



**MINUTES OF ORDINARY COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL  
HELD IN THE FRANKSTON ARTS CENTRE, DAVEY STREET, FRANKSTON  
ON 23 NOVEMBER 2020 at 7.03PM**

PRESENT	Cr. Kris Bolam (Mayor) Cr. Nathan Conroy Cr. David Asker Cr. Suzette Tayler Cr. Steven Hughes Cr. Sue Baker Cr. Brad Hill Cr. Claire Harvey Cr. Liam Hughes
APOLOGIES:	Nil.
ABSENT:	Nil.
OFFICERS:	Mr. Phil Cantillon, Chief Executive Officer Ms. Kim Jaensch, Chief Financial Officer Dr. Gillian Kay, Director Communities Mr. Cam Arullanantham, Director Infrastructure and Operations Ms. Shweta Babbar, Director Business Innovation and Culture Ms. Brianna Alcock, Manager Governance and Information Ms. Michelle Tipton, Coordinator Governance Mr. Sam Clements, Manager Statutory Planning Mr. Stuart Caldwell, Coordinator Statutory Planning Ms. Tenille Craig, Councillor Support Officer Mr. Lucas Dawe, Systems Support Officer Mr. Damian Clarkson, Supervising Technician Mr. Glenn Parry, Supervising Technician
EXTERNAL REPRESENTATIVES:	Dan Thorne (Orange Elephant Productions) James Bertschik (Orange Elephant Productions).

**MAYOR'S STATEMENT**

*This meeting is being live streamed for public viewing in accordance with section 66(3) of the Local Government Act 2020. In the event Council encounters technical issues with the streaming, the meeting will be adjourned for up to 30 minutes until the matter is resolved. If the matter cannot be resolved, the meeting will be postponed to another evening.*

**COUNCILLOR STATEMENT**

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;*

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- *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 Conroy read the Opening Prayer.

### **ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

Councillor Conroy acknowledged the Boon Wurrung and Bunurong peoples – the traditional custodians of the land on which we stand and recognised all Aboriginal and Torres Strait Islander peoples who have given to Australia's identity – from the past, into the present and for the future.

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**1. PRESENTATION TO COMMUNITY GROUPS**

The Mayor gave a presentation of a Certificate of Appreciation to Pastor Mark Whitby, Frankston Life Church. Pastor Mark Whitby was invited to address the Council.

**2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

Ordinary Meeting No. OM13 held on 21 September 2020 and OM14 held on 16 November 2020.

**Council Decision**

**Moved: Councillor Asker**

**Seconded: Councillor Tayler**

That the minutes of the Ordinary Meeting No. OM13 held on 21 September 2020 and OM14 held on 16 November 2020 copies of which had previously been circulated to all Councillors, be confirmed, approved and adopted.

**Carried Unanimously**

**3. APOLOGIES**

Nil

**4. DISCLOSURES OF INTEREST AND DECLARATIONS OF CONFLICT OF INTEREST**

Nil

**5. PUBLIC QUESTION TIME**

Mr. Phil Cantillon acknowledged that 5 questions were received from a resident, but were disallowed for the following reasons:

- Governance Rule 57.1 states that questions may be asked of Council, and may not be directed to individual Councillors. The questions were directed to an individual Councillor, and not to the Council.
- Governance Rule 57.8.5 provides that a question may be disallowed if it determined that is aimed at embarrassing a Councillor or a member of Council staff. It was considered that the questions were aimed at embarrassing a Councillor.

**6. HEARING OF PUBLIC SUBMISSIONS**

Mr. Shaun Brookes made a submission to Council regarding Item 11.1 Planning Permit 396/2017/P - 21 Inglis Avenue Frankston - To amend the plans approved under the Planning Permit for retrospective works for a statement of compliance;

Mrs Collen Drey made a submission to Council regarding Item 11.2 Planning Application 287/2019/P - 59 Kareela Road, Frankston - To use the land for the sale and consumption of liquor and for a reduction in the number of car spaces required under Clause 52.06 of the Frankston Planning Scheme; and

Ms Nicole Sellick made a submission to Council regarding Item 11.2 Planning Application 287/2019/P - 59 Kareela Road, Frankston - To use the land for the sale and consumption of liquor and for a reduction in the number of car spaces required under Clause 52.06 of the Frankston Planning Scheme.

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

That Block Motion Item be brought forward.

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

That the following items be blocked resolved and that the recommendations in each item be adopted:

- 12.1: Council Resolution Status Update for 23 November 2020
- 12.3: Record of Assemblies of Councillors
- 12.5: Council Plan Quarterly Performance Report – Q1 – July to September 2020
- 12.11: Outcome of National General Assembly Motions 2020
- 12.12: Event Services Panel 2020 21-007
- 12.13: Update on the Greater South East Melbourne (GSEM) group and the GSEM City Deal development
- 12.15: Presentation of Letter under Seal to outgoing Mayor and Deputy Mayor

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

Nil

**9. PRESENTATION OF PETITIONS AND JOINT LETTERS****Petition****Council Decision****Moved: Councillor L Hughes****Seconded: Councillor Tayler**

That a petition regarding an objection to the proposed Colourbond structure at 435 Robinsons Road Langwarrin, containing seven (7) signatures, be received.

**Carried Unanimously****10. DELEGATES' REPORTS**

Nil

**11. CONSIDERATION OF TOWN PLANNING REPORTS****11.1 Planning Permit 396/2017/P - 21 Inglis Avenue Frankston - To amend the plans approved under the Planning Permit for retrospective works for a statement of compliance***(SC Communities)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Baker**

That Council resolves to:

1. Approve the amended plans identified as Project Number C205 Sheets TP02, TP04-08, TP11 & TP12 Revision 2 dated 20 August 2020 prepared by bkworld pursuant to Condition 2 of Planning Permit 396/2017/P (Secondary Consent).

**Carried Unanimously**

**11.2 Planning Application 287/2019/P - 59 Kareela Road, Frankston - To use the land for the sale and consumption of liquor and for a reduction in the number of car spaces required under Clause 52.06 of the Frankston Planning Scheme**  
(SC Communities)

**Council Decision**

**Moved: Councillor Hill**

**Seconded: Councillor Baker**

That Council resolves to issue a Notice of Decision to Grant a Planning Permit in respect to Planning Permit Application number 287/2019/P to use the land for the sale and consumption of liquor and for a reduction in the number of car spaces required under Clause 52.0-6 of the Frankston Planning Scheme at 59 Kareela Street Frankston, subject to the following conditions:

**Plans**

1. Before the use and/or development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be substantially in accordance with the plans submitted with the application (or some other specified plan) but modified to show:
  - (a) The seating arrangements for a maximum of 60 patrons; for the internal and outdoor spaces.
  - (b) Notation on the plan that the maximum number of patrons is 60.
  - (b) A Venue/Patron Management Plan in accordance with Condition 5.
  - (c) The car parking space at the rear of the property and notation in accordance with Condition 6.

**No Alterations**

2. The use and/or development as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.

**Number of Customers**

3. A maximum of 60 patrons may be present on the site at any one time.

**Liquor License Requirements**

4. The sale and consumption of alcohol must only take place at the premises within the redline area during the following times:
  - 7 days a week between the hours of 11am – 9pm.

**Venue/Patrons Management Plan**

5. Prior to the commencement of the sale and consumption of alcohol within the site, a Venue/Patrons Management Plan is to be submitted to and approved by the Responsible Authority that details (but is not limited to) the following:
  - a) Measures taken to manage the number of patrons admitted in the designated area at any one time.
  - b) Venue shut down procedures to encourage the patrons to leave the premises sporadically.



- c) Signage to be used to encourage responsible off-site patron behaviour.
- d) Measures to prevent vandalism and antisocial behaviour.
- e) Details to address and reduce waste, including bottles and rubbish, generated by the use.
- f) Standard procedures to be undertaken by staff in the event of complaints by a member of the public, the Victoria Police, an 'authorised officer' of the Responsible Authority, or an officer of Liquor Licensing Victoria.
- g) Details of training provided for staff in the responsible serving of alcohol, and the management of patron behaviour.
- h) Lighting within the boundaries of the site, and security lighting outside the premises.
- i) Measure taken to have passive surveillance within the site and particularly at the time when the patrons leave the site.

All of the above is to be to the satisfaction of the Responsible Authority. Once approved, the plan must be implemented to the satisfaction of the Responsible Authority.

### Engineering Requirements

- 6. The car space located at the rear of the site is to be constructed with an all-weather seal to the satisfaction of the Responsible Authority.

### Amenity

- 7. The amenity of the area must not be detrimentally affected by the use through the
  - a) Transport of materials, good or commodities to or from the land.
  - b) Appearance of any building, works or materials.
  - c) Emissions of noise, artificial light, vibration, smell, fumes, smoke, vapour, seam, soot, ash, dust, waste water, waste products, rit or oil.
  - d) Presence of vermin.
  - e) In any other way

To the satisfaction of the Responsible Authority.

- 8. Noise emitted from the premises must not exceed limits prescribed by the State Environmental Protection Policy (Control of Noise form Commerce, Industry and Trade) No N-1.

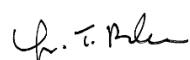
### Permit Expiry

- 9. This permit will expire if one of the following circumstances applies:
  - The use is not started within two years of the date of this permit.
  - The use is discontinued for a continuous period of two (2) years.

In accordance with Section 69 of the Planning and Environment Act 1987, an application may be submitted to the Responsible Authority for an extension of the periods referred to in this condition.

### Notes

- A. Any request for an extension of time, or variation/amendment of this permit must be lodged with the relevant fee.

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- B. Any request for time extension of this Permit shall be lodged with the relevant administration fee at the time the request is made. Pursuant to Section 69 of the Planning and Environment Act 1987 the Responsible Authority may extend the periods referred to if a request is made in writing within the following prescribed timeframes:
- a. Before or within 6 months after the permit expiry date, where the use or development allowed by the permit has not yet started;
  - b. Within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.

If a request is made out of time, the Responsible Authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.

- C. The owner/applicant of the subject site should join and comply with the Frankston Liquor Industry Accord, which requirements the member to serve liquor in a responsible manner.

**Carried Unanimously**

**12. CONSIDERATION OF REPORTS OF OFFICERS****12.1 Council Resolution Status Update for 23 November 2020***(BA Chief Financial Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council:

1. Receives the Notices of Motion Report for 23 November 2020;
2. Receives the Urgent Business Status Update for 23 November 2020;
3. Notes there are four (4) Notices of Motion that have been reported as being complete:
  - 2019/NOM51 - Community Safety in the CAA
  - 2019/NOM65 - Cemetery Caretaker Provisions
  - 2020/NOM17 - Park Bench Memoriam for Pat Bentley
  - 2020/NOM22 - Advocacy for COVID-19 Assistance for Businesses
4. Notes the report, listed below, will not be presented back to Council by its advised date and a detailed explanation is provided in the body of the report:
  - Response to 2020/NOM21 - Investigation into Dome Acquisition; and
5. Notes, since the Ordinary Meeting held on 21 September 2020, 54 resolutions have been completed, as listed in the body of the report.

**Carried Unanimously****Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**12.2 Update on Coronavirus (COVID-19) - 23 November 2020***(PC Chief Executive Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Baker**

That Council:

1. Notes this report that outlines its response to the impacts of the Coronavirus (COVID-19);
2. Notes that an update will be provided to each Council meeting for the foreseeable future during this Pandemic;
3. Notes the current adjusted Relief and Recovery package as approved by Council at its Ordinary meeting in June, August and September 2020;
4. Approves the financial adjustments processed by the Council's Executive Management Team during the caretaker period by:
  - Transferring \$45,000 from the council funded 'Unemployment Support Programme' activity, (previously known as the 'Jobseeker Support activity') to the Waiver of Kerbside Trading Permits activity to a total of \$75,000;
  - Transferring \$8,333 from the Donation Drop-Off activity to increase the Miscellaneous Fee Waiver activity to a total of \$27,333;
  - Transferring redeployment funding of \$8,000 from Gardens for Wildlife activity to increase Crisis Support Service activity to a total of \$278,000; and;
  - Notes Gardens for Wildlife activity was completed with \$3,000 returned as savings.
5. Notes the current approved Relief and Recovery package has been reduced by \$3,000 to a total of \$6,862,653.

**Carried Unanimously**

**12.3 Record of Assemblies of Councillors***(BA Chief Financial Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council:

1. Receives the following written records for the Assembly of Councillors on:
  - 17 August 2020 (Councillor Briefing)
  - 24 August 2020 (Councillor Briefing)
  - 26 August 2020 (Councillor Briefing – Major Projects Advisory Committee)
  - 31 August 2020 (Pre-Agenda Council Meeting)
  - 7 September 2020 (Councillor Briefing)
  - 14 September 2020 (Councillor Briefing)
  - 21 September 2020 (Pre-Agenda Council Meeting)
2. Notes that a written record for Assembly of Councillors under the Local Government Act 2020 is no longer required, which came into effect from 24 October 2020.

**Carried Unanimously****Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**12.4 Financial Quarterly Report - Q1 - July to September 2020***(SW Chief Financial Office)***Council Decision****Moved: Councillor Tayler****Seconded: Councillor Asker**

That Council receives and notes the Council Financial Report for the quarter ended 30 September 2020.

**Carried Unanimously**

**12.5 Council Plan Quarterly Performance Report - Q1 - July to September 2020***(SW Chief Financial Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council receives and notes the Council Plan Quarterly Performance Report for quarter one, July – September 2020.

**Carried Unanimously**

**Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**12.6 Capital Works Quarterly Report - Q1 - July to September 2020***(LU Infrastructure and Operations)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council receives and notes the quarterly progress report for the first quarter (July 2020 to September 2020) of the 2020/21 Capital Works Program.

**Carried Unanimously**



**12.7 Annual Report on Council's Greenhouse Gas Emissions, Energy and Water Usage and Costs (2019-20)***(LU Infrastructure and Operations)***Recommendation (Director Infrastructure and Operations)**

That Council:

1. Receives and notes the organisation's annual greenhouse gas emissions, energy and water usage and costs for 2019/20;
2. Notes the current and proposed Capital Works projects outlined in the report to further reduce Council greenhouse gas emissions, energy and water usage and costs; and
3. Resolves for ongoing six monthly reports relating to Council's greenhouse gas emissions, energy and water usage and costs to be provided to Councillors in May each year via a memorandum, and notes that it will no longer be reported to Council via an Ordinary Meeting.

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

That Council:

1. Receives and notes the organisation's annual greenhouse gas emissions, energy and water usage and costs for 2019/20;
2. Notes the current and proposed Capital Works projects outlined in the report to further reduce Council greenhouse gas emissions, energy and water usage and costs; and
3. Resolves for ongoing Council reports relating to Council's greenhouse gas emissions, energy and water usage and costs at key Council sites to be provided to Councillors in May each year via a memorandum, and notes that it will no longer be reported to Council via an Ordinary Meeting.

**Carried Unanimously**

**12.8 Frankston City Council Annual Report 2019–2020***(SB Business Innovation and Culture)*

*In accordance with the requirements under the Local Government Act 2020, the Mayor read out the highlights relating to the Annual Report 2019-2020.*

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

That Council:

1. Notes the Mayor's introduction of Council's Annual Report 2019–2020 in accordance with the requirements listed in the *Local Government Act 2020*;
2. Adopts the Annual Report 2019–2020; and
3. Informs the Minister for Local Government that Council has adopted its Annual Report for 2019–2020.

**Carried Unanimously**

**12.9 Audit and Risk Committee – Chairperson's report to Council on Financial Report and Performance Statement 2019-20***(KJ Chief Financial Office)***Council Decision****Moved: Councillor Tayler****Seconded: Councillor Asker**

That Council notes the activities of the Audit and Risk Committee for the Financial Report and Performance Statement 2019-20 review meeting held on 18 September 2020.

**Carried Unanimously**

**12.10 Delegates to External/Internal Organisations for 2021***(BA Chief Financial Office)***Recommendation (Chief Financial Officer)**

That Council:

- A. Notes the following appointments to external organisations to be made:
1. Cr XX and an officer be appointed as the delegates to the Association of Bayside Municipalities.
  2. The Mayor and Cr XX be appointed as the delegates to the Australian Local Government Women's Association.
  3. The Mayor and Cr XX be appointed as the delegates to the Frankston Charitable Fund Committee of Management.
  4. The Mayor be appointed as the delegate to the Frankston Revitalisation Board, as required.
  5. The Mayor be appointed as the delegate to the Municipal Association of Victoria and Cr XX be appointed as the substitute delegate.
  6. Cr XX and Cr XX be appointed as the delegates to the Metropolitan Local Government's Waste Forum.
  7. Cr XX and Cr XX be nominated as Council's representatives at the National General Assembly 2021.
  8. The Mayor be nominated as Council's representative to the Peninsula Leisure Pty Ltd Board.
  9. The Mayor and Cr XX be appointed as the delegate to the South East Councils Climate Change Alliance (SECCA).
  10. The Mayor be appointed as the delegate to the South East Melbourne Group.
  11. Cr XX be appointed as the delegate to the Western Port Biosphere Reserve Foundation Ltd.
  12. Cr XX and Cr XX be appointed as the delegates to the Youth Advisory Council.
- B. Notes the following appointments to internal committees to be made:
1. The Mayor, Cr XX and Cr XX be appointed as the delegate to the Advocacy Sub-Committee.
  2. The Mayor and Cr XX be appointed as delegates to the Audit and Risk Committee and Cr XX be appointed as the substitute delegate.
  3. The Mayor, Deputy Mayor, Cr XX and Cr XX be appointed as the delegates to the Chief Executive Officer's Performance Review Committee.
  4. Cr XX and Cr XX be appointed as the delegates to the Community Grants Committee of Management.
  5. Cr XX and Cr XX be appointed as the delegates, and Cr XX as the substitute delegate to the Frankston Arts Advisory Committee.
  6. The Mayor, Cr XX and Cr XX be appointed as the delegates to the Frankston Cemetery Trust Committee.
  7. The Mayor, Cr XX and Cr XX be appointed as the delegates to the Frankston City News Committee.

8. Cr XX and Cr XX be appointed as delegates to the Kananook Creek Governance Group Committee.
  9. Cr xx and Cr xx be appointed as delegates to the Belvedere Reserve Negotiating Committee.
  10. Cr XX be appointed as the delegate to the Major Community Events Grants.
  11. The Mayor and Cr XX be appointed as delegates to the Miscellaneous Grants Program Committee.
  12. Cr XX be appointed as the delegate to the Sports Liaison Committee.
- C. That as far as practicable and after negotiation with the Councillor or Councillors involved, the meeting times and dates for Committees, where a Councillor or Councillors are delegates, be arranged having regard to the availability of all participants including Councillor(s).
- D. Notes the following changes to Internal Committees:
1. Frankston Arts Board has been renamed to Frankston Arts Advisory Committee;
  2. Linen House Committee has been renamed to Belvedere Reserve Negotiation Committee;
  3. Soccer Liaison Committee and Golf Liaison Committee have been replaced with the Sports Liaison Committee.
- E. Notes the following Internal Committees no longer require a Councillor Delegate:
1. Ballam Park Homestead Advisory and Heritage and Assets Promotion Committee; and
  2. Municipal Emergency Management Planning Committee.

### **Council Decision**

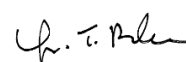
**Moved: Councillor Tayler**

**Seconded: Councillor Conroy**

That Council:

- A. Notes the following appointments to external organisations to be made:
1. The Mayor and Manager Policy, Planning and Environmental Strategies be appointed as the delegate to the Association of Bayside Municipalities.
  2. Cr Baker and Cr Harvey be appointed as the delegates to the Australian Local Government Women's Association.
  3. Cr Hill and Cr Tayler be appointed as the delegates to the Frankston Charitable Fund Committee of Management.
  4. The Mayor be appointed as the delegate to the Frankston Revitalisation Board, as required.
  5. The Mayor be appointed as the delegate to the Municipal Association of Victoria and Cr Conroy be appointed as the substitute delegate.
  6. Cr Harvey and Manager Waste and Recycling be appointed as the delegate to the Metropolitan Local Government's Waste Forum.
  7. The Mayor, Cr Tayler, Cr Asker and Cr Conroy be nominated as Council's representatives at the National General Assembly 2021.
  8. Cr Hill be nominated as Council's representative to the Peninsula Leisure Pty Ltd Board.

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9. Cr Harvey be appointed as the delegate to the South East Councils Climate Change Alliance (SECCA) and the Mayor be appointed as the substitute delegate.
  10. The Mayor be appointed as the delegate to the South East Melbourne Group.
  11. Cr Conroy be appointed as the delegate to the Western Port Biosphere Reserve Foundation Ltd.
  12. Cr Liam Hughes be appointed as the delegates to the Youth Advisory Council.
  13. Cr Hill be appointed as the delegate to the Committee for Greater Frankston.
- B. Notes the following appointments to internal committees to be made:
1. The Mayor and Cr Hill be appointed as the delegate to the Advocacy Sub-Committee.
  2. Cr Steven Hughes and Cr Harvey be appointed as delegates to the Audit and Risk Committee and the Mayor be appointed as the substitute delegate.
  3. The Mayor, Deputy Mayor, Cr Tayler and Cr Baker be appointed as the delegates to the Chief Executive Officer's Performance Review Committee.
  4. Cr Steven Hughes and Cr Baker be appointed as the delegates to the Community Grants Committee of Management.
  5. CEO or delegate to be appointed to the Disability Access and Inclusion Committee (DAIC)
  6. The Mayor and Cr Asker be appointed as the delegates, and Cr Liam Hughes as the substitute delegate to the Frankston Arts Advisory Committee.
  7. The Mayor, Cr Asker and Cr Conroy be appointed as the delegates to the Frankston Cemetery Trust Committee.
  8. The Mayor and Cr Asker be appointed as the delegates to the Frankston City News Committee.
  9. Cr Baker and Cr Harvey be appointed as delegates to the Kananook Creek Governance Group Committee.
  10. The Mayor and Cr Hill be appointed as delegates to the Belvedere Reserve Negotiating Committee.
  11. Cr Liam Hughes be appointed as the delegate to the Major Community Events Grants.
  12. All Councillors be appointed to the Major Projects Advisory Committee.
  13. The Mayor and Cr Steven Hughes be appointed as delegates to the Miscellaneous Grants Program Committee.
  14. Cr Conroy and Liam Hughes be appointed as the delegate to the Sports Liaison Committee.
  15. The Mayor be appointed as the delegate to the Municipal Emergency Management Planning Committee.
- C. That as far as practicable and after negotiation with the Councillor or Councillors involved, the meeting times and dates for Committees, where a Councillor or Councillors are delegates, be arranged having regard to the availability of all participants including Councillor(s).
- D. Notes the following changes to Internal Committees:
1. Frankston Arts Board has been renamed to Frankston Arts Advisory

Committee;

2. Linen House Committee has been renamed to Belvedere Reserve Negotiation Committee;
  3. Soccer Liaison Committee and Golf Liaison Committee have been replaced with the Sports Liaison Committee.
- E. Notes the following Internal Committee no longer requires a Councillor Delegate:
1. Ballam Park Homestead Advisory and Heritage and Assets Promotion Committee;
- F: Agrees to introduce a new Tourism Committee (Committee) and notes the Committee will:
1. Consist of two Councillor delegates, being Cr Tayler and Cr Asker;
  2. Focus on increasing tourism, events and promote Frankston as a destination;
  3. Develop a terms of reference, which is to be adopted by Council in February 2021 meeting; and
  4. Oversee the development of a strategic marketing approach.

**Carried Unanimously**

**12.11 Outcome of National General Assembly Motions 2020***(BA Chief Financial Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council:

1. Notes the National General Assembly was cancelled due to the Coronavirus pandemic;
2. Notes that the Board of the Australian Local Government Association (ALGA) agreed to consider the 153 motions submitted by Councils for debate at the National General Assembly in June 2020; and
3. Notes that three (3) of the four (4) motions submitted by Frankston City were carried.

**Carried Unanimously****Note:** Refer to Page 4 of the Minutes where this item is block resolved.



**12.12 Event Services Panel 2020 21-007***(AM Communities)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council:

1. Awards contract 2020/21-07, Event Services Panel 2020-2022 to the following suppliers:
  - Category 1: Viking Rentals. ABN/ACN: 166 133 914
  - Category 2: MA Security Pty Ltd. ABN/ACN: 151 498 001
  - Category 3: You're Covered Pty Ltd. ABN/ACN: 147 272 919
  - Category 4: Event Aid Pty Ltd. ABN/ACN: 79 144 490 782
  - Category 5: Safety in Numbers. ABN/ABN: 615 958 015
  - Category 6: Event Logistics Group Pty Ltd. ABN/ABN: 636 030 316
  - Category 7: Show Tech Australia. ABN/ABN: 062 726 078
  - Category 8: Event Power Pty Ltd. ABN/ABN: 130 494 549
  - Category 9: Event Power Pty Ltd. ABN/ABN: 130 494 549
  - Category 10: Vic Industries (Aust) Pty Ltd (Pro-Site Hire). ABN/ABN: 641 986 825
  - Category 12: Moon Mother Productions Pty Ltd. ABN/ABN: 089 485 870
  - Category 13: Moon Mother Productions Pty Ltd. ABN/ABN: 089 485 870
  - Category 14: Moon Mother Productions Pty Ltd. ABN/ABN: 089 485 870
  - Category 15: M1 Traffic Pty Ltd. ABN/ABN: 49 139 453 268
  - Category 16: Howard and Sons Pty Ltd. ABN/ABN: 001 297 481
2. Authorises the Chief Executive Officer to sign the contract and any contract extensions provided under the contract.
3. Delegates approval of contract variations to the Chief Executive Officer; and
4. Resolves the attachments 1 and 2 to this report be retained confidential, pursuant to section 77 of the *Local Government Act 1989*, on the grounds that it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released, pursuant to 3(1)(c) of the *Local Government Act 2020*.

**Carried Unanimously****Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**12.13 Update on the Greater South East Melbourne (GSEM) group and the GSEM City Deal development***(SB Business Innovation and Culture)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council:

1. Supports progress to date and continued participation in the Greater South East Melbourne (GSEM) partnership of eight south east region councils and the proposed GSEM City Deal
2. Supports the updated GSEM Policy Position Paper (October 2020); and
3. Receives a further report as discussions progress and clarity is achieved on projects that are likely to be supported through the formulation of a Greater South East Melbourne City Deal.

**Carried Unanimously****Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**12.14 Frankston City Revitalisation***(SB Communities)***Recommendation (Director Communities)**

That Council:

1. Supports the work undertaken to date to reactivate business precincts and outdoor dining noting \$650,000 has been received from State Government in addition to Council's current financial contribution of \$270,000; and
2. Authorises the Chief Executive Officer to approve a further \$200,000 financial contribution towards the project should that be required, to be sourced from savings identified in the 2020/21 Capital Works Program against the Frankston South Drainage Strategy (CW4464).

**Deferral Motion to another Council Meeting****Moved: Councillor Hill****Seconded: Councillor Baker**

That the matter be deferred to the 14 December 2020 Council Meeting.

**Carried Unanimously**

**12.15 Presentation of Letter under Seal to outgoing Mayor and Deputy Mayor***(MT Chief Financial Office)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Harvey**

That Council receives the Letters under Seal presentation made at the Statutory Council Meeting to the outgoing Mayor and Deputy Mayor.

**Carried Unanimously**

**Note:** Refer to Page 4 of the Minutes where this item is block resolved.

**13. RESPONSE TO NOTICES OF MOTION**

Nil

**14. NOTICES OF MOTION**

Nil

**15. LATE REPORTS**

Nil

**16. URGENT BUSINESS**

Nil

## 17. CONFIDENTIAL ITEMS

### Council Decision

**Moved: Councillor Hill**

**Seconded: Councillor Tayler**

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 by me, pursuant to Section 77(2)(c) of the Local Government Act 1989 (the Act) on the following grounds:

#### **C.1 Peninsula Leisure Pty Ltd - Company Matters**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of the Local Government Act 2020:

- On the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking; and
- These grounds apply because the information details the performance of Peninsula Leisure Pty Ltd and would, if prematurely released, impact the relationship between Council and Peninsula Leisure Pty Ltd.

#### **C.2 Peninsula Leisure Pty Ltd - Quarterly Performance reports for three months ended 30 June 2020 and 30 September 2020**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of the Local Government Act 2020:

- On the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking; and
- These grounds apply because the information details the performance of Peninsula Leisure Pty Ltd and would, if prematurely released, impact the relationship between Council and Peninsula Leisure Pty Ltd.

#### **C.3 Outcomes of the Audit and Risk Committee meeting**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of the Local Government Act 2020:

- on the grounds that it contains information that was confidential information for the purposes of section 77 of the Local Government Act 1989; and
- these grounds apply because the information details of existing audits and other information and would, if prematurely released, impact the status of the audits and release information that is considered confidential.

#### **C.4 Land Acquisition and Offset Opportunities**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of

the Local Government Act 2020;

- on the grounds that it contains information that was confidential information for the purposes of section 77 of the Local Government Act 1989; and
- these grounds apply because the information that is detailed within contains matters that would, if prematurely released, result in reputation or financial implications for Council.

#### **C.5 Chief Executive Officer's Quarterly Report (July, August and September 2020 period)**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of the Local Government Act 2020;

- on the grounds that it contains personal and legal privileged information, being information which if released, would result in the unreasonable disclosure of information about any person or their personal affairs, or information which legal professional privilege or client legal privilege applies; and
- these grounds apply because the information that is detailed within the quarterly report contains matters would, if prematurely released, result in reputational or financial implications for Council.

#### **C.6 Debrief of Ordinary Council Meeting**

This document and all relevant attachments have been designated by me, the Chief Executive Officer, pursuant to Section 77(2)(c) of the Local Government Act 1989, as confidential information under Section 3(1) of the Local Government Act 2020:

- on the grounds that it contains information that was confidential information for the purposes of section 77 of the Local Government Act 1989; and
- these grounds apply because the information details the views of Councillors and would, if prematurely released, impact the reputation of Councillors and Council.

- **Carried Unanimously**

.....  
Signed by the CEO

**18. OUTCOME OF CONSIDERATION OF CONFIDENTIAL ITEMS****C.1 Peninsula Leisure Pty Ltd - Company Matters (considered at this Council Meeting)****Moved: Councillor L Hughes****Seconded: Councillor Hill**

That Council:

1. Endorses the appointment of Interim Directors (Mr Tom Mollenkopf and Mr David Fraser) for a period of six months, concluding 30 April 2020;
2. Notes the commencement of a Director recruitment process to replace current Interim Directors (Mr Phil Cantillon and Mrs Kim Jaensch) with a report to come before the Council meeting to be held in January 2021; and
3. Releases the resolution as part of the public minutes of this meeting and the report remains confidential indefinitely.

*This motion was put and Carried***C.2 Peninsula Leisure Pty Ltd - Quarterly Performance reports for three months ended 30 June 2020 and 30 September 2020 (considered at this Council Meeting)****Moved: Councillor Tayler****Seconded: Councillor Asker**

That Council:

1. Receives and notes the Peninsula Leisure (PL) performance report for three months ending 30 June 2020.
2. Receives and notes the Peninsula Leisure (PL) performance report for three months ending 30 September 2020.
3. Releases the resolution as part of the public minutes of this meeting and the reports remain confidential indefinitely.

*This motion was put and Carried*



**C.6 Debrief of Ordinary Council Meeting (considered at this Council Meeting)****Moved: Councillor Asker****Seconded: Councillor Baker**

That Council:

1. Notes an assessment of the Council Meeting held on 23 November 2020 was made based on the following eight (8) pillars identified in the Framework for Good Governance Commission of Inquiry into Greater Geelong City Council:
  - Direction and Leadership
  - Culture and Behaviour
  - Structure, Systems and Policies
  - Decision making
  - Communication and community engagement
  - Capability
  - Risk and Compliance; and
  - Monitoring and Review
2. Confirms the Good Governance Debrief Notes made at the Council Meeting held on 31 August 2020;
3. Notes an assessment of the Council Meeting held on 21 September 2020 was not made, as Council had reached its time limit of the meeting;
4. Continues with the practice of making Good Governance Debrief Notes; and
5. Notes the recommendation will be published as part of the public minutes of this meeting.

*This motion was put and Carried*

*The meeting was closed to the public at 8.28 pm*

CONFIRMED THIS

DAY OF

2020

.....  
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 23 November 2020, confirmed on 14 December 2020.

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

Dated this

day of

2020