

**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL  
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON  
ON 17 FEBRUARY 2025 at 7:02 PM**

PRESENT	Cr. Kris Bolam (Mayor) Cr. Steffie Conroy (Deputy Mayor) Cr. David Asker Cr. Sue Baker Cr. Nathan Butler Cr. Emily Green Cr. Brad Hill Cr. Michael O'Reilly Cr. Cherie Wanat
APOLOGIES:	Nil.
ABSENT:	Nil.
OFFICERS:	Phil Cantillon, Chief Executive Officer Kim Jaensch, Director Corporate and Commercial Services Angela Hughes, Director Communities Cam Arullantham, Director Infrastructure and Operations Shweta Babbar, Director Customer Innovation and Arts Brianna Alcock, Manager Governance Danielle Watts, Manager Property, Procurement and Risk (via Zoom) Nathan Upson, Manager People and Culture (via Zoom) Tammy Beauchamp, Manager City Futures (via Zoom) Tenille Craig, Coordinator Governance Connor Rose, Desktop Support and Project Officer Josh Lacey, Supervising Technician
EXTERNAL REPRESENTATIVES:	Nil.

## COUNCILLOR STATEMENT

Deputy Mayor, Councillor Conroy, 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.”*

## ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

Deputy Mayor, Councillor Conroy, 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 OF LETTER UNDER SEAL**

CR SUE BAKER PRESENTED A LETTER UNDER SEAL TO THE FAMILY OF CARMEL RUSSELL. CARMEL, AND HER HUSBAND, BRIAN, WERE RECOGNISED FOR THEIR DEDICATION TO HELPING THE BROADER COMMUNITY, ESPECIALLY THROUGH THEIR ADVOCACY FOR VICTIMS OF CRIME, BOTH LOCALLY AND THROUGHOUT VICTORIA. THROUGH THIS RECOGNITION, COUNCIL ACKNOWLEDGED ITS COMMITMENT TO SUPPORTING THE SUCCESS OF NAT'S TRACK, IN HONOUR OF THEIR LATE DAUGHTER, NATALIE.

THE LETTER UNDER SEAL WAS ACCEPTED BY FAMILY MEMBERS BRIAN RUSSELL, JANINE HILL, KAREN NOON AND PETER KNIGHT.

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

**Council Meeting No. CM2 held on 20 and 29 January 2025.**

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Baker**

That the minutes of the Council Meeting No. CM1 held on 20 January 2025 and No. CM2 held on 29 January 2025 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**

The Chief Executive Officer, Phil Cantillon, declared a conflict for Item 12.1: Governance Matters Report for 17 February 2025, in relation to the Appointment of Independent Chair to the CEO Employment and Remuneration Committee, and will leave the Chamber at the time of debate and voting.

**5. PUBLIC QUESTION TIME**

Nil.

**6. HEARING OF PUBLIC SUBMISSIONS**

Nil.

**7. ITEMS BROUGHT FORWARD**

Nil.

**Block Motion****Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That the items listed below be block resolved:

- 11.1: Frankston City Industrial Strategy and Frankston City Industrial Design Guidelines - Planning Scheme Amendment C148fran - Consideration of submissions received and request the appointment of a Planning Panel

Chairperson's initials .....

- 12.2: Hot Topics - February 2025
- 12.3: Consolidated Performance Report - including Peninsula Leisure - Q2 - October to December 2024
- 12.4: City Economy and Frankston Business Collective Quarterly Report
- 12.5: Capital Works Quarterly Report - Q2 - October to December 2024
- 12.6: Climate Change Strategy - 2023/24 Annual Progress Report
- 12.7: 2024-25 Mid-Year Forecast Review
- 12.9: Adoption of Community Engagement Policy 2025
- 12.10: Adoption of the Community Vision 2040 following the Statutory Review
- 12.12: Extension of Contract CN10025 - Operation of Frankston Regional Recycling & Recovery Centre (FRRRC)

**Carried Unanimously**

## 8. PRESENTATIONS / AWARDS

Director Communities, Angela Hughes, acknowledged the Frankston & Mornington Peninsula Zero, as part of the national Advance to Zero movement, was been awarded a prestigious World Habitat Award. The award recognises outstanding, innovative and sometimes revolutionary housing ideas, projects, and programs from across the world. The Advance to Zero initiative was selected as one of nine winners from 111 applicants across 55 countries.

## 9. PRESENTATION OF PETITIONS AND JOINT LETTERS

### 9.1 Petition - To stop the use of Glyphosate in Frankston municipality

#### **Council Decision**

**Moved: Councillor Wanat**

**Seconded: Councillor Baker**

That the two petitions from Josh Davis, to stop the use of herbicides (including Glyphosate) throughout Frankston municipality, containing 1043 signatures be received and a report be submitted no later than the June 2025 Council Meeting for consideration.

**Carried Unanimously**

## 10. DELEGATES' REPORTS

*In accordance with Governance Rule 26.4, the Mayor vacated the Chair to table a verbal Delegate's Report.*

*The Deputy Mayor assumed the Chair.*

The Mayor provided a verbal report regarding his travel to Annapolis, USA, from 8 February 2025 to 17 February 2025, to meet with Mayor Buckley, to discuss a potential sister city or friendship city relationship.

### **General Motion**

#### **Council Decision**

**Moved: Councillor Bolam**

**Seconded: Councillor Hill**

That the verbal report from Mayor Bolam, regarding his travel to USA's Annapolis to meet with Mayor Buckley and discuss a potential sister city or friendship city relationship, be received.

**Carried Unanimously**

Chairperson's initials .....

*The Mayor resumed the Chair*

Chairperson's initials .....

**11. CONSIDERATION OF CITY PLANNING REPORTS**

**11.1 Frankston City Industrial Strategy and Frankston City Industrial Design Guidelines - Planning Scheme Amendment C148fran - Consideration of submissions received and request the appointment of a Planning Panel (TB Communities)**

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Notes that Planning Scheme Amendment C148fran was publicly exhibited from 25 July to 9 September 2024 for a period of six (6) weeks;
2. Notes that a total of eight (8) submissions (including one (1) late submission) were received to Planning Scheme Amendment C148fran;
3. In accordance with Section 22(1) of the *Planning and Environment Act 1987*, considers all of the written submissions received and in accordance with Section 23 of the *Planning and Environment Act 1987* refers all of the written submissions including the one (1) late submission to an independent planning panel to be appointed by the Minister for Planning;
4. Requests the Minister for Planning appoint an independent planning panel to consider the submissions received to Planning Scheme Amendment C148fran in accordance with Part 8 of the *Planning and Environment Act 1987*;
5. Endorses the officer’s response to the issues raised by the submissions and endorses the recommended changes to Planning Scheme Amendment C148fran (as outlined in Attachment A) for the purposes of Council’s advocacy position before the Planning Panel;
6. Authorises the Director Communities to make any minor or necessary changes to Planning Scheme Amendment C148fran documentation prior to the Planning Panel hearing, that do not change the intent of the Amendment for the purpose of Council’s advocacy position before the Panel; and
7. Writes to all submitters to inform them of Council’s decision.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

Chairperson’s initials .....



**11.2 City Futures Progress Report - Quarter 2 October - December 2024**

*(TB Communities)*

**Recommendation (Director Communities)**

That Council:

1. Receives the Quarter Two City Futures report from October – December 2024 (excluding Economic Scorecard); and
2. Notes the progress of several key projects this quarter, including:
  - Awarding \$150,000 in grants to 17 local businesses between the value of \$5,000 and \$20,000;
  - Continued support of the Frankston Zero Executive Group, who convened in December to advance governance arrangements for the regional partnership with Mornington Peninsula and review the latest By-Name-List report;
  - Awarding round one of the Environmental Sustainability Community Grants Program, with for four private landowners and one school each awarded \$1,000 to support revegetation projects aimed at enhancing biodiversity on their properties;
  - Council’s Public Toilet Action Plan receiving the Award of Excellence in the Community Wellbeing and Diversity Category at the 2024 Planning Institute Australia Victorian State Awards; and
  - The award of \$23,766 through the Local Heritage Preservation Grant program to four local properties.

250 Wedge Road, Skye

3. Acknowledges progress made to transfer ownership of the land at 250 Wedge Road Skye to Council, under the agreed Deed of Land Transfer following the approval of Planning Scheme Amendment C158fran on 17 October 2024. This Planning Scheme Amendment removed the Public Acquisition Overlay - Schedule 3 (Open Space / Recreation) from 250 Wedge Road, Skye;
4. Notes that this land is classified as District Open Space, and that Council intends for it to be used to provide high-quality recreational opportunities for the growing local population;
5. Notes that officers have commenced the due diligence phase for this site. Following completion of this stage, officers will begin developing a Draft Master Plan. The draft Master Plan will be informed by Council’s Open Space Strategy 2016. The adopted LTIP has set \$150,000 aside for the development of the Master Plan.
6. Notes the Draft Master Plan will be presented to Council by 30 June 2026 to seek endorsement prior to commencing community engagement on it.

**Motion**

That Council:

1. Receives the Quarter Two City Futures report from October – December 2024 (excluding Economic Scorecard); and
2. Notes the progress of several key projects this quarter, including:
  - Awarding \$150,000 in grants to 17 local businesses between the value of

Chairperson’s initials .....

\$5,000 and \$20,000;

- Continued support of the Frankston Zero Executive Group, who convened in December to advance governance arrangements for the regional partnership with Mornington Peninsula and review the latest By-Name-List report;
- Awarding round one of the Environmental Sustainability Community Grants Program, with for four private landowners and one school each awarded \$1,000 to support revegetation projects aimed at enhancing biodiversity on their properties;
- Council's Public Toilet Action Plan receiving the Award of Excellence in the Community Wellbeing and Diversity Category at the 2024 Planning Institute Australia Victorian State Awards;
- The award of \$23,766 through the Local Heritage Preservation Grant program to four local properties;

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5. Notes that officers have commenced the due diligence phase for this site. Following completion of this stage, officers will begin developing a Draft Master Plan. The draft Master Plan will be informed by Council's Open Space Strategy 2016. The adopted LTIP has set \$150,000 aside for the development of the Master Plan;
6. Notes the Draft Master Plan will be presented to Council by 30 June 2026 to seek endorsement prior to commencing community engagement on it;

#### Shade Sails and Shelters

7. Notes deterrent effect of shade sails and shelter in preventing skin cancers, and their practical efficacy in terms of amenity and shielding the public from inclement weather;
8. Refers to budget process for consideration in the Long Term Infrastructure Plan, allocating an additional \$100k per year for four years, commencing in 25/26, to the Shade Sail Retrofit program to turbo-charge the installation of shade sails and/or shelters across the municipality. Increasing the budget by this amount, would allow double the number of shade sails to be installed per year (at current market prices);
9. Requires a picnic table and seating (at a cost of about \$5k at current market prices) to be provided along with each shade sail/shelter installed under the program referred to in Item 8 of this resolution, and that this cost is additional to the cost of installing the shade sail/shelter;
10. Notes that to increase the budget for installation of shade sails and/or shelters, will require trade-off/s to be made within the Long Term Infrastructure Plan so as not to increase the cost of this Plan to council; and
11. Notes that increasing infrastructure provision across the municipality, will also increase maintenance and repair costs to Council in the longer term.

Chairperson's initials .....

**Extension of Time**

**Moved: Councillor Butler**

**Seconded: Councillor Green**

That Cr Asker be granted an extension of time.

**Carried Unanimously**

*Councillor Green left the chamber at 7.28 pm.*

*Councillor Green returned to the chamber at 7.30 pm.*

**Council Decision**

**Moved: Councillor Asker**

**Seconded: Councillor Hill**

That Council:

1. Receives the Quarter Two City Futures report from October – December 2024 (excluding Economic Scorecard); and
2. Notes the progress of several key projects this quarter, including:
  - Awarding \$150,000 in grants to 17 local businesses between the value of \$5,000 and \$20,000;
  - Continued support of the Frankston Zero Executive Group, who convened in December to advance governance arrangements for the regional partnership with Mornington Peninsula and review the latest By-Name-List report;
  - Awarding round one of the Environmental Sustainability Community Grants Program, with for four private landowners and one school each awarded \$1,000 to support revegetation projects aimed at enhancing biodiversity on their properties;
  - Council’s Public Toilet Action Plan receiving the Award of Excellence in the Community Wellbeing and Diversity Category at the 2024 Planning Institute Australia Victorian State Awards;
  - The award of \$23,766 through the Local Heritage Preservation Grant program to four local properties;

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4. Notes that this land is classified as District Open Space, and that Council intends for it to be used to provide high-quality recreational opportunities for the growing local population;
5. Notes that officers have commenced the due diligence phase for this site. Following completion of this stage, officers will begin developing a Draft Master Plan. The draft Master Plan will be informed by Council’s Open Space Strategy 2016. The adopted LTIP has set \$150,000 aside for the development of the Master Plan;
6. Notes the Draft Master Plan will be presented to Council by 30 June 2026 to seek endorsement prior to commencing community engagement on it;

**Shade Sails and Shelters**

7. Notes deterrent effect of shade sails and shelter in preventing skin cancers, and  
Chairperson’s initials .....

their practical efficacy in terms of amenity and shielding the public from inclement weather;

- 8. Refers to budget process for consideration in the Long Term Infrastructure Plan, allocating an additional \$100k per year for four years, commencing in 25/26, to the Shade Sail Retrofit program to turbo-charge the installation of shade sails and/or shelters across the municipality. Increasing the budget by this amount, would allow double the number of shade sails to be installed per year (at current market prices);
- 9. Requires a picnic table and seating (at a cost of about \$5k at current market prices) to be provided along with each shade sail/shelter installed under the program referred to in Item 8 of this resolution, and that this cost is additional to the cost of installing the shade sail/shelter;
- 10. Notes that to increase the budget for installation of shade sails and/or shelters, will require trade-off/s to be made within the Long Term Infrastructure Plan so as not to increase the cost of this Plan to council; and
- 11. Notes that increasing infrastructure provision across the municipality, will also increase maintenance and repair costs to Council in the longer term.

**Carried Unanimously**

**12. CONSIDERATION OF REPORTS OF OFFICERS****12.1 Governance Matters Report for 17 February 2025***(BA Corporate and Commercial Services)**The Chief Executive Officer, Phil Cantillon, left Chamber, having declared a conflict of interest in this item***Council Decision****Moved: Councillor Butler****Seconded: Councillor Hill**

That Council:

**Council Resolution Status Update**

1. Receives the Council Resolution Status update, including:
  - i. Notice of Motion Cost Summary and Notice of Motion Report for 17 February 2025;
  - ii. Notes there are no Notice of Motion action reported as complete by officers;
  - iii. Notes there is one (1) report delayed in the presentation to Council:
    - Draft Councillor Interactions with Developers Policy, delayed to 23 April 2025
  - iv. Notes since the Council Meeting, held on 29 January 2025, zero resolution actions have been completed;

**Councillor Briefings Record**

2. Receives the record of Councillor Briefing meetings held since the date of last Council Meeting held on 29 January 2025 as listed in the body of the report;

**External and Internal Committee Update**

3. Endorses the Terms of Reference for the below Committees:
  - Frankston Arts Advisory Committee

**MAV State Council Meeting Motions**

4. Notes the Municipal Association of Victoria (MAV) State Council Meeting has been confirmed for 16 May 2025;
5. Notes the Urgent Business Motion, from the 2 December 2025 Council Meeting, called to raise an MAV State Council motion, imploring the State Government to better fund VicRoads to enable sufficient maintenance works at both roadways and relevant assets, and this motion cannot be raised due to it being a repeat motion;
6. Endorses the five (5) motions for submission to MAV prior to the 17 March 2025 deadline for consideration at State Council Meeting:
  - Port Phillip Bay Water Safety
  - Extending the application of the Sentencing Amendment (Emergency Worker Harm) Bill 2020 to cover workers involved in water safety and rescue
  - Elimination of state based levies on local government
  - Funding designation for art galleries
  - Vice-Regal Engagement with the Local Government Sector;

**Complaints Policy**

Chairperson's initials .....

7. Notes the Complaints Policy is a legislative requirement under section 107 of the Local Government Act 2020, and was adopted on 20 September 2021;
8. Notes the Complaints Policy has been reviewed, taking into consideration the governance oversight of recent legislative reforms, other legislation and the complaints processes required by external integrity oversight bodies, such as the Victorian Ombudsman, Independent Broad-based Anti-corruption Commission and Local Government Inspectorate;
9. Notes the process to 'make a complaint' has been refreshed on Council's website making it easier to make a complaint and understand the process;
10. Endorses the revised Complaints Policy for community engagement on Council's engage platform 'Policies page' for a period of 30 days, and provides to the Victorian Ombudsman for feedback;
11. Adopts the Complaints Policy, if there are no objections as a result of the community engagement, or otherwise provides a report back to Council at its meeting no later than April 2025;

#### Ward Meeting Protocol

12. Notes the Ward Meetings Protocol has been reviewed following the introduction of single ward Councillor structure for Frankston City Council and reforms to the Local Government Act 2020 in October 2024;
13. Notes the review takes into consideration the requirements under the Model Councillor Code of Conduct in relation to performing the role of Councillor and reducing risks to health and safety;
14. Notes the updated Meet your Ward Councillor Protocol has been endorsed by the CEO and must be adhered to under the Model Councillor Code of Conduct;

#### Victorian Government Lobbying Reform update

15. Notes an update on Victorian Government's implementation of Operation Sandon recommendations was provided at its meeting on 29 January 2025 advising of commencing work on the Model Governance Rules and a Model Public Transparency Policy, and the Victorian Government have provided a further update on the lobbying reforms with the Department of Premier and Cabinet launching public consultation via the Engage Victoria website on potential reforms to Victoria's lobbying regulation;
16. Notes the lobbying reform aims to improve transparency, support public confidence in government decisions and keep administrative burden to a minimum, which may inform Council's requirements for a Councillor interaction with Developers Policy;

#### Appointment of Independent Chair to the CEO Employment and Remuneration Committee

17. Endorses the appointment of Margaret Devlin from the Centre for Organisation Development as independent chair for the CEO Employment and Remuneration Committee effective immediately for the duration of current Council term to October 2028;
18. Notes the change to the format of the CEO performance review meetings moving from four meetings (quarterly) in the first year of Council term to two meetings (bi-annual) in the remaining years of the Council term;

#### Appointment of Chairperson to the Audit & Risk Committee 2025

19. Notes the ongoing support and knowledge provided to the Frankston City Council Audit and Risk Committee by Ms Lisa Tripodi;

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20. Resolves to appoint Ms Lisa Tripodi to the position of Chairperson of the Audit and Risk Committee (ARC) until 31 December 2025;

Audit and Risk Committee Minutes

21. Receives the minutes of the Audit and Risk Committee meeting held on 6 December 2024; and
22. Resolves Attachment M (Unconfirmed Audit and Risk Committee Minutes - 6 December 2024) 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)).

*In accordance with Governance Rule 35.1,  
the motion was moved in parts*

Council Decision

**Moved: Councillor Butler**

**Seconded: Councillor Hill**

That Council:

Council Resolution Status Update

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- i. Notice of Motion Cost Summary and Notice of Motion Report for 17 February 2025;
  - ii. Notes there are no Notice of Motion action reported as complete by officers;
  - iii. Notes there is one (1) report delayed in the presentation to Council:
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Councillor Briefings Record

2. Receives the record of Councillor Briefing meetings held since the date of last Council Meeting held on 29 January 2025 as listed in the body of the report;

External and Internal Committee Update

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- Frankston Arts Advisory Committee

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4. Notes the Municipal Association of Victoria (MAV) State Council Meeting has been confirmed for 16 May 2025;
5. Notes the Urgent Business Motion, from the 2 December 2025 Council Meeting, called to raise an MAV State Council motion, imploring the State Government to better fund VicRoads to enable sufficient maintenance works at both roadways and relevant assets, and this motion cannot be raised due to it being a repeat motion;
6. Endorses the five (5) motions for submission to MAV prior to the 17 March 2025 deadline for consideration at State Council Meeting:
- Port Phillip Bay Water Safety
  - Extending the application of the Sentencing Amendment (Emergency Worker Harm) Bill 2020 to cover workers involved in water safety and rescue

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- Elimination of state based levies on local government
- Funding designation for art galleries
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#### Complaints Policy

7. Notes the Complaints Policy is a legislative requirement under section 107 of the Local Government Act 2020, and was adopted on 20 September 2021;
8. Notes the Complaints Policy has been reviewed, taking into consideration the governance oversight of recent legislative reforms, other legislation and the complaints processes required by external integrity oversight bodies, such as the Victorian Ombudsman, Independent Broad-based Anti-corruption Commission and Local Government Inspectorate;
9. Notes the process to 'make a complaint' has been refreshed on Council's website making it easier to make a complaint and understand the process;
10. Endorses the revised Complaints Policy for community engagement on Council's engage platform 'Policies page' for a period of 30 days, and provides to the Victorian Ombudsman for feedback;
11. Adopts the Complaints Policy, if there are no objections as a result of the community engagement, or otherwise provides a report back to Council at its meeting no later than April 2025;

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15. Notes an update on Victorian Government's implementation of Operation Sandon recommendations was provided at its meeting on 29 January 2025 advising of commencing work on the Model Governance Rules and a Model Public Transparency Policy, and the Victorian Government have provided a further update on the lobbying reforms with the Department of Premier and Cabinet launching public consultation via the Engage Victoria website on potential reforms to Victoria's lobbying regulation;
16. Notes the lobbying reform aims to improve transparency, support public confidence in government decisions and keep administrative burden to a minimum, which may inform Council's requirements for a Councillor interaction with Developers Policy;

#### Appointment of Independent Chair to the CEO Employment and Remuneration Committee

17. Endorses the appointment of Margaret Devlin from the Centre for Organisation Development as independent chair for the CEO Employment and Remuneration Committee effective immediately for the duration of current Council term to October 2028;
18. Notes the change to the format of the CEO performance review meetings moving from four meetings (quarterly) in the first year of Council term to two meetings (bi-annual) in the remaining years of the Council term;

#### Appointment of Chairperson to the Audit & Risk Committee 2025

19. Notes the ongoing support and knowledge provided to the Frankston City Council Audit and Risk Committee by Ms Lisa Tripodi;
20. Resolves to appoint Ms Lisa Tripodi to the position of Chairperson of the Audit and Risk Committee (ARC) until 31 December 2025;

#### Audit and Risk Committee Minutes

21. Receives the minutes of the Audit and Risk Committee meeting held on  
Chairperson's initials .....



6 December 2024; and

- 22. Resolves Attachment M (Unconfirmed Audit and Risk Committee Minutes - 6 December 2024) 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**

**Council Decision**

**Moved: Councillor Butler**

**Seconded: Councillor Hill**

**Ward Meeting Protocol**

- 12. Notes the Ward Meetings Protocol has been reviewed following the introduction of single ward Councillor structure for Frankston City Council and reforms to the Local Government Act 2020 in October 2024;
- 13. Notes the review takes into consideration the requirements under the Model Councillor Code of Conduct in relation to performing the role of Councillor and reducing risks to health and safety;
- 14. Notes the updated Meet your Ward Councillor Protocol has been endorsed by the CEO and must be adhered to under the Model Councillor Code of Conduct;

**Carried**

For the Motion:           Crs Asker, Bolam, Hill, O'Reilly and Wanat (5)  
 Against the Motion:    Crs Baker and Conroy (2)  
 Abstained:               Crs Butler and Green (2)

*The Chief Executive Officer, Phil Cantillon, return to the Chamber*

**12.2 Hot Topics - February 2025***(CA Infrastructure and Operations)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Green**

That Council:

1. Notes the update on Hot Topics matters of interest to Councillors outlined in this report, to provide confidence in the management of these hot topics;

**Activation of upstairs restaurant - Frankston Yacht facility**

2. Notes the update of the activation of the upstairs restaurant - Frankston Yacht facility in the confidential attachment;

**Urban Forest Action Plan**

3. Notes the completion of the 2024 planting season with 20,000 trees successfully planting across the municipality and that Council is prioritising essential maintenance of the trees planted in the 2025/26. A small number of additional trees (within this overall program and budget) will be planted in the 25/26 planting season;
4. Notes that going forward, tree planting on private residential land will offer the greatest opportunity to expand the City's Tree Canopy. The focus in the 2025 planting season will be on supporting and incentivising tree planting on private land;
5. Notes that five (5) Environmental Sustainability Community Grants were awarded in November 2024 and that the next grant round opens in February 2025;

**Nepean Boulevard Project**

6. Acknowledges that at the Council Meetings on 20 and 29 January 2025, Council endorsed the Nepean Boulevard Revitalisation Project as a Core Advocacy Priority for the upcoming Federal election, with Council seeking \$10 million each for the Federal and State Governments for a total of \$20 million in projects;
7. Notes that six (6) Key Signature Projects make up this Core Advocacy Priority;
8. Notes that community engagement on the Nepean Boulevard Masterplan will occur later in 2025 calendar year, at a date to be determined;

**Aged Care Reforms**

9. Notes that draft legislation for the new Aged Care Act was passed in Parliament in November 2024 and it is now confirmed the legislation will come into effect on 1 July 2025. All aged care providers must comply with this new legislation, regulatory model and the strengthened quality and safety standards;
10. Notes that the Commonwealth Government has commenced engaging with Council officers to clarify services from 2027 onwards;

**Communication and Advocacy**

11. Notes key next steps to promote Council endorsed advocacy priorities;
12. Notes the process followed by the Officers to monitor and manage media/social media to identify issues of community interest;
13. Resolves **Attachment A** (Frankston Yacht Club - January 2025) 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,

Chairperson's initials .....

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; and

- 14. Resolves **Attachment C** (Issues management, media, social media and community sentiment) be retained confidential indefinitely, on the grounds it contains private commercial information, being information provided by a business, commercial or financial undertaking that— (i) relates to trade secrets; or (ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage (*Local Government Act 2020 s3(1)(g)*). These grounds apply because it contains material Council is monitoring in relation to media interest, inclusive of commercial sensitive information.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

**12.3 Consolidated Performance Report - including Peninsula Leisure - Q2 - October to December 2024**

*(CR Corporate and Commercial Services)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Receives the Consolidated Quarter Two October to December 2024 Performance Report;
2. Receives the Peninsula Leisure Quarter Two October to December 2024 Performance Report; and
3. Resolves that Attachment B - Peninsula Leisure Quarter Two October to December 2024 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 3 of these Minutes where this item was Block Resolved.

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**12.4 City Economy and Frankston Business Collective Quarterly Report**  
*(TB Communities)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Receives the Frankston City Council Economic Scorecard October-December 2024;
2. Acknowledges and celebrates key highlights this quarter including:
  - Completion of Council's 2024-25 Business Grants program;
  - Council delivers it's first 'Start-up Sesh';
  - Investment Attraction;
  - 'Career Insights Q&A' with Year 11 Business Management students and local business owners at Woodleigh School;
  - New Christmas decorations added in 2024;
  - Officers actioned 74 Business Concierge requests, provided business mentoring to 9 recipients, delivered workshops to 136 participants and 143 additional business engagements were recorded this quarter;
3. Receives the Frankston Business Collective (FBC) Quarterly Progress update for October-December 2024;
4. Notes FBC KPIs in the body of the report; and
5. Notes the key highlights including:
  - The Business Excellence Gala Awards Dinner 2024 held in November; and
  - The 2024 Frankston Business of the Year and Hospitality excellence award was presented to Hotel Lona.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

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**12.5 Capital Works Quarterly Report - Q2 - October to December 2024**

*(LU Infrastructure and Operations)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Receives and notes the quarterly progress report for the second quarter (October to December 2024) of the 2024/25 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 3 of these Minutes where this item was Block Resolved.

Chairperson's initials .....

**12.6 Climate Change Strategy - 2023/24 Annual Progress Report**  
*(LU Infrastructure and Operations)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Receives and notes the progress of the Climate Change Strategy 2023-2030;
2. Receives and notes the organisation’s annual greenhouse gas emissions, energy and water usage and costs, and key findings for 2023/24;
3. Notes energy and water costs have increased during 2023/24 by \$245K due to the increased electricity usage from asset growth of additional buildings and floodlighting being established across various Council sites;
4. Notes the further reduction of emissions by 5.9% in 2023/24, reducing the organisation’s emissions to 10,033 tonnes at the end of the financial year;
5. Notes and commends the total progress of a 25% reduction of greenhouse gas emissions to date, in line with meeting Council’s adopted 42% science-based emissions target by 2030; and,
6. Notes the future actions and capital works projects in the Long-Term Infrastructure Plan (LTIP) which will further reduce the organisation’s greenhouse gas emissions, energy usage and costs and increase our resilience and adaptation to the impacts of climate change.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

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**12.7 2024-25 Mid-Year Forecast Review**

*(CR Corporate and Commercial Services)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Endorses the Consolidated Mid-Year Forecast 2024-25 operating position;
2. Endorses the Consolidated Mid-Year Forecast 2024-25 capital position of \$63,039,857;
3. Acknowledges the financial challenges that the organisation continues to face 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; and
4. Notes the key dates for the 2025-26 Budget process.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

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**12.8 Frankston Arts Advisory Committee - Minutes 23 January 2025**

(TR Customer Innovation and Arts)

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

That Council:

1. Receives the Minutes of the Frankston Arts Advisory Committee meeting held on 23 January 2025;
2. Endorses the appointment of three new community members as per the confidential Attachments B, C and D, with the candidate's name to be released as part of the Frankston Arts Advisory minutes of the next Council Meeting;
3. Notes the following sculptures to be leased from Sculpture by the Sea:
  - o *Daydream* for the Frankston Library forecourt;
  - o *The Wind is Blowing* for Baxter Road Frankston;
4. Notes the following sculptures to be purchased from Sculpture by the Sea:
  - o *As One* for Skye Dandenong Road;
  - o *High Tide* for Pines Swimming Pool;
  - o *Those that run with dingoes* for a location to be determined;
5. Notes the decommission of the Frankston Peninsula Boon Wurrung Mural from the side of 504 Nepean Highway Frankston;
6. Notes the calendar of occasions for lights to be illuminated as part of Council's Programmable Lighting Assets;
7. Notes that Officers are seeking permission from relevant residents in regard to painting a mural of Victor the Goat in an alleyway leading from Nepean Highway to Cliff Road, Frankston; and
8. Resolves that Attachments B, C & D be retained as confidential indefinitely on the grounds that it includes personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs (*Local Government Act 2020, s.3(1)(f)*). These grounds apply because the document includes personal information of the candidates which, if released, would breach privacy obligations.

**Carried Unanimously**

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**12.9 Adoption of Community Engagement Policy 2025**

*(FM Customer Innovation and Arts)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Notes that the existing Community Engagement Policy 2021 is due for review by 1 March 2025;
2. Notes that the proposed Community Engagement Policy 2025 complies with the Local Government Act 2020 (the Act) requirements as to what must be contained in a Community Engagement Policy;
3. Notes that community engagement was undertaken in 2024 to inform the revised Community Engagement Policy 2025;
4. Adopts the Community Engagement Policy 2025; and
5. Notes that the Community Engagement Framework will be reviewed in 2025 and endorsed by the CEO for Council to note at its meeting in February 2026

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

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**12.10 Adoption of the Community Vision 2040 following the Statutory Review**  
(*TB Communities*)

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Notes that the *Local Government Act 2020* requires Council to engage the community to review the Community Vision 2040 using deliberative engagement practices by 31 October 2025;
2. Notes that community engagement, using deliberative engagement practices, has been undertaken to review the Community Vision 2040; and
3. Adopts the reviewed Community Vision 2040.

**Carried Unanimously**

**Note:** Refer to page 3 of these Minutes where this item was Block Resolved.

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**12.11 Proposed Lease of 5N Pier Promenade, Frankston (Frankston Foreshore Restaurant)**

*(DW Corporate and Commercial Services)*

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

That Council:

1. Notes the requirements of section 115(4) of the Local Government Act 2020 and Council's Community Engagement Policy;
2. Notes that access to facilitate the fit out of the facility will be provided to Ecco Unit Trust (or the nominated entity) under a licence agreement prior to the commencement of the lease, to assist in facilitating the earliest possible activation of the site;
3. Authorises and directs the Chief Executive Officer (CEO) to give public notice of Council's intention to enter into a lease with Ecco Unit Trust (or the nominated entity) of 5N Pier Promenade, Frankston being part of the Frankston Foreshore Crown Reserve, Permanently Reserved for Public Purposes by Order in Council dated 26th May 1873, for:
  - a) the purposes of a food and hospitality venue
  - b) a term of 16 years with one (1) further option of five (5) years
  - c) a rent-free period for the first twelve (12) months, then a commencing rent of \$125,000 plus GST
4. Directs that any submissions received in response to the public notice that are opposed to, or which suggest changes to the proposal, be presented to Council for its consideration at a future meeting; and
5. If no submissions are received or if the only submissions received in response to the public notice support the proposal without qualification, authorises the CEO to finalise the lease and licence arrangements and execute all necessary documentation for and on behalf of Council.

**Carried Unanimously**

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**12.12 Extension of Contract CN10025 - Operation of Frankston Regional Recycling & Recovery Centre (FRRRC)**

*(BH Corporate and Commercial Services)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Green**

That Council:

1. Awards extension of contract CN10025 to Knox Transfer Station Recycling (KTSR), for an approximate value as per attached **Attachment A**, exclusive for a nine-month term until 31 March 2026; and
2. Resolves **Attachment A** 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 3 of these Minutes where this item was Block Resolved.

**13. RESPONSE TO NOTICES OF MOTION**

Nil

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**14. NOTICES OF MOTION**

**14.1 2025/NOM6 - Beach and Sand Movement causing blockages around boat ramps at Kananook Creek**

*(CA Infrastructure and Operations)*

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Butler**

That Council

1. Notes the popularity of boating in Frankston;
2. Notes the frequent and ongoing beach sand movement causing restrictions around the entrance to Kananook Creek and the boat ramp, making the facility unusable at times as a result;
3. Notes that Council has been undertaking continual dredging at the mouth at the entrance to Kananook Creek for many years;
4. Notes that it has been liaising with all relevant state government authorities, including Better Boating Victoria, Melbourne Water, Department of Energy, Environment and Climate Action (DEECA), Parks Victoria and other stakeholders to find different ways to approach the issue, determine how the matter could be addressed, and how this may be funded; and
5. Receives a report providing a summary of the issues, constraints, advocacy submissions and any findings from the previous Council reports regarding keeping this boat facility functional and available on an ongoing basis. This report is to be presented to Council no later than September 2025.

**Carried Unanimously**

**15. LATE REPORTS**

Nil

**16. URGENT BUSINESS**

Nil

**17. CONFIDENTIAL ITEMS**

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Butler**

That the Council Meeting be closed to the public to discuss the following Agenda items and all documents associated with the consideration and discussion of it, that are designated confidential information, pursuant to Section 3(1)) of the *Local Government Act 2020*.

**C.1 Acquisition of Property in Frankston**

Agenda Item C.1 Acquisition of Property in Frankston is designated confidential as it relates to Council business information that would prejudice the Council’s position in commercial negotiations if prematurely released (s3(1)(a)), and personal information (s3(1)(f)):

**Carried Unanimously**



**QUESTION TIME**

**Questions received with Notice**

The following questions with notice were received for the Council Meeting 2025/CM02 – 29 January 2025. In accordance with the *Public Submissions and Question Time Policy*, the questions and responses are published below:

**Dean Hurlston**

**Question**

What is the approximate cost per public COUNCIL meeting FOR Councillor and Staff MEALS, REFRESHMENTS AND BEVERAGES? (If applicable).

**Response**

The cost for Councillor and staff meals, refreshments and beverages per public Council meeting is \$845.25.

**Kaye Taylor**

**Question**

Background: Regarding gum tree on nature strip roughly 18ft almost touching light on nature strip.

I am wondering why gum tree hasn't been taken down? 3 times size next door no. 4 who got theirs taken down was no problem with it. I've been here 20 years in my house fills my roof with leaves, lifted powers in front, wrecked my garden.

I want to know how No.4 Jurang Way rate payer, same as me, can get theirs down and can park cars on nature strip. I have had large branches come down. I'm 80 years old. Large branches hanging down, if falls will go on my drive way. I have been informed full of ants. Number 8 had termites.

I am elderly pensioner, can't afford getting leaves taken out of spouting as Council don't remove anymore. People can trip as has happened, on powers lifted and I've rang Council several times, nothing done & yet can cut smaller tree, nothing wrong with it, next door no 4. I would like it checked into why it could be done and I've been here 20 years, they have been here about 7. I'm not happy at all about it.

**Response**

Council Officers will investigate the structure of the specified tree and will provide a response by 28 February 2025.

*The meeting was closed to the public at 8.14 pm*

CONFIRMED THIS

DAY OF

2025

.....  
CHAIRPERSON

**AUTHORITY TO STAMP INITIALS ON MINUTES**

I, Cr. Kris Bolam, Chairperson – Council Meeting hereby authorise the use of an electronic stamp of my initials to initial each page of these Minutes of the Council Meeting held on Monday, 17 February 2025, confirmed on Monday, 24 March 2025.

.....  
(Cr. Kris Bolam, Chairperson – Council Meeting)

Dated this

day of

2025

Chairperson's initials .....