surveys completed and 3 written submissions relating to foreshore, city beautification and rates;
3. Notes at the 22 April 2024 Council Meeting, Council received 3 verbal submissions relating to Frankston Business Collective, Frankston Navy Memorial Club and Frankston Bowling Club;
4. Notes the proposed Council Plan (Year 4 actions) and Budget 2024-25 was on public exhibition for a period of 28 days resulting in over 400 visits to the Draft Budget 2024-25 consultation page on Engage Frankston;
5. Notes 21 written submissions were received with 14 submissions relating to the Frankston Business Collective. Six (6) people have registered to speak at this meeting in support of their written submission; and
6. Notes a report to formally adopt the Council Plan (Year 4 actions) and Budget 2024-25 will be presented to Council at its meeting on 3 June 2024

Chairperson's initials

Council Decision

Moved: Councillor Bolam

Seconded: Councillor Hill

That Council:

1. Hears and considers the public submissions relating to the proposed Council Plan (Year 4 actions) and Budget 2024-25;
2. Notes Stage 1 engagement on the Budget 2024-25 was run as an online survey from 13 February to 14 March 2024 with 24 surveys completed and 3 written submissions relating to foreshore, city beautification and rates;
3. Notes at the 22 April 2024 Council Meeting, Council received 3 verbal submissions relating to Frankston Business Collective, Frankston Navy Memorial Club and Frankston Bowling Club;
4. Notes the proposed Council Plan (Year 4 actions) and Budget 2024-25 was on public exhibition for a period of 28 days resulting in over 400 visits to the Draft Budget 2024-25 consultation page on Engage Frankston;
5. Notes 21 written submissions were received with 14 submissions relating to the Frankston Business Collective. Six (6) people have registered to speak at this meeting in support of their written submission; and
6. Notes a report to formally adopt the Council Plan (Year 4 actions) and Budget 2024-25 will be presented to Council at its meeting on 3 June 2024.

Carried Unanimously

8. URGENT BUSINESS

Nil

9. CONFIDENTIAL ITEMS

Nil Reports

QUESTION TIME

Questions received with Notice

The following questions with notice were received for the Council Meeting 2024/CM05 – 13 May 2024. In accordance with the *Public Submissions and Question Time Policy*, the questions and response(s) are published below:

Emily Green

The Chief Executive Officer noted that eight questions were received from a single submitter, all relating to the one topic. A single response was provided in response to these questions.

Questions

It is heartbreaking the removal of flora and fauna that has occurred in past weeks at the land next to the Peninsula Private on North Road.

1. Who owns the land?
2. Was the mass deforestation of this site legal?
3. Was wildlife and ecosystems preserved and management plans put in place to preserve life and relocate any animal-life?
4. What action will council take against the land owner?
5. What future practices will council put in place to deter this kind of unacceptable conduct?
6. Can an aerial view please be provided on the screen (of the meeting) show the sheer scale of the flora and fauna removed at this fire?
7. The nearby pond - this was created to protect many of the frogs displaced to make way for Peninsula Link. There appears to be construction debris in this pond from the recent unauthorised works aforementioned. How will this pond be rehabilitated?
8. Beyond fines, will the council require the land owner to provide offsets and reparative actions given the gross reduction of plants and trees at this site?

Response

The onus is on land owners to ensure that they have appropriate permissions in place before undertaking work to their property. In this case, the vegetation was removed without a planning permit.

Council is aware of the illegal works and has commenced a thorough investigation into it. This includes gathering information to identify the full extent and qualitative impact of the works.

Council does not tolerate works being carried out without a planning permit.

There are a number of enforcement actions available to Council, including through VCAT and the Magistrates Court. Council will consider which actions are appropriate once it concludes its investigations, which could include remediating for lost habitat.

Given the significance on this matter, Council will also be issuing a Statement so that the community is aware of what these actions are.

The meeting was closed to the public at 8.36 pm

CONFIRMED THIS

DAY OF

2024

.....
CHAIRPERSON

AUTHORITY TO STAMP INITIALS ON MINUTES

I, Cr. Nathan Conroy, Chairperson – Council Meeting hereby authorise the use of an electronic stamp of my initials to initial each page of these Minutes of the Council Meeting held on 22 May 2024, confirmed on 3 June 2024.

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

Dated this

day of

2024

Chairperson's initials