



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 10 MAY 2021 at 7.01PM**

PRESENT	Cr. Kris Bolam (Mayor) Cr. Nathan Conroy Cr. David Asker Cr. Sue Baker Cr. Claire Harvey Cr. Brad Hill Cr. Liam Hughes Cr. Steven Hughes Cr. Suzette Tayler
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. Tenille Craig, Team Leader Governance Ms. Gemma O'Connor, Governance Officer Ms. Vera Roberts, Executive Assistant to Chief Financial Officer Mr. Connor Rose, Systems Support Officer Mr. Jeremy O'Rourke, Supervising Technician Mr. Josh Lacey, Supervising Technician
EXTERNAL REPRESENTATIVES:	Nil.

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;*
- *Without bias or prejudice by maintaining an open mind; and*
- *Disregarding Councillors' personal interests so as to avoid any conflict with our public duty.*

Chairperson's initials.....

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.

DRAFT

Chairperson’s initials.....

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1. PRESENTATION TO COMMUNITY GROUPS**1.1 Certificate of Appreciation for Young People with a Purpose**

Councillor Hill presented a Certificate of Appreciation to Young People with a Purpose, represented by Hannah Swinnerton.

2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Council Meeting No. CM6 held on 19 April 2021.

Council Decision

Moved: Councillor Hill

Seconded: Councillor Harvey

That the minutes of the Council Meeting No. CM6 held on 19 April 2021 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

Nil

6. HEARING OF PUBLIC SUBMISSIONS

Mr. Neal Gale made a submission by phone to Council regarding Item 11.3: Olivers Hill Lot Restructuring Plan Extension of Time Request;

Mr. Stuart Allen made a submission by phone to Council regarding Item 12.12: Response to Petition – Beckwith Grove Pedestrian Bridge, Seaford;

Mr. Robert Thurley made a submission by phone to Council regarding Item 12.12: Response to Petition – Beckwith Grove Pedestrian Bridge, Seaford; and

Mr. Ross Shepherd made a submission by phone to Council regarding Item 12.12: Response to Petition – Beckwith Grove Pedestrian Bridge, Seaford.

7. ITEMS BROUGHT FORWARD

Items Brought Forward

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Conroy

That the Items listed below be brought forward:

- 11.3: Olivers Hill Lot Restructuring Plan Extension of Time Request; and
- 12.12: Response to Petition - Beckwith Grove Pedestrian Bridge, Seaford.

Carried Unanimously

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

That the items listed below be Block Resolved:

- 11.1: Planning Application 464/2020/P - 362 Frankston-Dandenong Road, Seaford (Seaford Hotel) - To construct a building and construct and carry out works for a use in Section 2 of Clause 32.08-2 and to increase the area liquor is to be consumed;
- 11.2: Town Planning Application 494/2020/P - To use the land to sell and consume liquor and to reduce the number of car parking spaces required under Clause 52.06 3 of the Frankston Planning Scheme at 197 Karingal Drive Frankston;
- 12.1: Council Resolution Status Update for 10 May 2021;
- 12.2: Capital Works Quarterly Report - Q3 - January to March 2021;
- 12.6: Draft Property Strategy;
- 12.9: Inquiry into the impact of the COVID-19 Pandemic on the Tourism and Event Sectors; and
- 12.10: Signature Event Name.

Carried Unanimously**8. PRESENTATIONS / AWARDS**

The Mayor acknowledged Frankston has been selected in the top 10 of the Victorian Top Tourism Town Awards.

9. PRESENTATION OF PETITIONS AND JOINT LETTERS**9.1 Preservation of Colourbond fence extension at 3-5 Kars Street, Frankston****Council Decision****Moved: Councillor Steven Hughes****Seconded: Councillor Liam Hughes**

That the petition from Jan Hayes concerning the retention of the Colourbond fence extension at 3-5 Kars Street Frankston, containing 11 signatures, be received.

Carried Unanimously**10. DELEGATES' REPORTS**

Nil

ITEMS BROUGHT FORWARD

11.3 Olivers Hill Lot Restructuring Plan Extension of Time Request

(SB Communities)

Council Decision

Moved: Councillor Hill

Seconded: Councillor Tayler

That Council authorises officers to extend the expiry date of the Olivers Hill Lot Restructuring Plan December 2010 for a period of five (5) years to 1 March 2026.

Carried Unanimously

DRAFT

12.12 Response to Petition - Beckwith Grove Pedestrian Bridge, Seaford*(VG Infrastructure and Operations)***Council Decision****Moved: Councillor Hill****Seconded: Councillor Conroy**

That Council:

1. Notes historically the Beckwith Grove bridge previously provided access from a former caravan park (now Kananook Creek Reserve) to the beach;
2. Notes alternate safe pedestrian access including fire exit to the beach is available via Station Street Bridge (North) and Seaford Road Bridge (South);
3. Notes Frankston Police has indicated in the past that they do not recommend opening of the pedestrian bridge and associated walkway to general public due to significant safety and privacy concerns;
4. Notes the outcome of the independent safety assessment undertaken in 2021, in particular the assessment on fire safety and stranger danger risks, which do not recommend construction of the bridge at this location;
5. Notes the location of the bridge is in a significantly constrained environment, attracts low usage and poses significant challenges in terms of reinstatement of the bridge from cost, community safety and constructability perspective;
6. Release to the public as part of the minutes, the confidential cost estimate attachment included in the previous Council report (25 September 2017);
7. Notes the revised cost estimate received in 2021 for the construction of a bridge including associated infrastructure and some safety improvement works is around \$770,000 exclusive of GST;
8. Upholds its previous decision made at Ordinary Meeting 307 on 25 September 2017 not to reconstruct the Beckwith Grove bridge at this time and in lieu advocates for external funding opportunities for a new bridge that will continue to require the accessway at 6R Beckwith Grove Seaford; and
9. Notifies the Head Petitioner in writing of its decision.

Carried

For the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill and Tayler

Against the Motion: Crs Liam Hughes and Steven Hughes

Chairperson's initials.....

Preliminary 'Order of Magnitude' cost estimate comparison - steel material

Steel bridge built with no DDA access	
Removal of vegetation	\$2500
Environment offsets (for removal of trees)	\$5,000
Engineering (structural, electrical, hydraulic), lighting, environmental, heritage consultants with associated reports & designs & construction plans	\$80,000
Construction of Bridge – bridge abutments, bridge	\$200,000
Construction of walkway (East Bank)	\$15,000
Construction of walkway (West Bank)	\$20,000
Realignment of easement pipe	\$12,500
Contingency 24% (in accordance with the Project Management Framework requirements)	\$115,000
	\$450,000
Steel bridge built with DDA access	
Removal of vegetation	\$7500
Environment offsets (for removal of trees)	\$10,000
Engineering (structural, electrical, hydraulic), DDA, lighting, environmental, heritage consultants with associated reports and designs and plans for construction	\$100,000
Construction of Bridge – bridge abutments, bridge	\$200,000
Construction of walkway (East Bank)	\$120,000
Construction of walkway (West Bank)	\$20,000
Realignment of easement pipe	\$12,500
Purchase of additional land to widen the access path (estimate)	\$35,000
Contingency 24% (in accordance with the Project Management Framework requirements)	\$165,000
	\$670,000
Safety elements	
CCTV, Lighting and gates	\$70,000

Release of Confidential Information
 OM307 – 25 September 2017
 Item 12.8: Beckwith Grove Bridge Project update
 Attachment B

 Released as per Council Resolution
 2021/CM7 – 10 May 2021
 Item 12.12(6): Response to Petition –
 Beckwith Grove Pedestrian Bridge Seaford

Chairperson's initials.....

11. CONSIDERATION OF TOWN PLANNING REPORTS

11.1 Planning Application 464/2020/P - 362 Frankston-Dandenong Road, Seaford (Seaford Hotel) - To construct a building and construct and carry out works for a use in Section 2 of Clause 32.08-2 and to increase the area liquor is to be consumed

(SC Communities)

Council Decision

Moved: Councillor Baker

Seconded: Councillor Asker

That Council resolves to issue a Planning Permit in respect to Planning Permit Application number 464/2020/P to construct a building and construct and carry out works for a use in Section 2 of Clause 32.08-2 and to increase the area liquor is to be consumed at 362 Frankston-Dandenong Road, Seaford, subject to the following conditions:

No Alterations

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

Satisfactorily Completed

2. Once the development has started it must be continued and completed to the satisfaction of the Responsible Authority.

Amenity

3. The amenity of the area must not be detrimentally affected by the development and/or use through the:
 - a. Transport of materials, goods or commodities to or from the land;
 - b. Appearance of any building, works or materials;
 - c. Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;
 - d. Presence of vermin;
 - e. or in any other way.

Permit Expiry

4. This permit will expire if one of the following circumstances applies:
 - The development and use is not started within two years of the date of this permit.
 - The use is discontinued for a continuous period of two years.
 - The development is not completed within four years of the issued date of this permit.

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.

Chairperson's initials.....

- B. Prior to the commencement of construction the operator of this planning permit must obtain a non-refundable Asset Protection Permit from Frankston City Council's Infrastructure Department.
- C. 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.
- D. If not already a member, the permit holder is encouraged to become a member of the Frankston Liquor Industry Accord.

Carried Unanimously

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

Chairperson's initials.....

11.2 Town Planning Application 494/2020/P - To use the land to sell and consume liquor and to reduce the number of car parking spaces required under Clause 52.06 3 of the Frankston Planning Scheme at 197 Karingal Drive Frankston (SC Communities)

Council Decision

Moved: Councillor Baker

Seconded: Councillor Asker

That Council resolves to issue a Planning Permit in respect to Planning Permit Application number 494/2020/P to use the land to sell and consume liquor and to reduce the number of car parking spaces required under Clause 52.06 3 of the Frankston Planning Scheme at 197 Karingal Drive Frankston 3199, subject to the following conditions:

No Alterations

1. The use as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.

Liquor Licence Requirements

2. Unless with the prior written consent of the Responsible Authority the sale of alcohol must only take place during the following hours:
 - 11am-1am Monday-Sunday.
 - 12 noon-12 midnight Good Friday and Anzac Day.
3. Unless with the prior written consent of the Responsible Authority, no more than 1300 patrons may be permitted within licenced areas as identified on the plans endorsed under this permit.

Tenancy Plans

4. Prior to the sale/consumption of liquor for each individual tenancy, scaled and detailed plans for each tenancy must be provided to the Responsible Authority that show:
 - The location of the tenancy in context of the site.
 - The layout of licenced seating areas including the total number of seats.
 - The total number of patrons.

Once approved, the plans will be endorsed and will then form part of this permit.

Amenity

5. The licensee/permit holder shall not cause or permit undue detriment to the amenity of the area to arise out of or in connection with the use of the premises to which the licence/permit relates during or immediately after trading hours authorised by the licence/permit.
6. The amenity of the area must not be detrimentally affected by the development and/or use through the:
 - a. Transport of materials, goods or commodities to or from the land;
 - b. Appearance of any building, works or materials;
 - c. Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;
 - d. Presence of vermin;
 - e. or in any other way.

Chairperson's initials.....

Permit Expiry

7. This permit will expire if one of the following circumstances applies:
- The use is not commenced two years of the date of this permit.
 - The use is discontinued for a 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.
- B. Prior to the commencement of construction the operator of this planning permit must obtain a non-refundable Asset Protection Permit from Frankston City Council's Infrastructure Department.
- C. 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.

Carried Unanimously

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

12. CONSIDERATION OF REPORTS OF OFFICERS**12.1 Council Resolution Status Update for 10 May 2021**

(BA Chief Financial Office)

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

That Council:

1. Receives the Notice of Motion Report for 10 May 2021;
2. Receives the Urgent Business Status Update for 10 May 2021;
3. Notes there is one Notice of Motion that has been reported as being complete:
 - 2020/NOM15 - Rooming House Reform Advocacy;
4. Notes there are two reports that will not be presented to Council at the 17 May 2021 Council Meeting:
 - Council Resolution Status Update for 17 May 2021
 - Update on Coronavirus (COVID-19) – 17 May 2021
5. Notes, since the Council Meeting held on 19 April 2021, 31 resolutions have been completed, as listed in the body of the report; and
6. Resolves for Attachment D remain confidential, as it contains Council business information that is prescribed by the regulations to be confidential information and would, if prematurely released impact on Council's reputation and ability to function to its full capacity.

Carried Unanimously

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

Chairperson's initials.....

12.2 Capital Works Quarterly Report - Q3 - January to March 2021*(LU Infrastructure and Operations)***Council Decision****Moved: Councillor Baker****Seconded: Councillor Asker**

That Council:

1. Receives and notes the quarterly progress report for the third quarter (January to March 2021) of the 2020/21 Capital Works Program;
2. Notes the comparative benchmarking analysis of the tender pricing for delivery of a range of capital projects for Council compared to private developers; and
3. Resolves for attachments A, C and E to be retained confidential as they contain Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.

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

Chairperson's initials.....

12.3 Financial and Council Plan Quarterly Reports - March 2021

(SW Chief Financial Office)

Council Decision

Moved: Councillor Conroy

Seconded: Councillor Hill

That Council receives and notes the Council Plan Quarterly Performance Report and the Council Financial Report for the quarter ended 31 March 2021.

Carried

For the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill and Tayler

Against the Motion: Crs Liam Hughes and Steven Hughes

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12.4 Peninsula Leisure Pty Ltd - Quarterly Performance reports for three months ended 31 December 2020 & 31 March 2021

(KJ Chief Financial Office)

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

That Council:

1. Receives and notes the Peninsula Leisure (PL) performance report for three months ending 31 December 2020; and
2. Receives and notes the new format of Peninsula Leisure (PL) performance report for three months ending 31 March 2021.

Meeting adjourned at 8.18pm

Meeting recommenced at 8.28pm

Extension of Time**Moved: Councillor Conroy****Seconded: Councillor Asker**

That Cr Steven Hughes be granted an extension of time.

Carried Unanimously**The motion was put
and Carried**

For the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill and Tayler

Against the Motion: Crs Liam Hughes and Steven Hughes

12.5 Confirmation of Minutes for the Frankston Cemetery Trust held on 16 March 2021
(BA Chief Financial Office)**Council Decision****Moved: Councillor Conroy****Seconded: Councillor Hill**

That Council:

1. Receives and adopts the Minutes of the Frankston Cemetery Trust (the Trust) meeting held on 16 March 2021;
2. Notes the building concept designs for the refurbishment of the Caretaker's house;
3. Notes the Abstract of Accounts 2019-2020 have been signed and sealed on 29 March 2021; and
4. Notes the update provided on the implementation the Frankston Memorial Park Review recommendations.

Deferral Motion to another Council Meeting**Moved: Councillor Steven Hughes****Seconded: Councillor Liam Hughes**

That the matter be deferred to the 31 May Council Meeting.

Lost

For the Motion: Crs Bolam, Hill, Liam Hughes and Steven Hughes

Against the Motion: Crs Asker, Baker, Conroy, Harvey and Tayler

**The motion was put
and Carried**

For the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill and Tayler

Against the Motion: Crs Liam Hughes and Steven Hughes

12.6 Draft Property Strategy*(DW Chief Financial Office)***Council Decision****Moved: Councillor Baker****Seconded: Councillor Asker**

That Council:

1. Notes that the draft Property Strategy and Plan was publicly exhibited for a period of six (6) weeks, and no written submissions were received;
2. Notes the Utilisation Review of Council's property assets will be completed by February 2022; and
3. Adopts the Property Strategy and Plan.

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

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12.7 Draft 2021-2025 Council Plan and Budget and draft 2021-2025 Revenue and Rating Plan

(SW Chief Financial Office)

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

That Council:

1. Notes the draft 2021-2025 Council Plan and Budget and draft 2021-2025 Revenue and Rating Plan;
2. Notes the community consultation that was undertaken to inform the development of these draft plans;
3. Endorses the draft 2021-2025 Council Plan and Budget and draft 2021-2025 Revenue and Rating Plan to be publicly exhibited for a period of four (4) weeks from Wednesday 11 May 2021 until 7 June 2021;
4. Endorses the provision of a \$2.86 million Recovery package to support our community through the recovery phase post pandemic. This would be made available from the 2021-2022 financial year and drawn down from Council reserves and under-utilised funds from the 2020-2021 Relief and Recovery package;
5. Commits the addition of \$1.1 million to the above Recovery package making a total package of \$3.86 million to fund a discounted voucher program across one of the following services; an at-call hard waste collection, PARC pass or Arts Centre show. This additional activity would be funded from program reductions in the 2021-2022 capital works budget and reallocation of proposed recovery package, which would be confirmed and included in when the final budget is adopted;
6. Commits an additional \$200K in the 2021-2022 Budget to increase the annual planting of trees across the municipality to 20,000. Ongoing budget of \$150K required. This would be funded from program reductions in the 2021-2022 capital works budget, which would be confirmed and included when the final budget is adopted;
7. Invites submissions on any proposal contained in the proposed 2021-2025 Council Plan and Budget and 2021-2025 Revenue and Rating Plan. Notes that submissions will be considered at a meeting of Council to be held on Tuesday 15 June 2021 at the Civic Centre, Davey Street, Frankston; and
8. Seeks a report back by no later than 28 June 2021 to consider for adoption the Draft 2021-2025 Council Plan and Budget and draft 2021-2025 Revenue and Rating Plan, taking into account any submissions received.

Extension of Time**Moved: Councillor Conroy****Seconded: Councillor Liam Hughes**

That Cr Steven Hughes be granted an extension of time.

Lost

For the Motion: Crs Conroy, Liam Hughes and Steven Hughes

Against the Motion: Crs Asker, Baker, Bolam, Harvey, Hill and Tayler

*Meeting adjourned at 9.16pm**Meeting recommenced at 9.21pm*

Chairperson's initials.....

Extension of Time

Moved: Councillor Tayler

Seconded: Councillor Steven Hughes

That Cr Hill be granted an extension of time.

Carried Unanimously

**The motion was put
and Carried**

For the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill and Tayler

Against the Motion: Crs Liam Hughes and Steven Hughes

DRAFT

12.8 Pines Forest Aquatic Centre DRAFT Masterplan - Public Exhibition*(TB Communities)***Council Decision****Moved: Councillor Baker****Seconded: Councillor Hill**

That Council:

1. Notes the initial round of community consultation undertaken to develop the Pines Forest Aquatic Centre Draft Masterplan;
2. Endorses the Pines Forest Aquatic Masterplan inclusive of the associated three (3) options to be publicly exhibited for a period of six (6) weeks;
3. Endorses the attached resident survey to support the next round of community consultation;
4. Seeks a report back no later than August 2021, to adopt the Pines Forest Aquatic Centre masterplan, taking into account any submissions received;
5. Notes the report back is subject to any potential delays and impacts associated with Council's response to the COVID-19 pandemic;
6. Resolves that Attachment C be retained confidential, as it contains council business information and would, if prematurely released, result in reputational or financial implications for Council.

CarriedFor the Motion: Crs Asker, Baker, Bolam, Conroy, Harvey, Hill, Liam Hughes
and Tayler

Against the Motion: Cr Steven Hughes

Chairperson's initials.....

12.9 Inquiry into the impact of the COVID-19 Pandemic on the Tourism and Event Sectors

(FM Business Innovation and Culture)

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

That Council:

1. Notes the draft submission was distributed to Councillors via Memorandum on 12 April 2021 to seek feedback prior to the Economy and Infrastructure Committee's (Committee) inquiry deadline, which was extended until 23 April 2021; and
2. Formally endorses the submission presented to the Committee on Friday 23 April 2021.

Carried Unanimously

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

Chairperson's initials.....

12.10 Signature Event Name

(AM Communities)

Council Decision

Moved: Councillor Baker

Seconded: Councillor Asker

That Council:

1. Notes the rationale for the Frankston Arts Advisory Committee’s recommended name for the new signature event, and
2. Adopts South Side as the name for the new signature event.

Carried Unanimously

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

DRAFT

Chairperson’s initials.....

12.11 Award of Contract CN10534 - Stotts Lane Construction of Shared User Path between Golf Links Road and Escarpment Drive, Frankston South
(VG Infrastructure and Operations)

Council Decision

Moved: Councillor Hill

Seconded: Councillor Harvey

That Council:

1. Awards contract CN10534 for the Construction of the Stotts Lane Shared User Path to Gilmore Civil Pty Ltd (ACN 600 355 066) for \$605,907.95 GST exclusive;
2. Authorises the Chief Executive Officer to sign the contract;
3. Delegates approval of contract variations to the Chief Executive Officer; and
4. Resolves the attachments A, B and C 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.

Councillor Tayler left the chamber at 10:00 pm.

Councillor Tayler returned to the chamber at 10:01 pm

Carried Unanimously

12.13 Response to Petition - Ballymore Court Reserve, Frankston*(SB Communities)***Council Decision****Moved: Councillor Liam Hughes****Seconded: Councillor Harvey**

That Council:

1. Notes that a petition was tabled in relation to the installation of park benches/seating at Ballymore Court Reserve, Frankston containing 12 signatures at its meeting on 19 April 2021;
2. Resolves to install public seating at Kildare Reserve, Frankston (known also as Ballymore Court Reserve);
3. Supports officers in meeting with interested Councillors and residents on site at Kildare Reserve in May to discuss seating needs and opportunities; and
4. Authorises officers to notify the head petitioner of Council's decision accordingly.

Councillor Asker left the chamber at 10:03 pm.

Carried Unanimously

Councillor Asker was not in the chamber at the time of voting.

13. RESPONSE TO NOTICES OF MOTION

Nil

DRAFT

Chairperson's initials.....

14. NOTICES OF MOTION**14.1 2021/NOM3 - Acknowledgement to Government decision on the AGL Gas Terminal at Crib Point**

(TC Chief Financial Office)

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

That Council, in light of AGL formally withdrawing its plans for the gas terminal at Crib Point:

1. Writes a letter of thanks to Minister Wynne for his important decision ruling out the proposal on the basis of unacceptable environmental impacts in the Western Port region;
2. Writes a letter of appreciation to Mornington Shire Council, via Mayor O'Connor, for their strong advocacy on this matter of local significance; and
3. Notes the hard work of concerned residents and volunteers across the Frankston & Mornington Peninsula region - and beyond - in seeking the protection of our local marine environment and in support of efforts to mitigate against dangerous climate change.

Councillor Asker returned to the chamber at 10:04 pm.

Carried

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

15. LATE REPORTS

Nil

16. URGENT BUSINESS

Urgent Business

Council Decision

Moved: Councillor Baker

Seconded: Councillor Harvey

That the matter seeking a Letter Under Seal be accepted as urgent business.

Carried Unanimously

Urgent Business – Letter Under Seal

Council Decision

Moved: Councillor Baker

Seconded: Councillor Harvey

That a Letter Under Seal be prepared for the Frankston Branch of the Country Women's Association for its 90th Anniversary, recognised on 28 April 2021, and to be presented at the 31 May 2021 Council Meeting.

Carried Unanimously

17. CONFIDENTIAL ITEMS

Nil Reports

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Signed by the CEO

DRAFT

Chairperson's initials.....

QUESTION TIME

The following Questions With Notice were presented at the Council Meeting 2021/CM6 – 19 April 2021. The questions and answers were read out publicly. In accordance with the Public Submissions and Question Time Policy, the questions and response(s) are published at the next Council Meeting Minutes.

Hilary Poad**Question 1**

Why is the Council currently having Gould St surveyed?

Response by Director Infrastructure and Operations

It has been identified that the road condition of Gould Street is deteriorating and a proactive approach is needed to address these concerns. Council is currently investigating Gould Street and will engage with the local community to ensure that the renewal of Gould Street meets the needs of residents and the community.

The meeting was closed to the public at 10.16 pm

**DRAFT MINUTES
CONFIRMED THIS**

14th

DAY OF

May

2021

[Handwritten signature]

.....
CHAIRPERSON

DRAFT

Chairperson's initials.....