



**MINUTES OF ORDINARY COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL  
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON  
ON 2 MARCH 2015 at 7.01 PM**

PRESENT	Cr. Sandra Mayer (Mayor) Cr. Darrel Taylor Cr. James Dooley Cr. Rebekah Spelman Cr. Glenn Aitken Cr. Suzette Tayler Cr. Brian Cunial Cr. Colin Hampton Cr. Michael O'Reilly
APOLOGIES:	Nil.
ABSENT:	Nil.
OFFICERS:	Mr. Dennis Hovenden, Chief Executive Officer Mr. Tim Frederico, Director Corporate Development Dr. Gillian Kay, Director Communities Development Mr. Vito Albicini, Director City Development Mr. Michael Papageorgiou, Manager Planning & Environment Ms. Fiona Johnstone, Coordinator Statutory Planning Ms. Marilyn Miller, Coordinator Media & Communications Ms. Michelle Tipton, Coordinator Council Business Support
EXTERNAL REPRESENTATIVES:	Nil

**COUNCILLOR STATEMENT**

Councillor O'Reilly 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

*S. Mayer*

**PRAYER**

At the request of the Mayor, Councillor Spelman read the Opening Prayer.

**ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

Councillor Tayler acknowledged the Boonerwung 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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*S. Mayer*

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Chairperson's initials *S. Mayer*

**1. PRESENTATION TO COMMUNITY GROUPS**

Nil.

**2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING****Council Decision****Moved: Councillor Taylor****Seconded: Councillor Dooley**

That the minutes of the Ordinary Meeting No. OM267 held on 9 February 2015 copies of which had previously been circulated to all Councillors, be confirmed, approved and adopted with a change to the wording of Item 10.4: Planning Application No. 458/2014/P - 97R Robisons Road, Frankston - Restricted Club Liquor licence for Frankston Baseball Club, first line of the recommendation being:

*That Council resolves to issue a Notice of Decision in respect to Planning Permit ...*

**Carried Unanimously**

**3. APOLOGIES**

Nil.

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

Cr Cunial declared a conflict of interest in Item 10.1: Town Planning Application 291/2014/P - 59 Screen Street, Frankston - To construct one (1) single storey dwelling and three (3) double storey dwellings (four (4) dwellings). Cr. Cunial advised the Chief Executive Officer in writing of his conflict. Cr. Cunial also advised that he will leave the chamber if there are speakers on that item.

**5. PUBLIC QUESTION TIME**

Nil.

**6. HEARING OF PUBLIC SUBMISSIONS**

*Cr. Cunial declared a conflict of interest in Item 10.1 and left the chamber whilst the speaker spoke on the matter at 7.04 pm*

Mr. Richard Umbers made a submission to Council regarding Item 10.1: Town Planning Application 291/2014/P - 59 Screen Street, Frankston - To construct one (1) single storey dwelling and three (3) double storey dwellings (four (4) dwellings);

*Cr. Cunial returned to the chamber at 7.07 pm*

Ms. Leonie Bailey made a submission to Council regarding Item 10.3: Planning Permit 442/2011/P - 13 Gowrie Avenue Frankston South - To amend the plans approved under the Planning Permit for retrospective works for a Statement of Compliance;

Mr. Daniel Watts made a submission to Council regarding Item 11.3: Petition Response - Construction and Refurbishment of the Ballam Park Pavilion;

Ms. Robin Burke made a submission to Council regarding Item 11.3: Petition Response - Construction and Refurbishment of the Ballam Park Pavilion;

Mr. Tom Lindsay made a submission to Council regarding Item 11.3: Petition Response - Construction and Refurbishment of the Ballam Park Pavilion

**7. ITEMS BROUGHT FORWARD****Council Decision****Moved: Councillor Dooley****Seconded: Councillor Taylor**

That Item 11.3: Petition Response - Construction and Refurbishment of the Ballam Park Pavilion be brought forward.

**Carried Unanimously**

**8. PRESENTATIONS / AWARDS**

Nil.

**9. PRESENTATION OF PETITIONS AND JOINT LETTERS****Council Decision****Moved: Councillor Spelman****Seconded: Councillor Taylor**

That the petition objecting to a planning application at 23 Forest Drive, Frankston North containing 435 signatures be received.

**Carried Unanimously**

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Spelman**

That the petition objecting to the change in the parking restrictions on Playne Street, Frankston containing 7 signatures be received.

**Carried Unanimously**

**Council Decision****Moved: Councillor Hampton****Seconded: Councillor Taylor**

That the letter be received from Mr Brian Woods regarding the "Snap Send Solve" smart phone app and the prompt attention to any matters that have been sent using this app.

Mr Brian Wood thanks the Frankston City Council staff for being extremely diligent.

**Carried Unanimously**

The CEO tabled a petition received at Frankston City Council regarding 351-355 Nepean Highway, Frankston but noted that this matter actually should have been passed to VicRoads. The CEO advised that officers will forward this petition to VicRoads and that the Head Petitioner will be notified.

**ITEMS BOUGHT FORWARD****11.3 Petition Response - Construction and Refurbishment of the Ballam Park Pavilion**  
*(DG City Development)***Council Decision****Moved: Councillor Dooley****Seconded: Councillor Cunial**

That Council:

1. Notes the response to the petition; and
2. Advises the head petitioner of the current status of this project.

**Carried Unanimously**



## 10. CONSIDERATION OF TOWN PLANNING REPORTS

### 10.1 Town Planning Application 291/2014/P - 59 Screen Street, Frankston - To construct one (1) single storey dwelling and three (3) double storey dwellings (four (4) dwellings)

*(MP Community Development)*

#### **Recommendation (Director Community Development)**

That Council resolves to issue a Notice of Decision to grant a planning permit in respect to Planning Permit Application number 291/2014/P to construct one (1) single storey dwelling and three (3) double storey dwellings (four (4) dwellings) at 59 Screen Street, Frankston, subject to the following conditions:

#### **Plans**

1. Before the 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) Dwelling 1 setback a further 1.0 metre to achieve a minimum 9.0 metre setback to Screen Street, whilst maintaining the façade presentation at both ground and first floor level.
  - (b) 40sqm of secluded private open space, in one parcel, with minimum 3m dimension for dwelling 1 and 4.
  - (c) The following windows to have appropriate screening to any part of the window below 1.7 metre above floor level;
    - i) Bedroom 2 of dwelling 2,
    - ii) Bedroom 1 and 2 of dwelling 3.
  - (d) A corner splay (or area) should be provided appropriately for both driveways measuring 2.0 metres along the frontage and 2.5 metres into the site being at least 50% clear of visual obstructions such as fences or vegetation to provide a clear view of pedestrians on the footpath.
  - (e) The gradients of access way in accordance with Clause 52.06-8 of the Frankston Planning Scheme.
  - (f) Finished floor levels of garage 3, dwelling 4 and garage 4 raised by 200mm.
  - (g) A landscape plan in accordance with Condition 3.
  - (h) Drainage plans in accordance with conditions 7 to 11.
  - (i) All trees growing on site and on the adjoining properties within 3m of the boundaries must be clearly illustrated on all relevant plans to demonstrate canopy width, trunk location and clearly labelled in accordance with the Arborists report prepared by Arbo Survey dated 9/8/2014 and whether the tree is to be retained or removed to the satisfaction of Responsible Authority.
  - (j) Tree protection conditions noted in accordance with conditions 5 and 6.
  - (k) The tree protection zone for street tree and tree protection fence location must be illustrated on all relevant plans as per the condition 6.
  - (l) Outdoor lighting in accordance with Condition 17.

**No Alterations**

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

**Landscape Plans**

3. Before the commencement of buildings and works, a landscape plan prepared by a suitably qualified person must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and three copies must be provided. The plan must show:
  - (a) survey (including botanical names) of all existing vegetation to be retained and/or removed;
  - (b) buildings and trees (including botanical names) on neighbouring properties within 3.0 metres of the boundary;
  - (c) A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, size at maturity and quantities of each plant;
  - (d) The location of each species to be planted;
  - (e) A planting theme of a minimum 40% indigenous and 20% native species within each planting group;
  - (f) A range of plant types from ground covers to large shrubs and trees;
  - (g) Adequate planting densities (e.g.: plants with a mature width of 1.0 metre, planted at 1.0 metre intervals);
  - (h) The delineation of garden beds, paving, grassed areas, retaining walls, fences and other landscape works including areas of cut and fill throughout the development;
  - (i) Canopy trees (minimum 2.0 metres tall when planted) in the following areas:
    - (a) One (1) within the secluded private open space of each dwelling (minimum mature height 6m);
    - (b) One (1) within front yard of dwelling 1;
    - (c) One (1) within the driveway opposite dwelling 3 garage; orOr otherwise six (6) trees in appropriate locations to the satisfaction of Responsible Authority.

**Completion of Landscaping**

4. The landscaping as shown on the endorsed Landscape Plan must be carried out and completed to the satisfaction of the Responsible Authority before the occupation of the development and/or the commencement of the use or at such later date as is approved by the Responsible Authority.

**Tree Protection**

5. Tree protection must be carried out in accordance with the Australian Standard AS 4970-2009 *Protection of trees on development sites* to the satisfaction of the Responsible Authority.

6. Prior to the commencement of the development (including vegetation removal), a Tree Protection Fence defined by a 1.8 metre high (minimum) temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's panels to be constructed of cyclone mesh wire or similar strong metal mesh or netting with a high visibility plastic hazard tape, must be installed at the edge of the nature strip surrounding the street tree (*Eucalyptus leucoxylon*) and at a distance of 4.5m to the south to the satisfaction of the Responsible Authority. A fixed sign is to be provided on all visible sides of the Tree Preservation Fencing, stating "Tree Preservation Zone – No entry without permission from Frankston City Council".

The requirements below must be observed within this area -

- (a) No vehicular or pedestrian access.
- (b) The existing soil level must not be altered either by fill or excavation.
- (c) The soil must not be compacted or the soil's drainage changed.
- (d) No fuels, oils, chemicals, poisons, rubbish or other materials harmful to trees are to be disposed of or stored.
- (e) No storage of equipment, machinery or material is to occur.
- (f) Open trenching to lay underground services e.g.: drainage, water, gas, etc. must not be used unless approved by the Responsible Authority to tunnel beneath;
- (g) Nothing whatsoever including temporary services wires, nails, screws or any other fixing device is to be attached to any tree.
- (h) No building or any other structure is to be erected
- (i) Tree roots must not be severed or injured.

### Drainage

7. Provision of a Stormwater Detention System with a volume capable of retarding the 10 year ARI flow from the development site back to a 5 year ARI pre-development value to the satisfaction of the Responsible Authority.
8. Water Sensitive Urban Design principles (WSUD) are to be incorporated into the drainage design, which may include but not be limited to the following components or a combination thereof:
- (a) On-site stormwater detention and rainwater tanks.
  - (b) Soil percolation with Geotechnical design to demonstrate that effective drainage can be provided.
  - (c) Stormwater harvesting and Re-use of stormwater for garden watering, toilet flushing, etc
  - (d) On-site 'bio-treatment' to reduce dissolved contaminants and suspended solids.
9. Soakage system for storm water drainage must be provided with Geotechnical design to demonstrate that effective drainage can be provided without detriment to premises and/or other properties to the satisfaction of Responsible Authority.
10. Prior to commencement of development construction detailed design plans and drainage computations of the internal storm water drainage system including the method of connection to the existing Council drainage infrastructure are to be submitted and approved to the satisfaction of Responsible Authority.
11. Vehicle crossing shall be constructed to Frankston City Council's standards and specifications to the satisfaction of the Responsible Authority.

**Car Parking**

12. Prior to occupation of the dwellings hereby permitted by this permit, areas set aside for parking vehicle, access lanes and paths as shown on the endorsed plans must be :-

- (a) Constructed to the satisfaction of the Responsible Authority;
- (b) Properly formed to such levels that they can be used in accordance with the plans;
- (c) Surfaced with an all-weather sealcoat; and
- (d) Drained and maintained to the satisfaction of the Responsible Authority.

Car spaces, access lanes and driveways must be kept available for these purposes at all times.

13. Where the development involves work on or access to Council controlled land including roads, reserves and right of way, the owner, operator and their agents under this permit must at all times take adequate precautions to maintain works to the highest public safety standards, to the satisfaction of the Responsible Authority.

Precautions must include, appropriate signage to AS 1743 Road Works Signing Code of Practice, the provision of adequate barricading of works, including trenches of Service Authorities and any other road openings, sufficient to ensure public safety.

All relevant permits must be obtained from Council for works within the existing road reserves, in addition to the planning permit.

**Urban Design**

14. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the Responsible Authority.

15. Mailboxes shall be provided to the proposed dwelling/s to the satisfaction of the Responsible Authority and Australia Post.

16. All plumbing work, sewer pipes etc. (except for spouting and stormwater pipes) associated with the new dwelling shall be concealed from general view.

17. Outdoor lighting must be provided, designed, baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on neighbouring land.

**Completion of Buildings and Works**

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

**Privacy Screening**

19. Any privacy screens as shown on the endorsed plans, must at all times be erected and maintained to the satisfaction of the Responsible Authority.

**Permit Expiry**

20. This permit will expire if:

- (a) The development has not commenced within two (2) years of the date of this permit.
- (b) The development is not completed within four (4) years of the 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.
- 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 Street Numbering

Local Government is the Authority responsible for property addressing. There is a requirement under Local Law No. 7 2.12 for the owner or occupier of each property to clearly display the street numbering allocated by Council.

Proposed Street Numbering can be provided by contacting Frankston City Council Rates department - Phone 9784 1853.

It is the applicants responsibility to ensure all owners are notified of the allocated street numbering.

*Cr. Cunial left the chamber at 7.30 pm*

**Council Decision****Moved: Councillor Hampton****Seconded: Councillor Taylor**

That Council resolves to issue a Refusal to Grant a Planning Permit in respect to Planning Application No. 291/2014/P to construct three (3) double storey dwellings and one (1) single storey dwelling (four (4) dwellings) at 59 Screen Street, Frankston, on the following grounds:-

1. The proposal does not respect the existing or preferred neighbourhood character and does not comply with Clause 22.08 – Neighbourhood Character of the Frankston Planning Scheme.
2. The proposed development is an overdevelopment of the site.
3. The available off-street parking is not sufficient.
4. The proposal does not have an appropriate level of landscaping.

**Carried**

For the Motion: Crs Aitken, Hampton, Mayer, Spelman and Taylor

Against the Motion: Crs Dooley, O'Reilly and Tayler

*Cr. Cunial returned to the chamber at 7.55 pm*

**10.2 To amend Planning Permit for retrospective works for a Statement of Compliance - 516/2012/P/C - 35 Dandenong Road East, Frankston**

*(MP Community Development)*

**Recommendation (Director Community Development)**

That Council resolves to issue an Amended Planning Permit pursuant to section 74 of the Planning and Environment Act 1987 to construct five (5) double storey dwellings accordance with the endorsed plans subject to the attached list of conditions subject to the attached list of conditions.

**Amended Plans**

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to be 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 generally in accordance with the plans submitted on 27 June 2013, but modified to show: -
  - a. Finished floor levels to the dwellings and garages to Australian Height Datum (AHD)
  - b. Plans which address Melbourne Water's Conditions 22 to 29.
  - c. The highlight window to dwelling 1's master bedroom replaced with a full length sliding door.
  - d. Western elevations provided for dwellings 4 and 5.
  - e. The 6 cubic metres of storage within the private open space of dwelling one relocated so that it is not located against the sliding door referred to in condition 1c.
  - f. The highlight window on the western elevation of dwelling 1 deleted and replaced with timber battens or similar.
  - g. A solar shading device along the length of dwelling 1 and 5's first floor balconies.
  - h. Solar shading devices to the western window of dwelling 4's second bedroom.
  - i. A greater variety of materials to the upper levels of each of the five dwellings to increase articulation and reduce visual bulk.
  - j. A landscape plan in accordance with Condition 3 of this permit
  - k. A notation on the plan of all tree protection requirements detailed in Conditions 5, 6 and 7.
  - l. Location of bollard lighting in accordance with Condition 20 of this permit.
  - m. A note on the site plan and the western elevation required by condition 1d stating that the window to the master bedroom of dwelling 5 will be constructed a minimum of 1.4 metres above the accessway.

**No Alteration or Changes**

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

**Landscaping**

3. Before the commencement of buildings and works, a landscape plan prepared by a suitably qualified person must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and three copies must be provided. The plan must show:
  - (a) a survey (including botanical names) of all existing vegetation to be retained and/or removed

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- (b) tree protection zones for vegetation to be retained on the site and on the adjoining properties, reserves and road reserves (nature strips) within 3m of the boundaries must be clearly illustrated and demonstrate tree protection zones and canopy width.
- (c) buildings and trees (including botanical names) on neighbouring properties within three metres of the boundary,
- (d) details of surface finishes of pathways and driveways, retaining walls and areas of cut and fill.
- (e) a planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, size at maturity and quantities of each plant;
- (f) A planting theme of a minimum 60% indigenous and 40% native species within each plant group;
- (g) canopy trees (minimum five metres tall when planted) in the following areas:
  - i. One (1) within the private open space of dwellings 2 and 3.
  - ii. Three (3) within the front setback.

Trees are not to be sited over easements.

All species selected must be to the satisfaction of the Responsible Authority.

#### **Completion of landscaping**

- 4. The landscaping as shown on the endorsed Landscape Plan must be carried out and completed to the satisfaction of the Responsible Authority before the occupation of the development or at such later date as is approved by the Responsible Authority in writing.

#### **Tree Protection**

- 5. Tree protection must be carried out in accordance with the Australian Standard AS 4970-2009 Protection of trees on development sites to the satisfaction of the responsible authority.
- 6. Prior to the commencement of works (including vegetation removal), a Tree Protection Fence defined by a 1.8 metre high (minimum) temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's panels to be constructed of cyclone mesh wire or similar strong metal mesh or netting with a high visibility plastic hazard tape must be installed at a distance of 2m from the trunk of Tree 10 located on the naturestrip to the satisfaction of the Responsible Authority. A fixed sign is to be provided on all visible sides of the Tree Preservation Fencing, stating "Tree Preservation Zone – No entry without permission from the City of Frankston": The requirements below must be observed within this area to the satisfaction of the Responsible Authority –
  - 6.1 No vehicular or pedestrian access.
  - 6.2 The existing soil level must not be altered either by fill excavation.
  - 6.3 The soil must not be compacted or the soil's drainage changed.
  - 6.4 Open trenching to lay underground services e.g.: drainage, water, gas, etc. must not be used.
  - 6.5 Directional drilling may be used (minimum 600mm deep) to install underground services only if written approved by the Responsible authority is given. If approval is given a qualified arborist must be on site to oversee this process to the satisfaction of the Responsible Authority.
  - 6.6 No storage of equipment, machinery or material is to occur.



- 6.7 No fuels, oils, chemicals, poisons, rubbish or other materials harmful to trees are to be disposed of or stored.
  - 6.8 Nothing whatsoever, including temporary services wires, nails, screws or any other fixing device, is to be attached to any tree.
  - 6.9 No building or any other structure is to be erected.
  - 6.10 Tree roots must not be severed or injured.
7. All tree pruning is to be carried out by a qualified and experienced arborist who has a thorough knowledge of tree physiology and pruning methods to the satisfaction of the Responsible Authority. Pruning must be carried out in accordance with Australian Standard AS4373-2007 Pruning of Amenity Trees and should be undertaken prior to works commencing. Any pruning of trees on neighbouring properties should be undertaken with the consent of the property owners.

#### **Driveway/ Accessway construction**

8. The driveway/ accessway within the defined tree protection zones of trees 8 (4.8m) and Tree 9 (4.6m) is to be constructed with the following procedure undertaken to the satisfaction of the Responsible Authority with tree protection measures maintained to the satisfaction of the Responsible Authority:
- (a) The proposed driveway/ accessway is to be constructed above natural ground level with no excavation and be of a permeable surface finish such as gravel cells.
  - (b) Prior to site access occurring and the driveway/ accessway is constructed to avoid compaction and damage to the tree roots during works a layer of organic mulch 200 mm thick must be laid above a geotextile fabric with rumble planks/ crossing planks laid above the mulch. This ground protection is to be maintained until the permeable driveway material is laid.
  - (c) No fuels, oils, chemicals, poisons, rubbish or other materials harmful to trees are to be disposed of or stored.
  - (d) No storage of equipment, machinery or material is to occur.
  - (e) Open trenching to lay underground services e.g.: drainage, water, gas, etc. must not be used.
  - (f) Directional drilling may be used (minimum 600mm deep) to install underground services only if written approved by the Responsible authority is given. If approval is given a qualified arborist must be on site to oversee this process to the satisfaction of the Responsible Authority.
  - (g) If property boundary fencing is to be removed, a tree protection fence defined by a 1.8 metre high (minimum) temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's panels to be constructed of cyclone mesh wire or similar strong metal mesh or netting with a high visibility plastic hazard tape, must be installed at the property fenceline.

#### **Drainage**

10. Provision of a Stormwater Detention System with a volume capable of retarding the 10 year ARI flow from the development site back to a 5 year ARI pre-development value to the satisfaction of the Responsible Authority.
11. Prior to commencement of development construction detailed design plans and drainage computations of the internal stormwater drainage system including the method of connection to the existing Council drainage infrastructure are to be submitted and approved to the satisfaction of the Responsible Authority.

12. Water Sensitive Urban Design principles (WSUD) are to be incorporated into the drainage design, which may include but not be limited to the following components or a combination thereof:
  - On-site stormwater detention and rainwater tanks.
  - Soil percolation
  - Stormwater harvesting and Re-use of stormwater for garden watering, toilet flushing, etc
  - On-site 'bio-treatment' to reduce dissolved contaminants and suspended solids.
13. Stormwater Drainage Outfall is to be constructed to the satisfaction of the Responsible Authority.
14. Vehicle crossing shall be constructed to Frankston City Council's standards and specifications to the satisfaction of the Responsible Authority.
15. All disused vehicle crossings shall be removed and the area reinstated to kerb and channel and landscaped to the satisfaction of the Responsible Authority.
16. Where the development involves work on or access to Council controlled land including roads, reserves and right of way, the owner, operator and their agents under this permit must at all times take adequate precautions to maintain works to the highest public safety standards, to the satisfaction of the Responsible Authority.

Precautions must include, appropriate signage to AS 1743 Road Works Signing Code of Practice, the provision of adequate barricading of works, including trenches of Service Authorities and any other road openings, sufficient to ensure public safety.

All relevant permits must be obtained from Council for works within the existing road reserves, in addition to the planning permit.

### **Urban Design**

17. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the Responsible Authority.
18. Mailboxes shall be provided to the proposed dwelling/s to the satisfaction of the Responsible Authority and Australia Post.
19. All plumbing work, sewer pipes etc. (except for spouting and stormwater pipes) associated with the new dwelling shall be concealed from general view.
20. Outdoor lighting must be provided, designed, baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on neighbouring land.

### **Car Parking**

21. The Visitor Car Parking space is to be clearly line marked and labelled.

### **Melbourne Water**

22. No polluted and / or sediment laden runoff is to be discharged directly or indirectly into Melbourne Water's drains or watercourses.
23. The dwellings must be constructed with finished floor levels set a minimum of 300mm above the applicable flood level.

24. The garages must be constructed with finished surface levels set a minimum of 150mm above the applicable flood level.
25. All open space within the property must be set at existing natural surface level so as not to obstruct the passage of overland flows.
26. Imported fill must be kept to a minimum on the property and only be used for the sub floor areas of the dwellings, garages and driveway ramps.
27. Any proposed internal /external fence(s) and gate(s) be of an open style of construction to allow for the passage of floodwaters/ overland flow.
28. Prior to the development plans being endorsed and the commencement of works, amended plans must be submitted to Council and Melbourne Water addressing Melbourne Water's conditions. Plans must be submitted with ground and floor levels to Australian Height Datum (AHD).
29. Prior to the issue of an Occupancy Permit a certified survey plan, showing finished floor levels (as constructed) reduced to the Australian Height Datum, must be submitted to Melbourne Water to demonstrate that the floor levels have been constructed in accordance with Melbourne Water's requirements.

#### **Completion of Buildings and Works**

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

#### **Permit Expiry**

30. This permit will expire if one of the following circumstances applies:

- The development is not commenced within two (2) years of the date of this permit.
- The development has not completed within four (4) years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing within the following prescribed timeframes:

- ♦ Before or within 6 months after the permit expiry date, where the use or development allowed by the permit has not yet started;
- ♦ 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.

#### **Permit Notes**

- A. Asset Protection Permit  
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.
- B. Extension of Time  
Any request for time extension of this Permit shall be lodged with the relevant administration fee at the time the request is made.

- C. Variation to Planning Permit  
Any request for a variation of this Permit shall be lodged with the relevant fee as determined under the Planning & Environment (Fees) (Amendment) Regulations 2008.
- D. The applicable flood level for the property is 5.1 metres to Australian Height Datum (AHD).
- E. If further information is required in relation to Melbourne Water's permit conditions shown above, please contact Melbourne Water on telephone 9679 7517, quoting Melbourne Water's reference 225069.

### **Council Decision**

**Moved: Councillor Taylor**

**Seconded: Councillor Aitken**

That a Refusal to Grant an Amendment to a Permit be issued pursuant to Section 76 of the Planning and Environment Act 1987:

#### PERMIT FOR WHICH AMENDMENT WAS SOUGHT:

Planning Permit 516/2012/P for the construction of (5) double storey dwellings

#### WHAT HAS BEEN REFUSED?

- The addition of trellis to the northern boundary fence of Dwellings 2, 3 and 4.
- Change of material of the portico for the front posts of Dwellings 2, 3, 4 and 5 (facing the internal driveway)
- Revised landscape plan to show decking and replanting of two (2) trees

#### WHAT ARE THE REASONS FOR THE REFUSAL?

1. To build contrary to planning approval shows disregard to Council's decision and neighbours.
2. To request retrospective changes creates unreasonable expectations for approval.
3. The proposed changes are considered to not satisfy the Neighbourhood Character Policy for the area.

Note: This refusal to grant an amendment to the permit does not affect the validity of the permit issued on 30 August 2013.

**Carried**

For the Motion: Crs Aitken, Cunial, Hampton, Mayer, O'Reilly, Spelman, Tayler and Taylor

Against the Motion: Cr Dooley

Chairperson's initials

*S. Mayer*

**10.3 Planning Permit 442/2011/P - 13 Gowrie Avenue Frankston South - To amend the plans approved under the Planning Permit for retrospective works for a Statement of Compliance**

*(MP Community Development)*

**Recommendation (Director Community Development)**

That Council resolves to approve the amended plans identified as Modularc, Ref: 11025, March 2013, Revision A, pursuant to Condition 2 of Planning permit 442/2011/P under the secondary consent provisions of the Planning and Environment Act 1987.

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Spelman**

That Council resolves to refuse to amend plans identified as Modularc, Ref: 11025, March 2013, Revision A, pursuant to Condition 2 of Planning Permit 442/2011/P under the secondary consent provisions of the Planning and Environment Act 1987, subject to the following grounds:

1. To build contrary to planning approval and conditions shows disregard to Council's decision and neighbours.
2. To request retrospective changes creates unreasonable expectations for approval.
3. The proposed changes are considered unreasonable and not an appropriate urban design response.
4. The proposal results in a significant reduction in the site permeability of the development.

**Extension of Time****Moved: Councillor Taylor****Seconded: Councillor Cunial**

That Cr. Aitken be granted an extension of time.

**Carried Unanimously****The Motion was then Put****And Carried**

For the Motion: Crs Aitken, Cunial, Hampton, Mayer, O'Reilly, Spelman and Taylor

Against the Motion: Crs Dooley and Tayler

**10.4 January Town Planning Progress Report**

*(MP Community Development)*

**Council Decision****Moved: Councillor Aitken****Seconded: Councillor Cunial**

That Council receives and notes the report.

**Carried Unanimously**

**11. CONSIDERATION OF REPORTS OF OFFICERS****11.1 Rate Capping**

*(TF Corporate Development)*

**Recommendation (Director Corporate Development)**

That Council:

1. Notes the report.
2. Writes to the Premier, State Opposition Leader, Treasurer, Shadow Treasurer, Minister for Local Government, Shadow Minister for Local Government, Local State and Federal Members of Parliament and the MAV enclosing a copy of this report.
3. Requests the Chief Executive Officer to distribute a copy of this report (and attachments) to all Victorian Councils.

*Cr. Dooley left the chamber at 8.38 pm*

*Cr. Dooley returned to the chamber at 8.45 pm*

**Council Decision**

**Moved: Councillor Hampton**

**Seconded: Councillor Aitken**

That Council:

1. Notes the report.
2. Write to the Premier, State Opposition Leader, Treasurer, Shadow Treasurer, Minister for Local Government, Shadow Minister for Local Government, local State and Federal Members of Parliament and the MAV enclosing a copy of this report, calling on the Government to abandon its proposed capping of municipal rates in the financial year 2016/17.
3. Expressing councils grave concerns on the effect that this proposal will have on our community with the loss of vital services and jobs in a community that can already least afford it.
4. Along with the already introduced Federal Governments cuts to local Government the effect of rate capping will only exacerbate an already constrained financial future for our City.
5. Also that this council seek meetings with the executive committees of the ASU and the CFMEU to express our concerns that the effect that this policy will have on our community and their members.
6. Request the Chief Executive Officer to distribute a copy of this report (and attachments) to all Victorian Councils.

**Extension of Time**

**Moved: Councillor Taylor**

**Seconded: Councillor Cunial**

That Cr. Aitken be granted an extension of time.

**Carried Unanimously**

**The Motion was then Put  
And Carried Unanimously**

Chairperson's initials

*S. Mayer*

**Adjournment****Council Decision****Moved: Councillor Cunial****Seconded: Councillor Spelman**

That the meeting be adjourned at 9.10 pm for five minutes.

**Carried Unanimously***Meeting resumed at 9.15 pm*

Chairperson's initials

*S. Mayer*



**11.2 Draft Frankston Central/Frankston Heights Local Community Plan**

*(LD Community Development)*

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Dooley**

That Council endorses the draft Frankston Central/Frankston Heights Local Community Plan for a period of community consultation on Council's website for a period of 4 weeks.

**Carried Unanimously**

**11.4 Unsightly and Best Practice Shop Fronts**

*(SJ Corporate Development)*

**Recommendation (Director Corporate Development)**

That Council:

1. Notes the existing
  - a. business support and investment attraction programs
  - b. enforcement processes for unsightly commercial premises.
2. Supports the promotion of best practice business behavior as demonstrated by Frankston City based businesses.
3. Supports Frankston Space Innovators as an ongoing program (within existing resource allocation).
4. Requests officers organise a series of workshops with interested Councillors to discuss other options available to improve the presentation of commercial premises.

**Council Decision**

**Moved: Councillor Hampton**

**Seconded: Councillor Aitken**

That Council:

1. Notes the existing business support and investment attraction programs.
2. Commence the enforcement process for unsightly commercial premises immediately with a report on the outcomes to be brought back to council by the 23 March 2015 Ordinary Meeting.
3. Supports the promotion of best practice business behaviour as demonstrated by Frankston City based businesses.
4. Support Frankston Space Innovators as an ongoing program (within existing resource allocation).
5. Requests officers to organise a series of workshops with interested Councillors to discuss other options available to improve the presentation of commercial premises.

**Carried Unanimously**

**11.5 December 2014 Quarterly Financial Performance Report**

*(KJ Corporate Development)*

**Council Decision****Moved: Councillor Hampton****Seconded: Councillor Cunial**

That Council receives and notes the Financial Report for the quarter ended 31 December 2014.

**Carried Unanimously**

**11.6 Delegated Powers, Closed Council Contract Decisions & Sundry Matters**  
*(MC Corporate Development)*

**Council Decision**

**Moved: Councillor Aitken**

**Seconded: Councillor Dooley**

That that information be received.

**Carried Unanimously**

**11.7 High Street Parking Plan***(BH City Development)***Council Decision****Moved: Councillor Taylor****Seconded: Councillor Cunial**

That Council:

1. Notes the outcome of the consultation.
2. Approves parking changes to be instigated as supported by the community and support Option 3 considering the parking implications.

**Carried Unanimously**

**11.8 Site for 'Crab Riders' Sculpture**

*(AM Community Development)*

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Tayler**

That:

1. The 'Crab Riders' Sculpture by artists Gillie and Marc be located and installed at the Frankston Waterfront as shown in Attachment B.
2. That the 'Crab Riders' be incorporated as part of the Coastal Arts Discovery Trail and Councils Public Art Maintenance Plan.

**Carried Unanimously**

**12. NOTICES OF MOTION****12.1 NOM 1082 - Waste Transfer Station**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Hampton**

That the CEO prepares a report on Council's ability to confiscate any abandoned shopping trolleys and immediately scrap them at the new Waste Transfer Station. The report is to be presented to Council at the April 2015 meeting.

**Carried Unanimously**

**12.2 NOM 1083 - Pop Up Visitor Information Centre**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Taylor****Seconded: Councillor Aitken**

That the CEO prepares a report to run at 6 month trial for a popup Visitor Information Centre at the Frankston Railway Station on weekends including Friday afternoons. This would provide an opportunity to capture a large volume of commuters to inform them on what is happening in Frankston and surrounds. The report is to be presented to Council in April 2015.

**Carried Unanimously**



**12.3 NOM 1084 - Senior Citizens Club of Seaford - Indoor Bowling Mat**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Aitken****Seconded: Councillor Dooley**

That Council accepts the letter from the Senior Citizens Club of Seaford, requesting financial assistance for an indoor bowling mat and that the amount of \$1,700 be given to the Senior Citizens Club from Councillor Glenn Aitken's Discretionary Fund.

**Carried Unanimously**

**12.4 NOM 1085 - On-site Car Parking**

(MT Chief Executive Office)

**Council Decision****Moved: Councillor Hampton****Seconded: Councillor Cunial**

That the Minister for Planning be invited to meet with Frankston City Council to discuss the car parking issues experienced in Frankston in relation to new development and the unsatisfactory operation of the standard car parking provisions under the *Planning and Environment Act 1987* and the relevant planning scheme provisions.

**Carried Unanimously**

**12.5 NOM 1086 - Langwarrin Community Centre**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Hampton****Seconded: Mayor Mayer**

“That Council accepts the invoice from Langwarrin Community Centre, requesting financial assistance for the amount of \$928.00 for building permit fees be given to the Centre from Councillor Hampton’s Discretionary Fund.”

That Council notes Langwarrin Community Centre is undertaking internal building works to the entrance and reception area to improve the overall look and feel of the property. These works, including design and implementation, will be funded by Langwarrin Community Centre. In recognising these works will improve a Council asset, the amount of \$928.00 be given to the Langwarrin Community Centre from Councillor Hampton’s Discretionary Fund to pay building permit costs.”

**Carried Unanimously**

**12.6 NOM 1087 - Nepean Highway Clock Tower**

*(MT Chief Executive Office)*

**Motion**

That the Chime on the Nepean Highway Clock Tower be fixed and maintained.

**Council Decision**

**Moved: Councillor Taylor**

**Seconded: Councillor Aitken**

That a report be prepared on the costs to reinstate and maintain the chime on the Nepean Highway Clock Towers.

**Carried Unanimously**

**12.7 NOM 1088 - National Seniors of Australia**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Aitken****Seconded: Councillor Dooley**

“That Council accepts the letter from Marion Tracey of the National Seniors of Australia requesting financial assistance for the hire of Seaford Community Hall for their Annual picnic and that the amount of \$155.25 (4.5 hours @ \$34.50 per hour) is given to the National Seniors of Australia from Cr Aitken’s Discretionary Fund.”

**Carried Unanimously**

**12.8 NOM 1089 - Gazebo for Karingal Local Area Planning Committee**

*(MT Chief Executive Office)*

**Council Decision****Moved: Councillor Spelman****Seconded: Councillor Aitken**

“That Council accepts the email from Michael Long of the Karingal Local Area Planning Committee, requesting financial assistance for a pop up gazebo for Karingal community events and that the amount of \$169.00 be given to the committee from Cr Spelman’s Discretionary Fund.”

**Carried Unanimously**

**12.9 NOM 1090 - VIC Roads re Maintenance of Roads**

*(MT Chief Executive Office)*

**Motion**

That Council write to the CEO of Vic Roads to demand that they maintain vegetation in areas such as Frankston Flinders Road, Frankston Dandenong Road and along other main roads that they are responsible for within the Frankston Municipality, that are currently not being maintained as often as they should be.

**Council Decision**

**Moved: Councillor Tayler**

**Seconded: Councillor Aitken**

That Council write to the CEO of Vic Roads to demand that they maintain vegetation in areas such as Frankston Flinders Road, Frankston Dandenong Road, Frankston Freeway and Cranbourne Road, Langwarrin and along other main roads that they are responsible for within the Frankston Municipality, that are currently not being maintained as often as they should be.

**Carried Unanimously**

**13. LATE REPORTS**

Nil.

Chairperson's initials

*S. Mayer*



**14. URGENT BUSINESS****Centenary Park Golf Club – Meniere’s Australia Fundraising Day****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Aitken**

That the matter of Centenary Park Golf Club – Meniere’s Australia Fundraising Day be accepted as urgent business.

**Carried Unanimously**

**General Motion****Moved: Councillor Hampton****Seconded: Councillor Aitken**

That Council accepts the letter from Centenary Park Golf Club requesting financial assistance for the Meniere’s Australia Fundraising Day for the amount of \$2,000 and that the amount be taken from Councillor Hampton’s discretionary fund.

**Carried Unanimously**

**15. CONFIDENTIAL ITEMS****Council Decision****Moved: Councillor Taylor****Seconded: Councillor Aitken**

That the Ordinary Council Meeting be closed to the public to consider the following items which are of a confidential nature, pursuant to section 89(2) of the Local Government Act (LGA) 1989 for the reasons indicated:

**C.1 Appointment and Authorisation of Council Staff**

Agenda Item C.1 Appointment and Authorisation of Council Staff is designated confidential as it relates to Any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

**C.2 Award of Contract 2014/15-30 - Frankston Basketball Stadium Expansion Project - Design Services**

Agenda Item C.2 Award of Contract 2014/15-30 - Frankston Basketball Stadium Expansion Project - Design Services is designated confidential as it relates to contractual matters (s89 2d)

**C.3 Lease Matter**

Agenda Item C.3 Lease Matter is designated confidential as it relates to Any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

**C.4 Chief Executive Officer Performance Review**

Agenda Item C.4 Chief Executive Officer Performance Review is designated confidential as it relates to Any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

**Carried Unanimously**

**16. OUTCOME OF CONSIDERATION OF CERTAIN CONFIDENTIAL ITEMS****C.4 Award of Contract 2014/15 - 7 - Langwarrin Men's Shed & Public Hall Upgrade (considered at OM261 29 September 2014)****Council Decision****Moved: Councillor Mayer****Seconded: Councillor Aitken**

That:

1. Council approves the acceptance of the tender from Scheduled Asset Services for the construction of the Langwarrin Men's Shed & Public Hall Upgrade.
2. Council notes that a project contingency will be reserved outside of the contract sum and vests specific authority in the Chief Executive Officer to authorise the payment of variations from that sum.
3. The Contract/s be signed and sealed; and
4. The recommendation (without commercially sensitive information) be released by the next Ordinary Meeting of Council on Monday, 20 October 2014.
5. The additional funding contribution by Council for the inclusion of public toilets will be offset by savings in the total project cost.

The Motion was put and CARRIED unanimously

**C.1 Street Tree Management Contract (considered at OM263 10 November 2014)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Tayler**

That:

1. Council approves the proposed model for delivery of the Tree Maintenance service;
2. Council accepts the tender from The Tree Doctor for the Cyclic pruning for 2 years plus an option of a further 2 years;
3. Council accepts the tender from Taylors Trees for the Electric Line Clearance work for 2 years plus an option of a further 2 years;
4. Council accepts the tenders from The Tree Doctor, Citywide and Taylors Trees to make up a panel of suppliers for the delivery of reactive works covered for 2 years plus an option of a further 2 years;
5. No contractor be accepted for tree planting work covered under schedule 4;
6. The Operations Department continue to trial an in house crew within the Tree maintenance budget and report the outcomes of the trial in early 2015; and
7. The Contract/s be signed and sealed.

The Motion was put and CARRIED unanimously

**C.3 2014 Frankston Charitable Fund Grants Program (considered at OM263 10 November 2014)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Mayer**

That Council:

1. Notes the 2014 Frankston Charitable Fund Grant recommendations to the Lord Mayor's Charitable Foundation Board;
2. Thanks the Frankston Charitable Fund Committee of Management for their efforts.

The Motion was put and CARRIED unanimously

**C.2 Proposed Recipients for Citizen, Young Citizen, Senior Citizen and Community Event of the Year Awards for 2015 (considered at OM264 1 December 2014)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Taylor**

That:

1. Council awards Glenda Viner the Citizen of the Year Award for 2015;
2. Council awards Marion Beattie for the Senior Citizen of the Year Award for 2015.
3. Council awards Hayley Russell the Young Citizen of the Year Award for 2015 and Jasmine Martin and Mikala Sykes with a framed Letter under Seal recognising their significant contribution to the community.
4. Council awards the Community Event of the Year, a new category for 2015, to Lyrebird Community Centre for its Christmas Festival and Carols.
5. Council relaxes its eligibility criteria to include persons who reside outside of the municipality but who have made a demonstrable noteworthy contribution to the Frankston community over the year, or have contributed an outstanding service to the local community over a number of years.
6. The award recipients be notified of Council's decision after the meeting, and the names of the winners be embargoed until Australia Day 2015, where the awards will be presented to the winners at the Australia Day Citizenship Ceremony.
7. The resolution be incorporated in the public minutes of the February Meeting.

The Motion was put and CARRIED unanimously

**C.5 Plowman Place Streetscape Project (considered at OM265 22 December 2014)****Council Decision****Moved: Councillor Cunial****Seconded: Councillor Taylor**

That:

1. Council approves the acceptance of the tender from Parkinson Group (Vic) Pty Ltd for the *Construction of Plowman Place Streetscape Project (civil works)*.
2. Council notes that:
  - a. A project contingency of 9% will be reserved outside of:
    - i. the contract sum and vests specific authority in the Chief Executive Officer to authorize the payment of variation from that sum
3. The Contract be signed and sealed; and
4. The recommendation (without commercially sensitive information) be released by the next Ordinary Meeting of Council on Monday, 19 January 2014.

The Motion was put and CARRIED unanimously

**C.1 EDMS Software System Contract Award (considered at OM266 19 January 2015)****Council Decision****Moved: Councillor Taylor****Seconded: Councillor Dooley**

That:

1. Council awards the EDMS Software System contract to Kapish Services Pty Ltd for the implementation of HP Trim and integration with Ascent Capture, Trapeze, Pathway and InfoCouncil for 3 years;
2. Council notes that a project contingency of 10% of software and configuration costs will be reserved outside of the contract sum and vests specific authority in the Project Sponsor to authorise the payment of variations from that sum;
3. The Contract/s be signed and sealed; and,
4. The recommendation (without commercially sensitive information) be released once the contract has been signed and sealed.

The Motion was put and CARRIED unanimously

**C.2 Appointment of Chairperson to the Audit and Risk Management Committee  
(considered at OM266 19 January 2015)****Council Decision****Moved: Councillor Taylor****Seconded: Councillor Cunial**

That:

1. Council resolves to appoint Mr. Neil Greenaway to the position of Chairperson until 31 January 2016.
2. The resolution be incorporated in the public minutes of this Meeting.

The Motion was put and CARRIED unanimously

**C.3 Appointment and Authorisation of Council Staff (considered at OM266 19  
January 2015)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Dooley**

That:

1. Pursuant to the provisions of Section 147 (4) of the *Planning and Environment Act 1987* (The Act), Council appoint the officer listed below to be an authorised officer for the purposes of The Act and the regulations made under The Act:
  - Kate Jewell
2. The Instruments of Appointment and Authorisation in respect of the Officer listed above be signed and sealed.
3. This resolution is incorporated in the public minutes of this Meeting.


The Motion was put and CARRIED unanimously

**C.1 Appointment and Authorisation of Council Staff (considered at OM267 9  
February 2015)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Spelman**

That:

1. Pursuant to the provisions of Section 147 (4) of the *Planning and Environment Act 1987* (The Act), Council appoint the officers listed below to be authorised officers for the purposes of The Act and the regulations made under The Act:
  - Rowan Farmer
  - Richard Gillespie-Jones

Chairperson's initials



2. The Instruments of Appointment and Authorisation in respect of the Officers listed above be signed and sealed.
3. This resolution is incorporated in the public minutes of this Meeting.

The Motion was put and CARRIED unanimously

**C.2 Miscellaneous Grants Program Review (considered at OM267 9 February 2015)**

**Council Decision**

**Moved: Councillor Aitken**

**Seconded: Councillor Spelman**

That Council endorses the Draft Miscellaneous Grants Program.

The Motion was put and CARRIED unanimously

**C.3 Frankston Arts Board – Membership (considered at OM267 9 February 2015)**

**Council Decision**

**Moved: Councillor Taylor**

**Seconded: Councillor O'Reilly**

That:

1. Council approves the appointment of Ms Sonia Turnbull as a Legal Representative for a term of 3 years from 16 February 2015 to 15 February 2018.
2. Council approves the appointment of Ms Barbara Crook as the Independent Chair for a term of 3 years from 16 February 2015 to 15 February 2018.
3. Council thanks Jenni Colwill for her interest in nominating for Chairperson of the Frankston Arts Board.
4. Council thanks Jacquelyn Kumar for her interest in applying for membership to the Frankston Arts Board.
5. That this resolution be incorporated in the public minutes of this Meeting.

The Motion was put and CARRIED unanimously

**C.1 Appointment and Authorisation of Council Staff (considered at this meeting)****Council Decision****Moved: Councillor Hampton****Seconded: Councillor Taylor**

That:

1. Pursuant to the provisions of Section 147 (4) of the *Planning and Environment Act 1987* (The Act), Council appoint the officers listed below to be an authorised officer for the purposes of The Act and the regulations made under The Act:
  - David Fairbridge
  - Simon Molloy
2. The Instruments of Appointment and Authorisation in respect of the Officers listed above be signed and sealed.
3. This resolution is incorporated in the public minutes of this Meeting.

The Motion was put and CARRIED unanimously

**C.4 Chief Executive Officer Performance Review (considered at this meeting)****Council Decision****Moved: Councillor Taylor****Seconded: Councillor Aitken**

That:

1. Council endorses the report attached that details the satisfactory performance review of the Chief Executive Officer against the performance criteria set out in 2013/2014.
2. Council acknowledges the exceptional performance of the Chief Executive Officer during this review period.
3. The resolution be incorporated into the public minutes of this meeting.

The Motion was put and CARRIED unanimously



*The meeting closed to the public at 9.56 p.m.*

CONFIRMED THIS

DAY OF

2015

.....  
CHAIRPERSON

**AUTHORITY TO STAMP INITIALS ON MINUTES**

I, Cr. Sandra Mayer, Chairperson – Council Meeting hereby authorise the use of a stamp of my initials to initial each page of these Minutes of the Council Meeting held on Monday 2 March 2015, confirmed on 23 March 2015.

.....  
(Cr. Sandra Mayer, Chairperson – Council Meeting)

Dated this

day of

2015