



**MINUTES OF COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 4 APRIL 2022 at 7.00PM**

| | |
|---------------------------|--|
| PRESENT | Cr. Nathan Conroy (Mayor) Cr. Suzette Tayler (Deputy Mayor) Cr. Kris Bolam Cr. David Asker Cr. Sue Baker Cr. Claire Harvey Cr. Brad Hill Cr. Liam Hughes Cr. Steven Hughes |
| APOLOGIES: | Nil. |
| ABSENT: | Nil. |
| OFFICERS: | Mr. Phil Cantillon, Chief Executive Officer Ms. Kim Jaensch, Chief Financial Officer Ms. Angela Hughes, Director Communities Mr. Cam Arullanantham, Director Infrastructure and Operations Mr. Patrick Dillon, Acting Director Business Innovation and Culture Ms. Brianna Alcock, Manager Governance and Information Mr. Doug Dickins, Manager Engineering Services Ms. Tenille Craig, Team Leader Governance Ms. Rebecca Swann, Councillor Support Officer Mr. Josh Lacey, Supervising Technician Mr. Jeremy O'Rourke, Supervising Technician Mr. Connor Rose, Desktop Support Officer (via zoom) |
| EXTERNAL REPRESENTATIVES: | Nil |

COUNCILLOR STATEMENT

The Deputy Mayor, Cr Suzette Tayler 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.”

Chairperson’s initials

PRAYER

At the request of the Mayor, the Deputy Mayor, Cr Suzette Tayler read the Opening Prayer.

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Deputy Mayor, Cr Suzette Tayler 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. PRESENTATION TO COMMUNITY GROUPS

Nil

2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Council Meeting No. CM3 held on 15 March 2022.

Council Decision

Moved: Councillor Asker

Seconded: Councillor Tayler

That the minutes of the Council Meeting No. CM3 held on 15 March 2022 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

There were no questions submitted to Council.

6. HEARING OF PUBLIC SUBMISSIONS

Mr Adrian Baker made a submission to Council regarding Item Item 13.1 Response to NoM/2022/NOM3 – Council’s funding strategy towards the Barretts Road (North Section) Sealing and Construction;

Ms Bree Hamm made a submission to Council regarding Item Item 13.1 Response to NoM/2022/NOM3 – Council’s funding strategy towards the Barretts Road (North Section) Sealing and Construction;

Mr Gary Wright made a submission to Council regarding Item Item 13.1 Response to NoM/2022/NOM3 – Council’s funding strategy towards the Barretts Road (North Section) Sealing and Construction;

Ms Laura Souter made a submission to Council regarding Item Item 13.1 Response to NoM/2022/NOM3 – Council’s funding strategy towards the Barretts Road (North Section) Sealing and Construction; and

Ms Christine Clemence made a submission to Council regarding Item Item 13.1 Response to NoM/2022/NOM3 – Council’s funding strategy towards the Barretts Road (North Section) Sealing and Construction.

7. ITEMS BROUGHT FORWARD

Items Brought Forward

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Baker

That Item listed below be brought forward:

- 13.1: Response to NoM 2022/NOM3 - Council's funding strategy towards the Barretts Road (North Section) Sealing and Construction

Carried Unanimously

Chairperson’s initials

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

That the items listed below be block resolved:

- 12.1: Council Resolution Status Update for 4 April 2022
- 12.2: Update on Coronavirus (COVID-19) and Recovery Grants Program report - 4 April 2022
- 12.3: Outcomes of the Audit & Risk Committee Meeting - 25 February 2022
- 12.4: Frankston Arts Advisory Committee – Report
- 12.5: S6 Instrument of Delegation Council to Members of Staff
- 12.6: S18 Instrument of Sub-Delegation under Environment Protection Act 2017
- 12.7: Instrument of Appointment and Authorisation
- 12.8: Draft Revised Risk Management Policy
- 12.9: Draft Data Exchange Policy 2022-2026
- 12.10: Frankston E-Bike trial update and E-Scooter trial option
- 12.11: Award of Contract CN10718 - Debt Collection Services

Carried Unanimously**8. PRESENTATIONS / AWARDS**

Nil

9. PRESENTATION OF PETITIONS AND JOINT LETTERS

Nil

10. DELEGATES' REPORTS

Cr Claire Harvey noted that she participated as a Council Delegate to the Metro Waste and Resource Recovery Group, in a Circular Economy Leadership course. run by the United Nations Environment Program. The course covered the following topics: circular economy and sustainable development, unlocking circular value, circular business, sustainable lifestyles and mainstreaming the circular economy.

She thanked the Metro Group and the UN Environment Program for the opportunity to be involved and welcomed any contact from any community members who would like to move this conversation forward in support of seeing the Circular Economy here in Frankston.

Delegate Report – Participation in Circular Economy Leadership Course**Council Decision****Moved: Councillor Baker****Seconded: Councillor Tayler**

That the verbal Report from Councillor Harvey be accepted.

Carried Unanimously

ITEMS BROUGHT FORWARD**13.1 Response to NoM 2022/NOM3 - Council's funding strategy towards the Barretts Road (North Section) Sealing and Construction**

(DD Infrastructure and Operations)

Council Decision**Moved: Councillor Hill****Seconded: Councillor Liam Hughes**

That Council:

1. Notes this report relating to options for a funding strategy for sealing and construction of Barretts Road (north section);
2. Notes the five options outlined in the report:
 - Option 1 – Special Charge Scheme for Barretts Road north section from Robinson Road to 120 Barretts Road (approx. 1200 metres).
 - Option 2 – Barretts Road north section from Robinson Road to 120 Barretts Road (approx. 1200 metres) fully funded by Council.
 - Option 3 – Barretts Road from Robinsons Road to just past Lawton Reserve on-street parking (approx. 560 metres) fully funded by Council.
 - Option 4 – Advocate for external funding to fully fund both sections of Barretts Road from Robinsons Road to Golf Links Road (approx. 1800 metres).
 - Option 5 – Advocate for external funding for unsealed road package.
3. Adopts a funding strategy being a combination of Option 5 (five) and Option 2 (two) for construction of Barretts Road. This funding strategy is intended to provide certainty to property owners in the north section of Barretts Road that they will not be required to contribute to the cost of construction of the north section of Barretts Road, should external advocacy efforts be unsuccessful;
4. After considering over-riding issues in this report, seeks to fund construction of Barretts Road (north section) through external funding or Council funding (if required), and does not initiate formal processes for declaration of a special charge scheme. This decision is considered by Council to be a decision which:
 - a. is consistent with, and does not depart from, the Council's 'Contributory Schemes Policy 2019';
 - b. identifies relevant "over-riding issues" applicable to and in relation to the case-specific construction of Barretts Road; and
 - c. has no future precedential effect so as, in any way, to fetter the future exercise of Council's discretions under the Policy in respect of any future road construction special charge schemes;
5. Supports Council-led advocacy to State and Federal Governments for construction of local roads seeking:
 - a. As highest priority, \$4M for construction of Barretts Road, Langwarrin South, in its entirety from Robinsons Road to Golf Links Road;
 - b. As a further package, \$11M for construction of Stotts Lane north from Baxter-Tooradin Road, Frankston South; McKays Road, Langwarrin; Kelvin Grove, Langwarrin; West Road, Langwarrin South; and Frankston-Dandenong Road - Service Road between Mountain View Crescent and Centenary Street, Seaford; and
 - c. Considers that external funding for construction of these roads is not inconsistent with its Contributory Schemes Policy;

Chairperson's initials

- 6. Notes the total project cost for construction of Barretts Road (north section) from Robinson Road to 120 Barretts Road (approx. 1200 metres) of \$2.1M, which is already funded by \$50K in the adopted budget in 2021/22 and a further \$1.56M in the draft Long Term Infrastructure Plan for 2022/23; and
- 7. Commits an additional Council contribution up to \$490K to offset the property owner contribution at the mid-year budget review in 2022/23 in the event that external advocacy efforts during 2022 are unsuccessful.

Carried

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

Meeting adjourned at 7.57 pm

Meeting recommenced at 8.08pm

11. CONSIDERATION OF CITY PLANNING REPORTS

Nil

12. CONSIDERATION OF REPORTS OF OFFICERS**12.1 Council Resolution Status Update for 4 April 2022***(BA Corporate and Commercial Services)***Council Decision****Moved: Councillor Harvey****Seconded: Councillor Hill**

That Council:

1. Receives the Notice of Motion Report for 4 April 2022;
2. Notes there are no open Urgent Business items, as such this report has not been included;
3. Notes there are no Notice of Motion actions that have been reported as being complete;
4. Notes there are no reports that will be delayed in their presentation to Council;
5. Notes, since the Council Meeting held on 15 March 2022, 13 resolutions have been completed, as listed in the body of the report;
6. Notes that an administrative error has been identified in the resolution made by Council at 2022/CM2 on 21 February 2022, in relation to Item 12.10 Community Grants Program. The error, which appears in paragraph 8 of the resolution, is the inclusion of incorrect amounts for the grants awarded to two groups as follows:

| | |
|----------------------------------|---------|
| Centenary Park Golf Club | \$7,600 |
| Rotary Club of Frankston Sunrise | \$3,500 |

 And subsequently;
7. Resolves to amend paragraph 8 of the resolution made at 2022/CM2 on 21 February 2022, in relation to Item 12.10 Community Grants Program, so that the corrected amounts for the grants awarded to the two groups are as follows:

| | |
|----------------------------------|---------|
| Centenary Park Golf Club | \$3,500 |
| Rotary Club of Frankston Sunrise | \$7,600 |
8. Resolves for Attachment C 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)). These grounds apply because the information concerns updates on resolutions made by Council in meetings closed to the public and would, if prematurely released, impact on Council's ability to properly perform its functions.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.2 Update on Coronavirus (COVID-19) and Recovery Grants Program report - 4 April 2022

(PC Chief Executive Office)

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

That Council:

1. Notes this report which outlines an update of its response to the impacts of the Coronavirus (COVID-19) and Recovery Grants Program;
2. Notes the status of the 2021-2022 Relief and Recovery package; and
3. Notes the ongoing communication of all activities included in the adopted 2021-2022 Relief and Recovery package; including the recovery grants program and ratepayer reward voucher scheme on relevant council channels.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.3 Outcomes of the Audit & Risk Committee Meeting - 25 February 2022

(SW Corporate and Commercial Services)

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

That Council:

1. Receives the unconfirmed minutes of the Audit and Risk Committee meeting held on 25 February 2022; and
2. Resolves the attachment remains confidential indefinitely on the grounds that it as it contains details of existing audits and other information which includes Council business information, security information, law enforcement information, legal privileged information, personal information, private commercial information and confidential meeting information (Local Government Act 2020, s.3(1)(a), (b), (d), (e), (f), (g) and (h)). Premature release of this information would impact the status of the audits and compromise the ability for future audits to be properly undertaken.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.4 Frankston Arts Advisory Committee - Report

(TR Customer Innovation and Arts)

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Hill

That Council:

1. Receives the Minutes of the Frankston Arts Advisory Committee meeting of 22 February 2022, and
2. Supports an Expression of Interest (EOI) process to be undertaken to seek artist concepts for the Civic Art Clock.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.5 S6 Instrument of Delegation Council to Members of Staff

(BA Corporate and Commercial Services)

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

That Council:

In the exercise of power conferred by the Local Government Act 2020 and the other legislation referred to in the *S6 Instrument of Delegation - Council to Members of Staff* (Instrument):

1. Resolves the powers, duties and functions specified in the Instrument be delegated to staff. This is subject to the conditions and limitations specified in the Instrument;
2. Authorises the Instrument to be signed and sealed;
3. Notes:
 - a. the Instrument will come into force immediately upon the affixing of the common seal of Council and will remain in force until Council determines to vary or revoke the Instrument;
 - b. when the Instrument comes into force, the previous Instrument which was adopted by Council on 21 February 2022 will be revoked; and
 - c. the powers, duties and functions set out in the Instrument are exercised in accordance with any guidelines or policies that Council may from time to time adopt.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.6 S18 Instrument of Sub-Delegation under Environment Protection Act 2017

(BA Corporate and Commercial Services)

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

That Council:

In the exercise of power conferred by s 437(2) of the Environment Protection Act 2017 and the Instrument of Delegation of the Environment Protection Authority under the Act dated 4 June 2021;

1. Resolves there be delegated, to the members of Council staff holding, acting in or performing the duties of the office or positions referred to in the attached instrument of Sub-Delegation to members of Council staff, the powers, duties and functions set out in that instrument subject to the conditions and limitations specified in that instrument;
2. Notes the Instrument of Sub-Delegation referred to above:
 - (i) Be signed and sealed;
 - (ii) Come into force immediately that the Common Seal of Council is affixed to the Instrument and will remain in force until Council determines to vary or revoke the instrument;
 - (iii) When the instrument comes into force, the previous instrument which was adopted by Council on 31 January 2022 will be revoked; and
3. Notes the duties and functions set out in the Instrument of Sub-Delegation are performed and the powers, duties and functions be executed in accordance with any guidelines or policies that Council may from time to time adopt.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.7 Instrument of Appointment and Authorisation

(BA Corporate and Commercial Services)

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

That Council:

1. Appoints the officers listed in the Instrument of Appointment and Authorisation, pursuant to the provisions of Section 147 (4) of the *Planning and Environment Act 1987* and the *Local Government Act 2020*;
2. Authorises for the Instruments of Appointment and Authorisation to be signed and Sealed; and
3. Resolves that the Attachments be retained as confidential indefinitely on the grounds that they include 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 Instruments includes personal information of the officers which, if released would breach privacy obligations.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.8 Draft Revised Risk Management Policy
(DW Corporate and Commercial Services)

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Hill

That Council:

1. Notes the Draft Revised Risk Management Policy (the Policy);
2. Endorses the Policy to be publicly exhibited for a period of 4 weeks; and
3. Seeks a report back to enable Council to consider any feedback received and adopt the policy.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

12.9 Draft Data Exchange Policy 2022-2026

(SM Customer Innovation and Arts)

Council Decision

Moved: Councillor Harvey

Seconded: Councillor Hill

That Council:

1. Notes the draft Data Exchange Policy 2022 – 2026 (Policy) and endorses the draft Policy to be publicly exhibited for a period of four weeks from 4 April to 2 May 2022; and
2. Seeks a report back by no later than June 2022 to adopt the Policy, taking into account any feedback received by the community.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.10 Frankston E-Bike trial update and E-Scooter trial option

(PD Customer Innovation and Arts)

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

That Council:

E-bikes:

1. Receives the status update on the progress of the E-bike trial; and
2. Notes that a further progress report on the E-bike trial will be presented to Council at its meeting on the 3 October 2022.

E-scooter:

1. Notes that currently the use of E-scooters is prohibited by Victorian Government legislation and the Victorian Government has adopted temporary legislation to allow E-scooter trials across local government areas in the City of Melbourne, City of Yarra, City of Port Phillip and City of Ballarat;
2. Supports participation in the next group of local government areas to undertake the commercial use of E-scooters within the municipality as part of the State Government trial; and
3. Seeks to jointly work with the local state MP, Paul Edbrooke, to bring to the attention of the Minister for Transport, Ben Carroll MP, Council's readiness to participate in the E-scooter trial.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

Chairperson's initials

12.11 Award of Contract CN10718 - Debt Collection Services

(DW Corporate and Commercial Services)

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

That Council:

1. Awards the contract CN10718 – Debt Collection Services to **Recoveries and Reconstruction (Aust) Pty Ltd** for \$2,247,768 GST exclusive for an initial 2 year term with the provision for two further 1 year extensions, noting that this is a schedule of rates contract;
2. Authorises the Chief Executive Officer to sign the contract;
3. Notes any contract variations will be assessed and approved by the relevant officer under the provisions set out in Council’s Procurement Policy, noting that this is a schedule of rates contract;
4. Delegates approval of contract extensions to the Director Corporate and Commercial Services based on the contractors’ successful performance; and
5. Resolves attachments A and B to this report be retained confidential on the grounds that it contains private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage, pursuant to the *Local Government Act 2020 s3(1)(g)*.

Carried Unanimously

Note: Refer to page **Error! Bookmark not defined.** of these Minutes where this item was Block Resolved

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13. RESPONSE TO NOTICES OF MOTION

Item - 13.1. Response to NoM 2022/NOM3 - Council's funding strategy towards the Barretts Road (North Section) Sealing and Construction was brought forward and is referenced on page 5.

14. NOTICES OF MOTION**14.1 2022/NOM4 - Nat's Track**

(TC Corporate and Commercial Services)

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

That Council:

1. Notes \$30,000 currently allocated in the Annual Budget 2021/2022 to provide an artistic mural on a private wall in the Seaford Town Centre as nominated by Cr Bolam;
2. Further notes that the allocated funds referred to in Item 1 are no longer required as the site owner has erected private advertising signage on the formerly vacant wall;
3. Reallocates \$10,000 from the current \$30,000 allocation to conclude Council's contribution to the upgrade works to Nat's Track, notably:
 - a) the installation of six decorative art piece, before the May opening, to be affixed to the upgraded fence line adjoining Monterey Secondary College.
 - b) the installation of seven decorative art piece, before the May opening, to be affixed to the upgraded fence line adjoining the Peninsula Kingswood Golf Club.
 - c) the donation of up to \$4000 worth of trees to the Monterey Secondary College to plant on their site, along or near to the track. These trees are to be planted before the May opening.
 - d) Contribution to the official event to unveil the upgraded track to be held in May 2022.
4. Writes to the Peninsula Kingswood Golf Club to thank them for their significant contribution to Nat's Track through:
 - a) Upgrade of their fence adjoining the track
 - b) Contribution to and support of the stakeholder group
 - c) In-kind support in facilitating the decoration of the planter boxes to be installed along the track and to be maintained by students of Monterey Secondary College.
5. Writes to the National Golf Club to:
 - a) thank them for their contribution to Nat's Track to date.
 - b) enquire as to when they will complete the upgrade of their fence along the length of the track to match the upgraded fencing already in place.
 - c) Advise that Council will consider providing financial assistance to the National Golf Club when their upgraded fencing is complete to assist in the installation of decorative art pieces along this fencing.
6. Reallocates \$20,000 from the current \$30,000 allocation towards the 2021/22 Capital Works Program for beautifying the following power/electrical boxes:
 - Dandenong Road East / Fletcher Road 1x
 - Frankston Dandenong Road / Excelsior Drive 1x
 - Ballam Park Cranbourne Road 1x

Chairperson's initials

- Seaford Road 1x
- Railway Parade 2x
- Hartnett Drive / Seaford Road 1x
- Skye Road 1x
- Karingal Drive 1x
- Nepean Highway / Seaford Road (Safeway) 1x
- Frankston Dandenong Road / Skye Road Underpass 1x
- Beach Street / McMahons Road Underpass 1x
- any overhead expenses relating to current electric boxes receiving beautification treatment per Annual Budget 2021/2022

Carried Unanimously

14.2 2022/NOM5 - Rate Reduction Relief for Frankston Residents*(TC Corporate and Commercial Services)***Council Decision****Moved: Councillor Steven Hughes****Seconded: Councillor Liam Hughes**

That Council guarantee a reduction in rates for the financial year 2022/23 as part of the ongoing development of the next financial year budget.

| Rating Type | | Required adjustment to rates percentage from adopted 2022/23 Budget |
|--------------------------------|--|---|
| General | A decrease of at least 5 per cent | -5.00% |
| Commercial | A decrease of at least 1 per cent | -1.00% |
| Industrial | No change | 0% |
| Farm | No change | 0% |
| Vacant | An increase of no more than 5 per cent | 5.00% |
| Derelict | An increase of no more than 5 per cent | 5.00% |
| Acacia Heath | A decrease of at least 5 per cent | -5.00% |
| Retirement Villages | A decrease of at least 1 per cent | -1.00% |
| Rateable recreation properties | No change | 0% |
| Rate by agreement | No change | 0% |

- Rate capped increase of 1.75 per cent for 2022-2023 recommended by the State Minister is not to be implemented;
- Waste charges are to continue being charged at full cost recovery;
- Other fees and charges to be amended based on 2021-2022 method or percentage and are not to be increased any further to offset the reduction of rate revenue.

The above adjustments are to be implemented based on the following conditions:

- The underlying result for 2022-2023 is required to run at a surplus even with the removal of the rate cap of 1.75 per cent and adjustments highlighted in the table above;
- The reduction in rate income is offset by the following areas identified by Council officers and Councillors during the 2022-2023 budget process:
 - Operating cost reductions
 - Other income generation opportunities
 - Capital Works reductions
- The following departments are to retain their 2021-2022 allocated budget plus a 1.75 per cent increase (rate cap):
 - Operations Centre
 - Family Health & Support Services
 - Community Safety
 - Waste and Recycling
- The Planning department is to maintain its 2021-2022 budget as a minimum;

Chairperson's initials

- From campaigning and our current dealings with the general public, the number one concern, by a long way, is the cost of rates to the residents;

The above Notice of Motion is a reasonable measure for the ratepayers to be relieved of the rate burden. We look forward to working with you to action this.

Extension of Time

Moved: Councillor Bolam

Seconded: Councillor Liam Hughes

That Cr Steven Hughes be granted an extension of time.

Carried Unanimously

Councillor Bolam left the chamber at 8:26 pm.

Councillor Bolam returned to the chamber at 8:26 pm.

Extension of Time

Moved: Councillor Tayler

Seconded: Councillor Harvey

That Cr Bolam be granted an extension of time.

Carried Unanimously

This motion was put and

Lost

For the Motion: Crs Liam Hughes and Steven Hughes

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

15. LATE REPORTS

Nil

16. URGENT BUSINESS

Nil

Chairperson's initials

17. CONFIDENTIAL ITEMS

Council Decision

Moved: Councillor Tayler

Seconded: Councillor Harvey

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, the Chief Executive Officer, as confidential information under Section 3(1) of the *Local Government Act 2020* on the following grounds:

C.1 South East Metropolitan Advanced Waste Processing Project

- on the grounds that it includes Council business information that would prejudice the Council's position in commercial negotiations if prematurely released (LGA2020, s.3(1)(a)).
- These grounds apply because the information concerns the potential acquisition or disposal of Council land that would, if prematurely released, likely compromise the outcome of negotiations.

Carried Unanimously

.....
Signed by the CEO

Chairperson's initials

QUESTION TIME

The following questions were presented at the Council Meeting 2022/CM3 – 15 March 2022. 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.

Hal Schindler**Question 1**

What has taken place at 1845 Dandenong-Hastings Road, Langwarrin South?

Response by Director Communities

A 'Refusal to Grant a Permit' for Planning Application No. 370/2020/P was issued by Council on the 8 December 2021 for the following use and development of the land, which was mostly retrospective:

'To use the land for a contractors depot in a Rural Conservation Zone Schedule 1 (RCZ1), to construct a building and construct and carry out works for a contractors depot and to an existing dwelling in a Rural Conservation Zone Schedule 1 (RCZ1), to create and alter access to a Road Zone Category 1 (RD1Z), to construct and carry out works in a Public Acquisition Overlay Schedule 1 (PAO1), to remove and undertake buildings and works in the tree protection zone of substantial trees within a Significant Landscape Overlay Schedule 1 (SLO1).'

Question 2

What action is Council taking to rectify the breaches that have occurred at this address?

Response by Director Communities

Council practise is to not disclose undertakings on current enforcement matters.

Submitted on behalf of Seaford Housing Action Coalition (by John McKenzie)**Question 1**

Considering that Frankston now has 79 registered Rooming Houses, what has FCC done to consider the vacant land on Overton Rd, Freeway and Frankston-Dandenong rd as potential site for emergency and social housing?

Response by Director Communities

Council is aware of the Overton Road site and are considering the options in relation to the provision of social and affordable housing within the municipality. We are considering the need and demand for such housing and Council's role in it, as well as the Big Build program that the State Government are undertaking.

Frank Hooper

Question 1

Is council aware of this major issue - it is not just a locally blocked drain and has it been discussed at engineering level as to what is causing it or just at maintenance level. (relating to drainage / flooding issues at address)?

Response by Director Infrastructure and Operations

Council officers recently attended this matter following two recent storm events to address blockages in the drainage network. Council reviews its drainage network to ensure the efficiency and effectiveness of the drainage network to cater for 1 in 5 year storm events.

The meeting was closed to the public at 8.54 pm

CONFIRMED THIS 26th DAY OF April 2022

.....
CHAIRPERSON

AUTHORITY TO STAMP INITIALS ON MINUTES

I, Cr. Nathan Conroy, Chairperson – Council Meeting hereby authorise the use of an electronic stamp of my initials to initial each page of these Minutes of the Council Meeting held on 4 April 2022, confirmed on 26 April 2022.

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

Dated this 26th day of April 2022

Chairperson's initials